

STATE OF NORTH DAKOTA

Journal of the House

OF THE

Forty-Fifth Session

OF THE

Legislative Assembly

Begun and held at the State Capitol Building at Bismarck
December 7, 8, 9, 1976 and
January 4 to April 8, 1977, inclusive

OSCAR SOLBERG
Rolla, North Dakota
Speaker of the House

ROY GILBREATH
Menoken, N.D.
Chief Clerk

HOUSE MEMBERS

MEMBER	PHONE NO. (R: RES.) (B: BUS.)	DISTRICT
Anderson, Bernie 606 Maple Lisbon, ND 58054	R: 683-4676	27. Ransom, Pt. Richland
Backes, Richard J. Glenburn, ND 58740	R: 362-7983	3. Renville, Pt. Ward
Beauclair, Sister Mary 423 Eighth Avenue North	R: 652-2660 B: 652-3141	14. Foster, Wells
Carrington, ND 58421		
Benedict, Pauline M. Berthold, ND 58718	R: 453-7825	3. Renville, Pt. Ward
Berg, Gordon. Route 3 Devils Lake, ND 58301	R: 662-2515	15. Pt. Ramsey
Berger, L.E. Box 799 West Fargo, ND 58078	R: 282-3520	13. Pt. Cass
Black, Rosie 6104 B. Sunflake Circle Grand Forks Air Force Base Emerado, ND 58228	R: 594-2595	17. Pt. Grand Forks
Christensen, Ralph M. P.O. Box 584 Watford City, ND 58854	R: 842-3247	36. Dunn, McKenzie, Pt. Mercer
Conmy, Pat 301 West Thayer Avenue Bismarck, ND 58501	R: 255-0333 B: 223-4022	47. Pt. Burleigh
Crabtree, John D. Box 426 Ellendale, ND 58436	R: 349-4377 B: 349-3633	26. Sargent, Pt. Dickey
Dotzenrod, Ralph C. Wyndmere, ND 58081	R: 439-2371 B: 439-2226	27. Ransom, Pt. Richland
DuBord, Paul L. 1521 Eighth Avenue South Fargo, ND 58102	R: 235-7482	21. Pt. Cass
Eagles, Aloha 1745 South Eighth Fargo, ND 58102	R: 232-2193	46. Pt. Cass
Erickson, LeRoy DeLamere, ND 58022	R: 427-5812	26. Sargent, Pt. Dickey
Fleming, Charles F. Hamilton, ND 58238	R: 265-8216	11. Pembina, Pt. Walsh
Gackle, William Kulm, ND 58456	R: 647-2281 B: 647-2463	28. LaMoure, Logan, Pt. Dickey
Gengler, John F. 835 Second Street East Dickinson, ND 58601	R: 225-2066	37. Pt. Stark

HOUSE MEMBERS

MEMBER	PHONE NO. (R: RES.) (B: BUS.)	DISTRICT
Gerl, James 411 Seventh Avenue NW Mandan, ND 58554	R: 663-3338 B: 663-7415	34. Pt. Morton
Gronneberg, Arnold Hannaford, ND 58448	R: 769-2593	23. Griggs, Steele, Pt. Nelson, Pt. Ramsey
Gunderson, Oben McCanna, ND 58253	R: 397-5232	19. Pt. Grand Forks, Pt. Nelson, Pt. Walsh
Gunsch, Ronald E. Zap, ND 58580	R: 873-4713	33. Oliver, Pt. Mercer, Pt. Morton
Haugland, Brynhild P.O. Box 1684 Minot, ND 58701	R: 838-7157	40. Pt. Ward and 50.
Hausauer, Alvin 1406 North 22nd Street Bismarck, ND 58501	R: 223-6802	49. Pt. Burleigh
Hausauer, Roy 85 Dakota Avenue Wahpeton, ND 58075	R: 642-5255 B: 642-5528	25. Pt. Richland
Herman, Jean E. 3638 Fairway Road Fargo, ND 58102	R: 232-6003	44. Pt. Cass
Herslip, Larry Souris, ND 58783	R: 243-6436	6. Bottineau, Pt. McHenry
Hickle, Ralph Center, ND 58530	R: 794-3173	33. Oliver, Pt. Mercer, Pt. Morton
Hill, Gordon Roseglen, ND 58775	R: 743-4319	8. McLean, Pt. Ward
Horgan, Dean K. 840 Riverview Drive Valley City, ND 58072	R: 845-2708 B: 845-1453 B: 845-3086	24. Pt. Barnes
Jacobson, Irven Alamo, ND 58830	R: 539-2310	2. Divide, Pt. Burke, Pt. Williams
Johnson, Howard C. Fairdale, ND 58229	R: 966-2566	16. Pt. Walsh
Kelly, Tish 404 South University Drive Fargo, ND 58102	R: 232-6929	21. Pt. Cass
Kermott, Marjorie 200 Seventh Avenue SE Minot, ND 58701	R: 852-0628	5. Pt. Ward
Kloubec, Richard 1450 South Eighth Street Fargo, ND 58102	R: 232-3843 B: 237-5930	46. Pt. Cass

HOUSE MEMBERS

MEMBER	PHONE NO. (R: RES.) (B: BUS.)	DISTRICT
Knudson, Kenneth Box 264 Taylor, ND 58656	R: 974-3536	38. Adams, Hettinger, Pt. Stark
Kretschmar, William E. Box A Venturia, ND 58489	R: 684-7321 B: 288-3536	30. Emmons, McIntosh
Kuchera, Tom 525 South Sixth Street Grand Forks, ND 58201	R: 775-8798	18. Pt. Grand Forks
Lang, Theodore A. Sterling, ND 58572	R: 387-4589	31. Kidder, Sheridan, Pt. Burleigh
Langley, Byron Warwick, ND 58381	R: 947-5400 B: 294-2891	12. Benson, Eddy
Lardy, William J. 335 Seventh Avenue West Dickinson, ND 58601	R: 225-9379 B: 227-2109	37. Pt. Stark
Larson, Bruce Box 99 Sheyenne, ND 58374	R: 996-3531 B: 996-3536	12. Benson, Eddy
Larson, Gordon Rural Route 2 Jamestown, ND 58401	R: 489-3557	29. Pt. Stutsman
Laughlin, Bruce Finley, ND 58230	R: 524-2022	23. Griggs, Steele, Pt. Nelson, Pt. Ramsey
Lee, Fern Towner, ND 58788	R: 537-5612	7. Pierce, Pt. McHenry
Lipsiea, Peter Box 801 Mayville, ND 58257	R: 786-2901 B: 786-2614	20. Traill, Pt. Cass, Pt. Grand Forks
Lokken, Richard No. 13 Delnor Drive Minot, ND 58701	R: 838-7913	40. Pt. Ward and 50.
Lundene, Henry O. Adams, ND 58210	R: 944-2542	16. Pt. Walsh
Maixner, Rick Rural Route 3, Box 69A New England, ND 58647	R: 579-4181	39. Billings, Bowman, Golden Valley, Slope, Pt. Stark
Marsden, Lawrence D. 618 Thompson Street Bottineau, ND 58318	R: 228-3046 B: 228-2288	6. Bottineau, Pt. McHenry
Martin, Clarence Lefor, ND 58641	R: 225-2513	38. Adams, Hettinger, Pt. Stark

HOUSE MEMBERS

MEMBER	PHONE NO. (R: RES.) (B: BUS.)	DISTRICT
Martin, Gene	R: 775-9945	43. Pt. Grand Forks
918 19th Avenue South Grand Forks, ND 58201	B: 772-5597	
Martinson, Robert W.	R: 223-7388	49. Pt. Burleigh
Box 2296 Bismarck, ND 58501	B: 223-0835	
Matchie, Tom	R: 232-3804	45. Pt. Cass
1218 North 11½ Street Fargo, ND 58102	B: 237-7143	
McCaffrey, Joann W.	R: 775-4946	42. Pt. Grand Forks
403 North 25th Street Grand Forks, ND 58201	B: 772-5597	
McGauvran, John.	R: 256-5912	10. Cavalier,
Osnabrock, ND 58269	(Summer) 496-3169 (Winter)	Pt. Towner
Meiers, Ruth	R: 755-3344	4. Mountrail,
Box 56 Ross, ND 58776		Pt. Burke
Mertens, Charles F.	R: 662-2556	15. Pt. Ramsey
718 Seventh Street Devils Lake, ND 58301	B: 662-4325	
Metz, Reuben L.	R: 485-3581	28. LaMoure, Logan,
Alfred, ND 58411		Pt. Dickey
Metzger, Ray.	R: 237-5527	13. Pt. Cass
Route 4, Box 18 Fargo, ND 58102	B: 237-3360	
Meyer, Walter A.	R: 597-3500	35. Grant, Sioux,
Flasher, ND 58535		Pt. Morton
Miller, Bert F.	R: 324-2135	14. Foster, Wells
908 Custer Avenue Harvey, ND 58341	B: 324-2341	
Mund, Harold	R: 258-3852	32. Pt. Burleigh
1208 Billings Drive Bismarck, ND 58501	B: 223-5200	
Murphy, Jack	R: 764-5280	36. Dunn, McKenzie,
Killdeer, ND 58640		Pt. Mercer
Mushik, Corliss	R: 663-3115	34. Pt. Morton
608 Third Street NW Mandan, ND 58554	B: 223-5472	
Nicholas, Eugene	R: 968-3149	10. Cavalier,
938 Fifth Avenue Cando, ND 58324	B: 656-3464	Pt. Towner
Nordby, Doug	R: 879-6269	39. Billings,
Amidon, ND 58620		Bowman, Golden Valley, Slope, Pt. Stark

HOUSE MEMBERS

MEMBER	PHONE NO. (R: RES.) (B: BUS.)	DISTRICT
Olson, Alice	R: 265-4323	11. Pembina, Pt. Walsh
Cavalier, ND 58220		
Opedahl, Olaf	R: 664-2656	2. Divide, Pt. Burke, Pt. Williams
Rural Route 2		
Tioga, ND 58852		
O'Shea, Robert	R: 448-2866	8. McLean, Pt. Ward
Turtle Lake, ND 58575		
Peterson, Jim	R: 839-3042	40. Pt. Ward and
516 Eighth Street NW	B: 852-2534	50.
Minot, ND 58701		
Powers, Anna	R: 645-2519	22. Pt. Barnes, Pt. Cass
Leonard, ND 58052		
Rau, Duane	R: 486-3466	29. Pt. Stutsman
Medina, ND 58467		
Reed, Burness	R: 775-7754	17. Pt. Grand Forks
211 Fenton Avenue		
Grand Forks, ND 58201		
Richard, Allen	R: 244-5771	9. Rolette, Pt. Towner
Box 1398	B: 244-5437	
Dunseith, ND 58329		
Richie, Craig M.	R: 235-8269	44. Pt. Cass
2929 Eighth Street North	B: 235-5272	
Fargo, ND 58102		
Richter, Larry	R: 255-1332	32. Pt. Burleigh
612 East Columbia Drive		
Bismarck, ND 58501		
Riehl, Emil J.	R: 597-3798	35. Grant, Sioux, Pt. Morton
Box 50, Rural Route 1		
Raleigh, ND 58564		
Rocheleau, Richard	R: 776-6150	7. Pierce, Pt. McHenry
301 East Ninth	B: 776-5131	
Rugby, ND 58368		
Rued, Royden D.	R: 838-7110	40. Pt. Ward and
Box 1666	B: 852-1277	50.
Minot, ND 58701		
Russell, Charles A.	R: 252-4366	48. Pt. Barnes, Pt. Stutsman
Buchanan, ND 58420	B: 252-6016	
Rylance, Dan	R: 772-7913	43. Pt. Grand Forks
924 Sunset Drive	B: 777-2617	
Grand Forks, ND 58201		
Schindler, Orville	R: 363-2323	31. Kidder, Sheridan, Pt. Burleigh
McClusky, ND 58463		
Schuett, Warren	R: 642-5489	25. Pt. Richland
824 North Third Street		
Wahpeton, ND 58075		

HOUSE MEMBERS

MEMBER	PHONE NO. (R: RES.) (B: BUS.)	DISTRICT
Scofield, Charles L. Box 1367 Williston, ND 58801	R: 572-5369 B: 572-3911	1. Pt. Williams
Solberg, Oscar. Rolla, ND 58367	R: 477-3565	9. Rolette, Pt. Towner
Stenehjem, Wayne K. 3712 Berkeley Drive No. 6 Grand Forks, ND 58201	R: 775-3604	42. Pt. Grand Forks
Strinden, Earl. 2812 Chestnut Street Grand Forks, ND 58201	R: 775-9166 B: 777-2611	18. Pt. Grand Forks
Swiontek, Steven J. 134D Ct. University Village Fargo, ND 58102	R: 237-5694	45. Pt. Cass
Thorsgard, Enoch. Northwood, ND 58267	R: 587-6042	19. Pt. Grand Forks, Pt. Nelson, Pt. Walsh
Timm, Mike. P.O. Box 29 Minot, ND 58701	R: 839-6492 B: 852-4184	5. Pt. Ward
Tinjum, Larry E. Powers Lake, ND 58773	R: 464-5777	4. Mountrail, Pt. Burke
Tweten, Malcolm. Buxton, ND 58218	R: 436-4074	20. Traill, Pt. Cass, Pt. Grand Forks
Unhjem, Michael. Box 495 Jamestown, ND 58401	R: 252-4631	48. Pt. Barnes Pt. Stutsman
Vander Vorst, Wilbur. Hague, ND 58542	R: 336-7544	30. Emmons, McIntosh
Wagner, Vernon E. Box 1198 Bismarck, ND 58501	R: 223-0935 B: 223-9475	47. Pt. Burleigh
Walsh, J. Mikel. Route No. 1 Minot, ND 58701	R: 838-1788	41. Pt. Ward
Weber, Francis E. "Hank" ... Casselton, ND 58012	R: 347-4163	22. Pt. Barnes, Pt. Cass
Wentz, Janet. 505 Eighth Avenue SE Minot, ND 58701	R: 838-0811	41. Pt. Ward
Winge, Ralph M. Route 2, Box 85 Litchville, ND 58461	R: 762-3642	24. Pt. Barnes
Winkjer, Dean. P.O. Box 1261 Williston, ND 58801	R: 572-2276 B: 572-6771	1. Pt. Williams

MEMBERS OF THE HOUSE, 1977

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
1	Dean Winkler	Williston	Lawyer	Married	North Dakota	1923	1973, 75, 77
1	Charles L. Scofield	Williston	Broadcaster	Married	Montana	1925	1973, 75, 77
2	Irven Jacobson	Alamo	Farmer	Married	North Dakota	1920	1971, 73, 75, 77
2	Olaf Opedahl	Tioga	Farmer	Single	North Dakota	1912	1963, 65, 67, 69, 71, 73, 75, 77
3	Richard J. Backes	Glenburn	Farmer	Married	North Dakota	1925	1961, 63, 65, 67, 69, 71, 73, 75, 77
3	Pauline M. Benedict	Berthold	Housewife	Widow	North Dakota	1911	1977
4	Larry E. Tinjum	Powers Lake	Farmer-Rancher	Single	North Dakota	1947	1973, 75, 77
4	Ruth Meiers	Ross	Housewife	Married	North Dakota	1925	1975, 77
5	Marjorie Kermott	Minot	Inact. Regis. Nurse	Widow	Indiana	1913	1973, 75, 77
5	Mike Timm	Minot	Businessman	Married	North Dakota	1937	1973, 75, 77
6	Larry Herslip	Souris	Farmer	Married	North Dakota	1945	1977
6	Lawrence D. Marsden	Bottineau	Businessman	Married	North Dakota	1924	1973, 75, 77
7	Richard Rocheleau	Rugby	Auctioneer-Tree Rem.	Married	Massachusetts	1922	1975, 77
7	Fern E. Lee	Towner	Editorial Ass't.	Married	North Dakota	1909	1967, 71, 73, 75, 77
8	Gordon Hill	Roseglen	Farmer	Married	North Dakota	1941	1977
8	Robert "Bob" O'Shea	Turtle Lake	Farmer-Rancher	Married	North Dakota	1926	1977
9	Oscar Solberg	Rolla	Farmer	Married	North Dakota	1911	1949, 51, 53, 55, 57, 59, 61, 63, 65, 67, 69, 71, 73, 75, 77
9	Allen Richard	Dunseith	Farmer	Married	North Dakota	1947	1977
10	John McGauvran	Osnabrock	Farmer	Married	North Dakota	1925	1971, 73, 75, 77
10	Eugene Nicholas	Cando	Farmer	Married	North Dakota	1945	1975, 77
11	Charles F. Fleming	Hamilton	Farmer	Married	North Dakota	1945	1971, 73, 75, 77
11	Alice Olson	Cavalier	Housewife	Married	Manitoba	1928	1973, 75, 77
12	Byron Langley	Warwick	Farmer-Rancher	Married	North Dakota	1926	1973, 75, 77
12	Bruce W. Larson	Sheyenne	Farmer-Rancher	Married	North Dakota	1924	1977
13	L.E. Berger	West Fargo	Educator	Married	North Dakota	1907	1975, 77
13	Ray Metzger	Fargo	Pres. Home Furn.	Married	North Dakota	1928	1975, 77

MEMBERS OF THE HOUSE, 1977—(Continued)

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
14	Sister Mary Beauclair	Carrington	Lic. Pract. Nurse	Single	North Dakota	1933	1977
14	Bert F. Miller	Harvey	Retail-Farming	Married	North Dakota	1910	1975, 77
15	Charles F. Mertens	Devils Lake	Dairy Farmer	Married	North Dakota	1933	1971, 73, 75, 77
15	Gordon Berg	Devils Lake	Ret. Farmer	Married	North Dakota	1927	1977
16	Howard C. Johnson	Fairdale	Farmer	Married	North Dakota	1915	1971, 73, 75, 77
16	Henry O. Lundene	Adams	Farmer	Married	Alabama	1904	1963, 65, 69, 71, 73, 75, 77
17	Louise "Rosie" Black	Grand Forks AFB	Mental Health Worker	Married	Ohio	1952	1977
17	Burness J. Reed	Grand Forks	Adm. Ass't. Home Del. Meals	Married	North Dakota	1930	1977
18	Earl S. Strinden	Grand Forks	Developer	Married	North Dakota	1931	1967, 69, 71, 73, 75, 77
18	Thomas J. Kuchera	Grand Forks	Student-UND	Married	North Dakota	1929	1977
19	Oben Gunderson, Jr.	McCanna	Farmer	Married	North Dakota	1927	1971, 73, 75, 77
19	Enoch Thorsgard	Northwood	Farmer	Married	North Dakota	1917	1969, 71, 73, 75, 77
20	Malcolm S. Tweten	Buxton	Farmer	Married	North Dakota	1925	1973, 75, 77
20	Peter Lipsiea	Mavville	Ass't. Mgr. Stkhouse	Single	North Dakota	1954	1977
21	Paul L. DuBord	Fargo	Electrician	Married	North Dakota	1920	1977
21	Patricia (Tish) Kelly	Fargo	Housewife	Married	Oklahoma	1932	1975, 77
22	Anna Powers	Leonard	Housewife-Farmer	Married	North Dakota	1912	1961, 63, 65, 73, 75, 77
22	Francis E. (Hank) Weber	Casselton	Farmer	Married	North Dakota	1924	1963, 65 (Senate), 67, 69, 71, 73, 75, 77
23	Arnold J. Gronneberg	Hannaford	Farmer	Married	North Dakota	1912	1971, 73, 75, 77
23	Bruce Laughlin	Finley	Farmer	Married	North Dakota	1930	1971, 73, 75, 77
24	Dean Horgan	Valley City	Insurance	Married	North Dakota	1944	1977
24	Ralph M. Winge	Litchville	Farmer	Married	North Dakota	1925	1959, 61, 63, 65, 67, 71, 73, 75, 77
25	LeRoy Hausauer	Wahpeton	Motel Owner	Widower	Minnesota	1920	1971, 73, 75, 77
25	Warren Schuett	Wahpeton	Auto. Mech. School	Married	Minnesota	1918	1975, 77
26	John D. Crabtree	Ellendale	Insurance	Married	North Dakota	1918	1977

MEMBERS OF THE HOUSE, 1977—(Continued)

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
26	LeRoy Erickson	Delamere	Farmer	Married	North Dakota	1926	1967, 73, 75, 77
27	Ralph Dotzenrod	Wyndmere	Implement Dealer	Married	Minnesota	1909	1971, 73, 75, 77
27	Bernie Anderson	Lisbon	Dairy Farmer	Married	North Dakota	1926	1977
28	William F. Gackle	Kulm	Farmer	Married	North Dakota	1927	1963, 67, 69, 71, 73, 75, 77
28	Reuben L. Metz	Alfred	Farmer	Married	North Dakota	1924	1975, 77
29	Gordon Larson	Jamestown	Farmer	Single	North Dakota	1917	1967, 69, 71, 73, 75, 77
29	Duane Rau	Medina	Farmer	Married	North Dakota	1929	1973, 75, 77
30	William E. Kretschmar	Venturia	Attorney	Single	Minnesota	1933	1973, 75, 77
30	Wilber Vander Vorst	Hague	Farmer-Rancher	Widower	North Dakota	1917	1973, 75, 77
31	Theodore (Ted) A. Lang	Sterling	Farmer	Married	North Dakota	1911	1965, 67, 69, 71, 73, 75, 77
31	Orville Schindler	McClusky	Farmer	Married	North Dakota	1924	1973, 75, 77
32	Harold H. Mund	Bismarck	Q & R Clinic	Married	North Dakota	1945	1977
32	Larry R. Richter	Bismarck	Mgr. Dak. Sand & Gr.	Married	North Dakota	1936	1977
33	Ronald E. Gunsch	Zap	Farmer-Rancher	Married	North Dakota	1940	1977
33	Ralph Hickie	Center	Farmer	Married	North Dakota	1904	1965, 67, 69, 71, 73, 75, 77
34	James Gerl	Mandan	Pet. Refining Op.	Married	Illinois	1937	1971, 77
34	Corliss Mushik	Mandan	Housewife	Married	North Dakota	1922	1971, 75, 77
35	Walter A. Meyer	Flasher	Rancher	Married	North Dakota	1933	1975, 77
35	Emil J. Riehl	Raleigh	Farmer	Married	North Dakota	1925	1977
36	Ralph M. Christensen	Wafford City	Businessman	Married	North Dakota	1911	1973, 75, 77
36	J.R. Murphy	Killdeer	Rancher	Married	North Dakota	1912	1971, 73, 75, 77
37	William J. Lardy	Dickinson	Educator	Married	North Dakota	1941	1977
37	John F. Gengler	Dickinson	Conductor-BNRR	Married	North Dakota	1916	1961, 65, 71, 73, 77
38	Kenneth Knudson	Taylor	Farmer	Single	North Dakota	1927	1967, 69, 71, 73, 75, 77
38	Clarence Martin	Lefor	Farmer-Rancher	Married	North Dakota	1929	1975, 77
39	R.R. (Rick) Maixner	New England	Farmer	Married	North Dakota	1945	1977
39	Douglas M. Nordby	Amidon	Farmer-Rancher	Married	Wisconsin	1929	1977

MEMBERS OF THE HOUSE, 1977—(Continued)

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
40/50	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, 75, 77
40/50	Richard Lokken	Minot	Electrician	Married	North Dakota	1941	1977
40/50	James A. Peterson	Minot	Contractor	Married	North Dakota	1935	1967, 69, 71, 73, 75, 77
40/50	Roy R. Rued	Minot	Insurance Agt.	Married	North Dakota	1926	1973, 75, 77
41	J. Mikel Walsh	Minot	Farmer	Single	North Dakota	1952	1977
41	Janet Wentz	Minot	Secur. Rep.	Married	North Dakota	1937	1975, 77
42	Joann W. McCaffrey	Grand Forks	Teacher	Married	Missouri	1929	1977
42	Wayne K. Sfenehjem	Grand Forks	Law Student	Single	North Dakota	1953	1977
43	E. Gene Martin	Grand Forks	Teacher	Married	Minnesota	1943	1977
43	Dan Rylance	Grand Forks	Educator	Married	North Dakota	1942	1975, 77
44	Jean Herman	Fargo	Housewife	Married	Minnesota	1924	1977
44	Craig M. Richie	Fargo	Attorney	Single	Ohio	1948	1977
45	Thomas Matchie	Fargo	Educator	Married	North Dakota	1933	1977
45	Steven J. Swiontek	Fargo	Student-NDSU	Married	North Dakota	1954	1977
46	Aloha Eagles	Fargo	Housewife	Married	Minnesota	1916	1967, 69, 71, 73, 75, 77
46	Richard W. Kloubec	Fargo	Businessman	Married	North Dakota	1931	1973, 77
47	Patrick (Pat) A. Conmy	Bismarck	Attorney	Married	North Dakota	1934	1977
47	Vernon E. Wagner	Bismarck	ND Medical Ass'n.	Married	North Dakota	1926	1963, 65, 67, 69, 71, 73, 75, 77
48	Charles A. Russell	Buchanan	Farmer	Married	North Dakota	1921	1977
48	Michael Unhjem	Jamestown	Student-UND	Married	North Dakota	1953	1975, 77
49	Alvin Hausauer	Bismarck	Farmer	Married	North Dakota	1927	1971, 73, 75, 77
49	Robert Martinson	Bismarck	Salesman	Single	North Dakota	1946	1973, 75, 77

SENATE MEMBERS

MEMBER	PHONE NO. (R: RES.) (B: BUS.)	DISTRICT
Albers, Robert F. Hazen, ND 58545	R: 748-2715	33. Oliver, Pt. Mercer, Pt. Morton
Barth, Francis Solen, ND 58570	R: 456-5563	35. Grant, Sioux, Pt. Morton
Berube, Phillip 315 Main Avenue East Rolla, ND 58367	R: 477-5242	9. Rolette, Pt. Towner
Christensen, Hal 307 Eighth Street NW Minot, ND 58701	R: 839-3323 B: 852-3789	5. Pt. Ward
Erdman, Walter C. 1202 Bennett Street Bottineau, ND 58318	R: 228-3247	6. Bottineau, Pt. McHenry
Farrington, Steve 4 Advent Avenue Harvey, ND 58341	R: 324-2424 B: 324-4646	14. Foster, Wells
Freed, Howard A. 926 Seventh Avenue West Dickinson, ND 58601	R: 225-8513 B: 225-6711	37. Pt. Stark
Fritzell, Stella 1120 Cottonwood Grand Forks, ND 58201	R: 772-1014	43. Pt. Grand Forks
Goodman, Chuck Box G Grand Forks, ND 58201	R: 775-5072 B: 772-8181	18. Pt. Grand Forks
Hanson, Donald W. 2513 - 9½ Street North Fargo, ND 58102	R: 232-8424 B: 293-6303	45. Pt. Cass
Hoffner, S. F. "Buckshot" Esmond, ND 58332	R: 249-3474	12. Benson, Eddy
Holmberg, Raymon E. 1701 Riverside Drive Grand Forks, ND 58201	R: 775-9656 B: 775-3176	17. Pt. Grand Forks
Iszler, Harry Streeter, ND 58483	R: 424-3630	31. Kidder, Sheridan, Pt. Burleigh
Jacobson, J. Garvin Alexander, ND 58831	R: 828-3498	36. Dunn, McKenzie, Pt. Mercer
Jones, Kent Webster, ND 58382	R: 395-4436	15. Pt. Ramsey
Krauter, Adam Regent, ND 58650	R: 563-4335	38. Adams, Hettinger, Pt. Stark
Larson, Lester G. Brocket, ND 58321	R: 259-2282	23. Griggs, Steele, Pt. Nelson, Pt. Ramsey

SENATE MEMBERS

MEMBER	PHONE NO. (R: RES.) (B: BUS.)	DISTRICT
Lashkowitz, Herschel Box 2621 Fargo, ND 58102	R: 235-9164	21. Pt. Cass
Lee, Shirley W. Turtle Lake, ND 58575	R: 448-2360 B: 448-2317	8. McLean, Pt. Ward
Lips, Evan E. 203 West Owens Avenue Bismarck, ND 58501	R: 223-8765 B: 223-6465	47. Pt. Burleigh
Lodoen, Clayton A. 522 Fourth Avenue West West Fargo, ND 58078	R: 282-3564 B: 282-4425	13. Pt. Cass
Maher, John F. 608 West Second Bowman, ND 58623	R: 523-5394 B: 523-3441	39. Billings, Bowman, Golden Valley, Slope, Pt. Stark
Mau, Rodney A. Mohall, ND 58761	R: 756-6865	3. Renville, Pt. Ward
Melland, Robert B. P. O. Box 112 Jamestown, ND 58401	R: 252-3136 B: 252-1240	29. Pt. Stutsman
Miller, Bonnie L. 1028 Lake Avenue, No. 3 Bismarck, ND 58501	R: 223-1583	32. Pt. Burleigh
Morgan, Kenneth L. Walcott, ND 58077	R: 428-3831	27. Ransom, Pt. Richland
Naaden, L. L. "Pete" Braddock, ND 58524	R: 332-6374	30. Emmons, McIntosh
Nelson, Gary J. Box 337 Casselton, ND 58012	R: 347-4319 B: 282-4001	22. Pt. Barnes, Pt. Cass
Nething, David F. P. O. Box 1059 Jamestown, ND 58401	R: 252-3353 B: 252-5541	48. Pt. Barnes, Pt. Stutsman
Orange, Charles E. "Chuck" 1701 University Avenue Grand Forks, ND 58201	R: 775-4910	42. Pt. Grand Forks
Peterson, Curtis N. 149 South Woodcrest Drive Fargo, ND 58102	R: 235-6742 B: 235-3304	44. Pt. Cass
Pietron, Arnold Larimore, ND 58251	R: 343-2643	19. Pt. Grand Forks, Pt. Nelson, Pt. Walsh
Rait, George Noonan, ND 58765	R: 925-6149	2. Divide, Pt. Burke, Pt. Williams
Redlin, Rolland 1005 21st NW Minot, ND 58701	R: 838-4791 B: 852-3711	40. Pt. Ward and 50.

SENATE MEMBERS

MEMBER	PHONE NO. (R: RES.) (B: BUS.)	DISTRICT
Reiten, Chester 2021 Ida Mae Court Minot, ND 58701	R: 852-4491 B: 852-2104	40. Pt. Ward and 50.
Sandness, Claire A. LaMoure, ND 58458	R: 883-5876	28. LaMoure, Logan, Pt. Dickey
Sands, Ernest M. Velva, ND 58790	R: 338-3552 B: 338-3551	7. Pierce, Pt. McHenry
Schirado, Lester J. 203½ First Avenue NW Mandan, ND 58554	R: 663-9243 B: 663-7469	34. Pt. Morton
Shablow, Frank 207 12th Avenue Langdon, ND 58249	R: 256-2529	10. Cavalier, Pt. Towner
Smykowski, James Cayuga, ND 58013	R: 538-4466	26. Sargent, Pt. Dickey
Solberg, I. E. "Esky" 925 North Sixth Street Bismarck, ND 58501	R: 223-1778	49. Pt. Burleigh
Strand, Gilman A. Portland, ND 58274	R: 928-5061	20. Traill, Pt. Cass, Pt. Grand Forks
Strinden, Theron L. Litchville, ND 58461	R: 762-4475 B: 762-3605	24. Pt. Barnes
Tallackson, Harvey D. Box 288 Grafton, ND 58237	R: 284-6033 B: 352-0871	16. Pt. Walsh
Tennefos, Jens J. 714 19th Avenue South Fargo, ND 58102	R: 235-2758 B: 235-6661	46. Pt. Cass
Thane, Russell T. Route 1, Box 142 Wahpeton, ND 58075	R: 642-8134	25. Pt. Richland
Vosper, F. Kent Neche, ND 58265	R: 886-7712	11. Pembina, Pt. Walsh
Walsh, Jerome L. Route 1 Minot, ND 58701	R: 838-1788	41. Pt. Ward
Wenstrom, Frank A. P. O. Box 187 Williston, ND 58801	R: 572-5783	1. Pt. Williams
Wright, Stanley Box 97 Stanley, ND 58784	R: 628-2628 B: 628-2236	4. Mountrail, Pt. Burke

HOUSE PAYROLL

(Daily Wages)

Chief Clerk	\$59.00
Assistant Chief Clerk	50.00
Desk Reporter	55.00
Bill Clerk	45.00
Appropriations Committee Clerk	45.00
Chief Stenographer and Payroll Clerk	45.00
Sergeant-at-Arms	45.00
Deputy Sergeant-at-Arms	37.50
Chief Page	40.00

(Daily Wages)

Secretary to Speaker	\$50.00
Secretary to Republican Floor Leader	45.00
Secretary to Democratic Floor Leader	45.00
Calendar Clerk	37.50
Committee Clerks (10)	40.00
Assistant Committee Clerks	37.50
Enrolling and Engrossing Clerks	40.00
Proofreaders (2)	37.50
Assistant Appropriations Committee Clerk	35.00
Assistant Sergeant-at-Arms	35.00
Stenographers (5)	37.50
Typist	37.50
Bill Book Clerks and Pages (14)	35.00
Bill and Journal Room Clerks (6)	35.00
Chief Telephone Clerk	37.50
Telephone Clerks (2)	35.00
Information Desk Clerk	35.00
Parking Lot Attendant	35.00
Custodians (4)	23.00

HOUSE EMPLOYEES

Name:	Position:	Home:
Roy Gilbreath	Chief Clerk	Menoken
Alan Sheppard	Ass't. Chief Clerk	Mandan
Barbara King	Desk Reporter	Williston
Gladys Derrick	Bill Clerk	Bismarck
Art Buckwitz	Sergeant-at-Arms	Jamestown
Marjorie Cleveland	Deputy Sergeant-at-Arms	Wilton
Phyllis Connolly	Ass't. Sergeant-at-Arms	Dunn Center
James Sette	Ass't. Sergeant-at-Arms	Bismarck
Philip Peterson	Ass't. Sergeant-at-Arms	Stanley
Dana Robey	Ass't. Sergeant-at-Arms	Bismarck
Karen Campbell	Ass't. Sergeant-at-Arms	West Fargo
Terry Paulson	Calendar Clerk	Stanley
Amelia Lorenz	Secretary to Speaker	Williston
Mavis Patchen	Sec. to Republican Floor Ldr.	Bismarck
Jeri Kirhmeier	Sec. to Democratic Floor Ldr.	Mandan
Lela Knudsen	Committee Clerk (Jud.)	Bismarck
Dorothy Johnsen	Committee Clerk (Pol. Sub.)	Bismarck
Mary Schmidt	Committee Clerk (I.B. & L.)	Bismarck

Roberta Rose	Committee Clerk (F. & Tx.)	Bismarck
Helen Soma	Committee Clerk (Soc. Wel.)	Bismarck
Leah Rogne	Committee Clerk (Nat'l. Res.)	Kindred
Janice Thon	Committee Clerk (Trans.)	Bismarck
Andrea Perry	Committee Clerk (Educ.)	Bismarck
Betty Whitman	Committee Clerk (St. & Fed.)	Lake Williams
Dianne Nelson	Committee Clerk (Agric.)	Bismarck
Betty Perkins	Committee Clerk (Approp.)	Bismarck
Sonja Jossert	Ass't. Committee Clerk	Bismarck
Maude Grambs	Ass't. Committee Clerk	Bismarck
Eleanor Piehl	Ass't. Committee Clerk	Bismarck
Theola Stetson	Chief Steno/Payroll Clerk	Bismarck
Jane Peterson	Stenographer	Bismarck
Darlyne Clausnitzer	Stenographer	Bismarck
Barbara Stickland	Stenographer	Bismarck
Joan Ness	Stenographer	Devils Lake
Judy Hoffman	Stenographer	Bismarck
Phyllis Jensen	Typist	Bismarck
Hazel Ludemann	Journal Room Clerk	Bismarck
Jeanette Miller	Journal Room Clerk	St. Anthony
Esther Rygg	Journal Room Clerk	Clifford
Evelyn Sholts	Bill Room Clerk	Bismarck
Vida Mae Peterson	Bill Room Clerk	Bismarck
Selma Clarson	Bill Room Clerk	Bismarck
Barbara Dove	Bill Room Clerk	Mandan
Diane Zainhofsky	Chief Page	Bismarck
Ranette Schmidt	Bill Book Clerk & Page	Bismarck
Sandy Gehrke	Bill Book Clerk & Page	Bismarck
Helen Hertz	Bill Book Clerk & Page	Bismarck
Diane Laub	Bill Book Clerk & Page	Bismarck
Jerry Patchen	Bill Book Clerk & Page	Bismarck
Mary Kay Braus	Bill Book Clerk & Page	Bismarck
Renee Ulmer	Bill Book Clerk & Page	Mandan
Abigail Ring	Bill Book Clerk & Page	Grand Forks
Mark Knoll	Bill Book Clerk & Page	Mandan
John Bell	Bill Book Clerk & Page	Bismarck
Cheryl Hilleren	Bill Book Clerk & Page	Parshall
Bill Siebert	Bill Book Clerk & Page	Grand Forks
Karen Sondag	Bill Book Clerk & Page	Bismarck
Renae Doan	Bill Book Clerk & Page	McKenzie
Willa Carlson	Telephone Clerk	Bismarck
Susie Thompson	Telephone Clerk	Bismarck
Magdalen West	Chief Telephone Clerk	Mandan
Eunice Anderson	Information Clerk	Bismarck
LeRoy Rolshoven	Contract Enroll./Engross.	Bismarck
Janna Tjaden	Enroll./Engross. Clerk	Bismarck
Marsha Maus	Enroll./Engross. Clerk	Beach
Bernice Asbridge	Proofreader	Bismarck
Marjorie Langford	Proofreader	Bismarck
John Dockter	Parking Lot Attendant	Bismarck
Melvin Nelson	Custodian	Bismarck
Arnold G. Schmitt	Custodian	Bismarck
George A. Heid	Custodian	Bismarck
John Sprynczynatyk	Custodian	Bismarck

Organizational and Orientation Session December 7, 8, 9, 1976

Journal of the House

Forty-fifth Legislative Assembly

FIRST DAY

Bismarck, December 7, 1976

At the hour of nine o'clock A.M. on the seventh day of December, 1976, 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 1975 legislative session, Rep. Robert Reimers.

Speaker Reimers announced the House would be on the Fourth Order of Business.

COMMUNICATIONS

The list of the qualified members as certified by the Secretary of State was read by the 1975 Chief Clerk, Roy Gilbreath, as follows:

STATE OF NORTH DAKOTA
DEPARTMENT OF STATE
Bismarck
December 1, 1976

Chief Clerk of the House of Representatives
Forty-fifth 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-fifth Legislative Assembly of the State of North Dakota:

Dist. County	Name	Address
1. Pt. Williams	Charles Scofield	Williston
	Dean Winkjer	Williston
2. Divide, Pt. Williams		
Pt. Burke	Irven Jacobson	Alamo
	Olaf Opedahl	Tioga

Dist. County	Name	Address
3. Renville, Pt. Ward	Richard J. Backes	Glenburn
	Pauline M. Benedict	Berthold
4. Pt. Burke, Mountrail	Ruth Meiers	Ross
	Larry E. Tinjum	Powers Lake
5. Pt. Ward	Marjorie Kermott	Minot
	Mike Timm	Minot
6. Bottineau & Pt. McHenry	Lawrence Marsden	Bottineau
	Larry Herslip	Souris
7. Pierce & Pt. McHenry	Fern E. Lee	Towner
	Richard Rocheleau	Rugby
8. McLean & Pt. Ward	Gordon Hill	Roseglen
	Robert O'Shea	Turtle Lake
9. Rolette & Pt. Towner	Allen Richard	Dunseith
	Oscar Solberg	Rolla
10. Cavalier & Pt. Towner	Eugene Nicholas	Cando
	John McGauvran	Osnabrock
11. Pembina & Pt. Walsh	Alice Olson	Cavalier
	Charles F. Fleming	Hamilton
12. Benson, Eddy	Byron J. Langley	Warwick
	Bruce W. Larson	Sheyenne
13. Pt. Cass	L.E. Berger	West Fargo
	H.M. (Ray) Metzger	West Fargo
14. Foster, Wells	Bert F. Miller	Harvey
	Sister Mary Beauclair	Carrington
15. Pt. Ramsey	Gordon Berg	Devils Lake
	Charles Mertens	Devils Lake
16. Pt. Walsh	Howard C. Johnson	Fairdale
	Henry O. Lundene	Adams
17. Pt. Grand Forks	Louise Roseanne Black	Grand Forks
	Burness Reed	Grand Forks
18. Pt. Grand Forks	Tom Kuchera	Grand Forks
	Earl Strinden	Grand Forks
19. Pt. Grand Forks, Pt. Nelson, Pt. Walsh	Oben Gunderson	McCanna
	Enoch Thorsgard	Northwood
20. Traill, Pt. Cass, Pt. Grand Forks	Peter Lipsiea	Mayville
	Malcolm Tweten	Buxton
21. Pt. Cass	Paul L. DuBord	Fargo
	Patricia (Tish) Kelly	Fargo
22. Pt. Cass, Pt. Barnes	Anna Powers	Leonard
	Francis W. (Hank) Weber	Wheatland
23. Griggs, Steele, Pt. Nelson, Pt. Ramsey	Arnold Gronneberg	Hannaford
	Bruce Laughlin	Finley
24. Pt. Barnes	Dean K. Horgan	Valley City
	Ralph M. Winge	Litchville
25. Pt. Richland	Roy Hausauer	Wahpeton
	Warren Schuette	Wahpeton
26. Dickey, Sargent	John D. Crabtree	Ellendale
	LeRoy Erickson	DeLamere

Dist. County	Name	Address
27. Ransom, Pt. Richland	Bernie Anderson	Lisbon
	Ralph C. Dotzenrod	Wyndmere
28. LaMoure, Logan, Pt. Dickey	William F. Gackle	Kulm
	Reuben L. Metz	Alfred
29. Pt. Stutsman	Duane Rau	Medina
	Gordon Larson	Jamestown
30. Emmons, McIntosh	Wilbur VanderVorst	Hague
	Wm. E. Kretschmar	Venturia
31. Kidder, Sheridan, Pt. Burleigh	Theodore A. (Ted) Lang	Sterling
	Orville Schindler	McClusky
32. Pt. Burleigh	Harold Mund	Bismarck
	Larry Richter	Bismarck
33. Pt. Mercer, Oliver, Pt. Morton	Ronald Gunsch	Zap
	Ralph Hickle	Center
34. Pt. Morton	James Gerl	Mandan
	Corliss Mushik	Mandan
35. Grant, Sioux, Pt. Morton	Walter A. Meyer	Flasher
	Emil J. Riehl	Raleigh
36. Dunn, McKenzie, Pt. Mercer	Ralph M. Christensen	Watford City
	J.R. (Jack) Murphy	Killdeer
37. Pt. Stark	John F. Gengler	Dickinson
	William J. Lardy	Dickinson
38. Adams, Hettinger, Pt. Stark	Kenneth Knudson	Taylor
	Clarence Martin	Lefor
39. Billings, Bowman, Golden Valley, Slope, Pt. Stark	Douglas M. Nordby	Amidon
	R.R. (Rick) Maixner	New England
40. & 50. Pt. Ward Combined	Brynhild Haugland	Minot
	Jim Peterson	Minot
	Roy Rued	Minot
	Richard Lokken	Minot
41. Pt. Ward	Janet Wentz	Minot
	J. Mikel Walsh	Minot
42. Pt. Grand Forks	Wayne Stenehjem	Grand Forks
	Joann McCaffrey	Grand Forks
43. Pt. Grand Forks	Gene Martin	Grand Forks
	Dan Rylance	Grand Forks
44. Pt. Cass	Jean Herman	Fargo
	Craig M. Richie	Fargo
45. Pt. Cass	Steven J. Swiontek	Fargo
	Tom Matchie	Fargo
46. Pt. Cass	Aloha Eagles	Fargo
	Richard W. Kloubec	Fargo

Dist. County	Name	Address
47. Pt. Burleigh	Patrick A. Conmy	Bismarck
	Vernon E. Wagner	Bismarck
48. Pt. Stutsman, Pt. Barnes	Charles A. Russell	Buchanan
	Michael Unhjem	Jamestown
49. Pt. Burleigh	Alvin Hausauer	Bismarck
	Robert W. Martinson	Bismarck
50. & 40. Combined	See information under the 40th & 50th District Combined.	

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 1st day of December, 1976.

BEN MEIER

Secretary of State
State of North Dakota
Great Seal.

ROLL CALL

The roll was called and there were 100 present; 0 absent.

Anderson	Herslip	Martin, G.	Richter
Backes	Hickle	Martinson	Riehl
Beauclair	Hill	Matchie	Rocheleau
Benedict	Horgan	McCaffrey	Rued
Berg	Jacobson	McGauvran	Russell
Berger	Johnson	Meiers	Rylance
Black	Kelly	Mertens	Schindler
Christensen	Kermott	Metz	Schuetz
Conmy	Kloubec	Metzger	Scotfield
Crabtree	Knudson	Meyer	Solberg
Dotzenrod	Kretschmar	Miller	Stenehjem
DuBord	Kuchera	Mund	Strinden
Eagles	Lang	Murphy	Swiontek
Erickson	Langley	Mushik	Thorsgard
Fleming	Lardy	Nicholas	Timm
Gackle	Larson, B.	Nordby	Tinjum
Gengler	Larson, G.	Olson	Tweten
Gerl	Laughlin	Opedahl	Unhjem
Gronneberg	Lee	O'Shea	Vander Vorst
Gunderson	Lipsia	Peterson	Wagner
Gunsch	Lokken	Powers	Walsh
Haugland	Lundene	Rau	Weber
Hausauer, A.	Maixner	Reed	Wentz
Hausauer, L.	Marsden	Richard	Winge
Herman	Martin, C.	Richie	Winkjer

Rep. Backes moved that Rep. Wentz be seated provisionally subject to later final action by the House after an investigation and recount by a special committee of the House consisting of four members, two from each party, appointed by the permanent speaker, to report its findings to the House on January 4, 1977. This motion was duly seconded.

Rep. Backes:

"Mr. Speaker — Ladies and Gentlemen of the House. I rise to support

the motion I have just made and request that my remarks be printed in the Journal. Never in all my years in the House of Representatives have I heard such adverse public reaction to the ruling by a district judge in an election contest disenfranchising some 200 absent voters.

"The final decision of the House of Rep. Wentz's seating may not be found in a recount but more in the decision of this House as to the justice and equality of disenfranchising these 200 voters.

"The issue of the proper seating of a House member from District 41 has been on the minds of many legislators and citizens of the State of North Dakota over the past several weeks. There have been considerable efforts in the executive and judicial branches of government to resolve the issue of who should be declared the winner in District 41. Involved has been the local canvassing board, the State Canvassing Board, 2 district judges, the Attorney General, and the Supreme Court. In most instances, these bodies have been unable to unanimously reach a decision on who is the real winner. The action to this point by the different levels of government, indicate that complex issues are involved and that there is more than one opinion as to the outcome. Legal and constitutional questions have been raised that have not been resolved. With all the maneuvering by both sides some questions must be answered. With all the questions being raised, at least one answer can be agreed upon by all. That is, the House is the final judge of its membership. It would seem proper that the House ought to fulfill its obligation by attempting to investigate and settle the question by methods which by precedence have been pursued in the past. The motion I have made is in line with procedures in similar circumstances before the House in 1968 and in previous sessions.

"I think it is important that we review the situation in District 41. Following the election, the local and state canvassing boards met and certified Norma Kuhn the winner. On advice of the Attorney General, the Secretary of State did not issue a certificate of election to Mrs. Kuhn, when Janet Wentz proceeded to call for a recount, the district judge ruled that certain absentee ballots could not be counted because the election board failed to stamp and initial them. As a result of that ruling, the recount committee declared that Janet Wentz was the winner.

"I think it is important that we understand the reason why ballots are to be initialed and stamped. It is to prevent fraud. In the recount procedure, no evidence of fraud surfaced. When a voter goes to the polling place to vote, he has the opportunity to observe the ballot given to him to be sure that it is proper. The voters have a certain responsibility to see that their ballots are stamped and initialed. In the case of absentee ballots, the voter has no way in which to control the ballot to the extent of seeing it is properly stamped. No doubt, election officials were unaware that the ballots ought to have been handled in the manner which the district court judge ruled. It is interesting to note that absentee ballots which are received by the county auditor too late to be sent to the proper precinct, are to be counted by the county canvassing board, but there is no provision in law for those to be initialed and stamped.

"It should be noted that in the recount of the U.S. Senate Race two years ago, several district court judges ruled that absentee ballots, even though not stamped and initialed by the election board, were to be counted since no evidence of fraud existed. The rulings by these several judges are in direct conflict with the ruling of the District Judge in Minot. We say that the law ought to be fair and applied uniformly. If done in this

manner, either Bill Guy should be in Washington as our U.S. Senator or Norma Kuhn ought to be in Bismarck, seated in this chamber as a full voting member. The issue is that simple.

"Much of the proceedings over the last two weeks have had political overtones. That, I suppose, we can expect when the result of the seating of one of our members will have a tremendous effect on which political party shall organize the House. But with all political consideration aside, this much seems apparent to me.

"Two hundred voters of this state were denied their precious right to select their representatives, through no fault of their own. It seems to me that since no evidence of fraud has been brought forth, the people of District 41 by majority vote, however slim, have indicated they want Norma Kuhn to represent them in the House of Representatives. It seems to me that the wishes of the voters of District 41 is paramount and overrides any political considerations that either party might wish to impose.

"We of the Democratic-NPL Party want to cooperate and get on with the business of the House. But we feel a sense of obligation to the people of District 41, those people have been denied their precious right to vote. This House has an obligation to them. This House has an obligation to the people of all of North Dakota to see that there is not a double standard applied in our judicial decisions.

"There is no doubt that enough questions have been raised that the House must proceed pursuant to the motion. To do less would be to dismiss our obligation as provided in the Constitution. The questions in this election are more than political and legal ones. They tug at the very heart of the system of government which we have pledged to uphold. In conclusion, this matter definitely requires the attention of the House. I would hope that this motion will prevail and then we can proceed in an orderly manner to meet the Constitutional responsibility thrust upon us to organize this assembly in the next few days and await the results of this select committee upon our return in January."

Rep. Strinden rose on a point of order, inquiring if Rep. Wentz would be permitted to vote on this motion. Discussion followed.

Speaker Reimers declared a five minute recess.

House reconvened with Acting Speaker Reimers presiding.

Acting Speaker Reimers then ruled that Rep. Wentz will be entitled to vote on the motion before the House, which he stated was in accordance with the motion of Rep. Backes. Rep. Backes stated this was not the intent of his motion, and he did not feel Rep. Wentz should be entitled to vote on his motion.

Rep. Strinden reviewed a recount situation in the Forty-fourth Session concerning Rep. Ruth Meiers, when House Resolution No. 1 was put to a vote. At that time Rep. Backes moved that Rep. Meiers be allowed to vote, which motion prevailed. Rep. Meiers stated the record would show that she abstained from voting on that measure. Rep. Strinden acknowledged that Rep. Meiers did not vote, and extended his apologies to her, and requested that such correction be entered in the Journal. His statement was made only to indicate that at that time Rep. Backes had favored Rep. Meiers voting.

The House then recessed for five minutes.

The House reconvened with Acting Speaker Reimers presiding.

Speaker Reimers ruled that Rep. Wentz could vote on the motion, which ruling was challenged by Rep. Backes upon proper motion.

Rep. Strinden moved for a call of the House, which motion prevailed. With all members present, Rep. Strinden moved that the Call of the House be dissolved, which motion prevailed.

Rep. Backes requested a recorded roll call vote on the motion to challenge the ruling of the chair, which request was granted.

ROLL CALL

The question being on the challenge of the ruling of the chair, the roll was called and disclosed 50 ayes, 50 nays, 0 absent and not voting.

Those voting in the affirmative were:

Black	Hickle	Metz	Scofield
Christensen	Kermott	Mund	Stenehjem
Conny	Kloubec	Murphy	Strinden
Crabtree	Knudson	Nicholas	Swiontek
Eagles	Kretschmar	Olson	Thorsgard
Erickson	Kuchera	Peterson	Timm
Gackle	Lang	Rau	Tweten
Gunderson	Larson, G.	Reed	Unhjerm
Gunsch	Lee	Richie	Vander Vorst
Haugland	Lipsiea	Rued	Wagner
Hausauer, A.	Marsden	Russell	Wentz
Hausauer, L.	Martin, C.	Schindler	Winkjer
Herman	Martinson		

Those voting in the negative were:

Anderson	Hill	Matchie	Powers
Backes	Horgan	McCaffrey	Richard
Beauclair	Jacobson	McGauvran	Richter
Benedict	Johnson	Meiers	Riehl
Berg	Kelly	Mertens	Rocheleau
Berger	Langley	Metzger	Ryance
Dotzenrod	Lardy	Meyer	Schuett
DuBord	Larson, B.	Miller	Solberg
Fleming	Laughlin	Mushik	Tinjum
Gengler	Lokken	Nordby	Walsh
Gerl	Lundene	Opedahl	Weber
Gronneberg	Maixner	O'Shea	Winge
Herslip	Martin, G.		

Rep. Strinden: "Mr. Speaker, I would request that my remarks be printed in the Journal.

"In 1943, there was a deadlock in the House of Representatives, and for three days they voted 56 to 56. Every morning they went into session and voted 56 to 56. Then they recessed and came back in the afternoon and voted again 56 to 56. At the end of three days they decided they had given the public enough of a political circus, and decided they had been charged to act in the interest of the people and must rise above political bickering.

"I see that no purpose would be served by a select committee of the House serving as a recount committee. The motion calls for a committee made up of two Republicans and two Democrats. Does anyone here in this Assembly truly believe that this committee could come to a decision on the question of absentee ballots being stamped and properly initialed.

"Let us look at the history of recounts in the Legislature. Prior to 1971, the Legislature took care of their own recounts. We did not have recount

legislation. When there was a contest, a petition was filed, and a select committee was appointed and that select committee then brought a report to the House or Senate. This posed some real problems for the Legislature, and in 1971 the recount law was passed, and if you will check the Journal you will find it had virtual unanimous Republican and Democrat support. This recount law provides that if an election contest is within one-half of a percent of the vote, of the top vote of the winning candidate, there will be a recount. The recount will be in the District Court, and the District Judge will conduct the recount.

"I agree with Rep. Backes completely the Constitution gives the House the final decision as to the qualifications of its members. We are a separate branch of the government. However, what good is going to be served by having a committee of two from the Republicans and two from the Democrats sitting down and going through something that has already been done by the District Court. Does anybody think this will be constructive, or are we just prolonging the turmoil. Are we taking the parliamentary battles of this session and transferring it on to the session in January? Will we have more delays and only accomplish the giving of a bad image to the Legislature itself?

"I would suggest, Ladies and Gentlemen, it is not in the public interest to have a committee of this legislature conduct a recount, because a recount has been held and a decision has been made, according to the law which was passed in 1971. We realize that the recount may have gone the other way. I would suggest that when the difference of vote is only eight, we really do not know the winner until the recount has been held. This is why we passed this legislation in 1971.

"Again I ask this House, will this Committee be able to come to a decision? Isn't it obvious that we will be split 2 to 2?

"In 1968 a select committee of the House was appointed for a recount in Cass County. This is recorded in the House Journal that several ballots had to be discarded, and the most prevalent reason was that the ballots were not stamped and initialled, or the ballot was stamped but not initialled. The law is quite specific on this point.

"In a recent recount before the court Judge Graff rejected ballots not stamped and initialled. The law is quite specific on this point.

"No, we will only prolong the agony and turmoil if we think a recount by a select committee of this House is going to settle anything. We do reserve the right to judge qualifications of our members, and I might add that every one of us is provisionally seated, and let us not forget that. The Constitution is specific, and court cases have spoken to it. If some conditions or situations should arise pertaining to me or any other member at any time whether it be on the 40th legislative day or 55th legislative day, a member of this House could stand and question my qualifications to serve. There is no restriction on that.

"I would suggest to the members of this House that in the spirit of cooperation we organize, and I would propose that there be a committee selected by the floor leaders on both sides to meet as a special coordinating committee and follow the procedure set in 1943. Let us go about the business of organizing this House.

"It is bitter to lose. I am sure if the verdict of that District Court had gone in favor of the Democrats, the Republicans would have been as

concerned as you are, and I am sure if that had been the case, Rep. Backes, you would have been doing what I am doing now in defending the District Court and the Recount procedure.

"Ladies and Gentlemen, the facts are there is nothing hard and fast in a recount. There are gray areas. There is no precedent that is firmly established one way or the other. For that reason that recount Committee, if there should be one, of this House would not be conclusive other than being 2 to 2. The Recount has been held, it was a legal recount conducted as we have specified by law. I would suggest we accept it and get on with our business."

Rep. Backes requested a recorded roll call vote on the motion, which request was granted.

ROLL CALL

The question being on the motion of Rep. Backes that Rep. Wentz be seated provisionally subject to later final action by the House after an investigation and recount by a special committee of the House consisting of four members, two from each party, appointed by the permanent speaker, to report its findings to the House on January 4, 1977, the roll was called and there were ayes 50; nays 50; absent and not voting 0.

Those voting in the affirmative were:

Anderson	Hill	Matchie	Powers
Backes	Horgan	McCaffrey	Richard
Beauchair	Jacobson	McGauvran	Richter
Benedict	Johnson	Meiers	Riehl
Berg	Kelly	Mertens	Rocheleau
Berger	Langley	Metzger	Rylance
Dotzenrod	Lardy	Meyer	Schutt
DuBord	Larson, B.	Miller	Solberg
Fleming	Laughlin	Mushik	Tinjum
Gengler	Lokken	Nordby	Walsh
Gerl	Lundene	Opedahl	Weber
Gronneberg	Maixner	O'Shea	Winge
Herslip	Martin, G.		

Those voting in the negative were:

Black	Hickle	Metz	Scofield
Christensen	Kermott	Mund	Stenhjem
Conmy	Kloubec	Murphy	Strinden
Crabtree	Knudson	Nicholas	Swiontek
Eagles	Kretschmar	Olson	Thorsgard
Erickson	Kuchera	Peterson	Timm
Gackle	Lang	Rau	Tweten
Gunderson	Larson, G	Reed	Unhjem
Gunsch	Lee	Richie	Vander Vorst
Haugland	Lipsiea	Rued	Wagner
Hausauer, A.	Marsden	Russell	Wentz
Hausauer, L.	Martin, C.	Schindler	Winkjer
Herman	Martinson		

Motion failed for lack of a majority vote.

House stood recessed for three minutes.

House reconvened with Acting Speaker Reimers presiding.

Rep. Strinden moved that the Acting Speaker appoint a committee of two to escort Chief Justice Ralph Erickstad to the rostrum. The motion,

properly seconded, prevailed, and Reps. Kretschmar and Winge were so appointed.

Chief Justice Erickstad was escorted to the rostrum and administered the Oath of Office to the members present.

Prayer was offered by Rev. E. C. Schumacher, Pastor, Christian Alliance Church, Bismarck, North Dakota.

Rep. Strinden moved that the members of the Legislative Council professional and clerical staff be authorized to come on to the House floor at any time during the organizational session to expedite House business, which motion prevailed.

Rep. Strinden moved that the floor leaders of each caucus be authorized to appoint five members of each caucus to serve on a special coordinating committee for the purpose of working out the details of House organization, which motion prevailed.

Rep. Strinden moved that the House stand recessed until 2:30 p.m., which motion prevailed.

The House reconvened at 2:30 p.m., with Acting Speaker Reimers presiding.

Speaker Reimers announced that the House would be on the sixteenth order of business, and would be the selection of seats with preference given to those with the greatest seniority.

SEATING ORDER

1. Democratic Floor Leader Backes and 3rd District Delegation.
2. Republican Floor Leader Strinden and 18th District Delegation.
3. Assistant Democratic Floor Leader Mushik and 34th District Delegation.
4. Assistant Republican Floor Leader Kretschmar and District 30 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 the Districts previously seated with officers).

1977

MEMBERS OF HOUSE OF REPRESENTATIVES

(1977 Session not included)

House Seniority Table:

Name	Sessions Served	Total
Haugland, Brynhild	1939-41-43-45-47-49-51-53-55-57-59-61-63-65-67-69-71-73-75	19
Solberg, Oscar	1949-51-53-55-59-61-63-65-67-69-71-73-75	13
Backes, Richard J.	1961-63-65-67-69-71-73-75	8
Winge, Ralph	1959-61-63-65-67-71-73-75	8
Opedahl, Olaf	1963-65-67-69-71-73-75	7
Wagner, Vernon E.	1963-65-67-69-71-73-75	7
Weber, Francis E.	1963-(65-Sen.)-67-69-71-73-75	7
Gackle, William	1963-67-69-71-73-75	6
Hickle, Ralph	1965-67-69-71-73-75	6
Lang, Theodore	1965-67-69-71-73-75	6
Lundene, Henry	1963-65-69-71-73-75	6
Eagles, Aloha	1967-69-71-73-75	5
Knudson, Kenneth	1967-69-71-73-75	5

Name	Sessions Served	Total
Larson, Gordon	1967-69-71-73-75	5
Peterson, James A.	1967-69-71-73-75	5
Strinden, Earl S.	1967-69-71-73-75	5
Gengler, John F.	1961-65-71-73	4
Lee, Mrs. Fern	1967-71-73-75	4
Powers, Anna	1961-63-65-75	4
Thorsgard, Enoch	1969-71-73-75	4
Dotzenrod, Ralph	1971-73-75	3
Erickson, LeRoy	1967-73-75	3
Fleming, Charles	1971-73-75	3
Gronneberg, Arnold	1971-73-75	3
Gunderson, Oben, Jr.	1971-73-75	3
Hausauer, Alvin	1971-73-75	3
Hausauer, LeRoy	1971-73-75	3
Jacobson, Irven	1971-73-75	3
Johnson, Howard	1971-73-75	3
Laughlin, Bruce	1971-73-75	3
McGauvran, John	1971-73-75	3
Mertens, Charles	1971-73-75	3
Murphy, Jack	1971-73-75	3
Christensen, Ralph	1973-75	2
Kermott, Marjorie	1973-75	2
Kretschmar, William	1973-75	2
Langley, Byron	1973-75	2
Marsden, Lawrence	1973-75	2
Martinson, Robert	1973-75	2
Miller, Bert	1971-75	2
Mushik, Mrs. Corliss	1971-75	2
Olson, Alice	1973-75	2
Rau, Duane	1973-75	2
Rocheleau, Richard	1971-75	2
Rued, Roy	1973-75	2
Schindler, Orville	1973-75	2
Scofield, Charles	1973-75	2
Timm, Michael	1973-75	2
Tinjum, Larry	1973-75	2
Tweten, Malcolm	1973-75	2
Vander Vorst, Wilbur	1973-75	2
Winkjer, Dean	1973-75	2
Berger, L.E.	1975	1
Gerl, James	1971	1
Kelly, Mrs. (Tish)	1975	1
Kloubec, Richard	1973	1
Martin, Clarence	1975	1
Meiers, Ruth	1975	1
Metz, Reuben	1975	1
Metzger, Ray	1975	1
Meyer, Walter	1975	1
Nicholas, Eugene	1975	1
Rylance, Daniel	1975	1
Schuett, Warren	1975	1

Name	Sessions Served	Total
Unhjem, Michael	1975	1
• Wentz, Mrs. Janet	1975	1
Anderson, Bernie	-----	0
Beauclair, Sister Mary	-----	0
Benedict, Pauline M.	-----	0
Berg, Gordon	-----	0
Black, Louise Roseann (Rosie)	-----	0
Conmy, Patrick A.	-----	0
Crabtree, John D.	-----	0
DuBord, Paul L.	-----	0
Gunsch, Ronald	-----	0
Herman, Jean E.	-----	0
Herslip, Larry	-----	0
Hill, Gordon	-----	0
Horgan, Dean K.	-----	0
Kuchera, Tom	-----	0
• Kuhn, Norma	-----	0
Lardy, William J.	-----	0
Larson, Bruce W.	-----	0
Lipsiea, Pete	-----	0
Lokken, Richard	-----	0
Maixner, R.R. (Rick)	-----	0
Martin, Gene	-----	0
Matchie, Tom	-----	0
McCaffrey, Joann	-----	0
Mund, Harold	-----	0
Nordby, Douglas M.	-----	0
O'Shea, Robert	-----	0
Reed, Burness	-----	0
Richard, Allen	-----	0
Richie, Craig M.	-----	0
Richter, Larry	-----	0
Riehl, Emil J.	-----	0
Russell, Charles A.	-----	0
Stenehjem, Wayne	-----	0
Swiontek, Steven J.	-----	0
Walsh, J. Mikel	-----	0

Legislators' packets were then distributed to each of the members.

A Committee from the Senate was received, and Senator Wenstrom announced that the Senate now was organized and ready to transact business.

The Acting Speaker announced that the House would stand at ease until 3:00 p.m.

House reconvened at 3:00 p.m., with Acting Speaker Reimers presiding.

Rep. Strinden moved that a committee of two be appointed to notify the Senate that the House is ready to receive them for a Joint Session, which motion prevailed. Speaker Reimers appointed Reps. Backes and Strinden to such committee.

The Speaker announced that the House would be at ease to receive the Governor and the Senate in Joint Session.

Rep. Strinden moved that Joint Session of the North Dakota Legislature be now convened, which motion prevailed.

Rep. Backes moved that a committee of two be appointed to escort Governor Link to the rostrum, which motion prevailed. The Speaker appointed Reps. Gengler and Murphy.

Rep. Strinden moved that a committee of two be appointed to escort Lt. Governor Sanstead to the rostrum, which motion prevailed. The Speaker appointed Reps. Strinden and Backes to such committee.

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

GOVERNOR'S MESSAGE
to
ORGANIZATIONAL SESSION
45th Legislative Assembly

Governor Link: "Thank you, Mr. President, Speaker Reimers, Members of this Joint Legislative Session.

"It certainly is a first for me as it is for all of you with an equal division of the House. It is difficult for me to know which side to turn when I came down the aisle.

"I wish to give you my personal congratulations, and welcome each of you here to this organizational and orientation session of the Legislature.

"Welcome to the members of the 45th Legislative Assembly. Congratulations to those of you who have won election victories. I know that in the elation of victory you are also feeling the heavy responsibility of the faith which your constituents have placed in you.

"I am looking forward to observing a rather interesting session from the other end of the hall. We have often heard the old axiom of putting your house in order, but this is sometimes easier said than done.

"Seriously, I am hopeful that election differences will be put aside after they are resolved. I would be very disappointed if these differences are allowed to cloud the legislative session and prevent each of you from doing the most constructive, positive job possible.

"You are facing a difficult session. I guess I have said this and felt this way during my years in the Legislature as each session approached, and even more so since I have become Governor. However, I think that developments in recent years such as the emphasis on our natural and energy resources, have focused even greater responsibility on the deliberations of North Dakota's House of Representatives and Senate.

"Your job will be made somewhat more difficult by the passage of the tax reduction measure in the recent election.

This session is important, too, because what you do in the next several months will begin to lay the groundwork for North Dakota's second century.

"In the executive branch of government we have begun planning for North Dakota's second century. The initial step of this planning has been the North Dakota 100 Program. I was very pleased to have the support and cooperation of the Legislative Council, through Senator Robert Melland, in emphasizing the importance of this program to all North Dakotans. A survey was sent out and more than 8,000 persons have responded. A State and Local Affairs Council will be reviewing the priorities demonstrated by this survey, and will channel this public input into executive, legislative and judicial branches of government.

"This 45th Legislative Session will begin to plan for North Dakota's second hundred years. What you do will affect not only those living in North Dakota in 1989, our centennial year, but your actions will also affect your children and your grandchildren.

"As you know, I served many years in the Legislature. Because of that experience, I place great importance on communication between the executive and legislative branches of government. I want you to know that my door is always open to any one of you who feels a need to discuss matters important to you, to me, and to the citizens of our state.

"The next several months you will be about the work of the state. This is a time when we want to work within the context of our own philosophies, and yet it is a time when we must minimize personal and political interests so that we might best serve the citizens of North Dakota.

"I look forward to your presence in the next several months. Again, welcome."

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

The House reconvened with Acting Speaker Reimers presiding.

Rep. Backes moved that the House stand recessed until 9 a.m., Wednesday, December 8, 1976, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIRST DAY AFTER RECESS AND
SECOND DAY
LEGISLATIVE ORGANIZATIONAL SESSION

Bismarck, December 8, 1976

The House convened at 9:00 a.m., December 8, 1976, with Acting Speaker Reimers presiding, pursuant to recess taken.

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

ROY GILBREATH, Chief Clerk

SECOND DAY

Bismarck, December 8, 1976

The House convened at 9:10 a.m., with Acting Speaker Reimers presiding.

Roll was taken, with all members present.

A quorum was declared by the Speaker.

Rep. Backes moved that the House stand at ease to receive the Senate, which motion prevailed.

JOINT SESSION

Joint Session was called to order by Acting Speaker Reimers, who then relinquished the chair to President of the Senate Sanstead, to preside over the session.

President Sanstead introduced Senator Robert Melland for an explanation of the activities of the Legislative Council and Interim Committee Work. Senator Melland served as President of the Legislative Council since the Forty-fourth Legislative Session.

The following Legislative Council Reports were presented:

- | | |
|---|---|
| 1. Agriculture Committee | Council Staff Douglas Schulz |
| 2. Higher Education Committee | Council Staff Douglas Schulz |
| 3. Judiciary "C" Committee | Council Staff Douglas Schulz |
| 4. Budget Section | Council Staff Chester Nelson |
| 5. Budget "B" Committee | Council Staff Chester Nelson |
| 6. Budget "A" Committee | Council Staff Roger Bauer |
| 7. Budget "C" Committee | Council Staff Larry Isaak |
| 8. Constitutional Revisions Committee | Council Staff Jack McDonald |
| 9. Judiciary "B" Committee | Council Staff Jack McDonald |
| 10. State and Federal Government
Committee | Council Staff Elaine Barth
and Jack McDonald |
| 11. Education Committee | Council Staff Russ Myhre |
| 12. Industry, Business & Labor
"C" Committee | Council Staff Russ Myhre |
| 13. Political Subdivisions Committee | Council Staff Russ Myhre |
| 14. Finance and Taxation Committee | Council Staff John Olsrud |
| 15. Industry, Business & Labor
"A" Committee | Council Staff Jay Buringrud |

- | | |
|---|------------------------------|
| 16. Industry, Business & Labor
"B" Committee | Council Staff Jay Buringrud |
| 17. Judiciary "A" Committee | Council Staff Robert Lane |
| 18. Natural Resources Committee | Council Staff Robert Lane |
| 19. Transportation Committee | Council Staff Robert Lane |
| 20. Legislative Procedure and
Arrangements Committee | Council Director John Graham |
| 21. Resources Research Committee | Dr. A. Wm. Johnson |
- Rep. Peterson moved that the Joint Session be dissolved, which motion prevailed.

The House reconvened with Acting Speaker Reimers presiding.

Speaker Reimers announced that the House would stand at ease until 1:30 p.m.

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

Speaker Reimers ruled that the House would stand at ease subject to the call of the chair.

The House reconvened at 5:20 p.m., with Acting Speaker Reimers presiding.

The Speaker ruled that the House stand recessed until 9:00 a.m., Thursday, December 9, 1976.

ROY GILBREATH, Chief Clerk

SECOND DAY AFTER RECESS
AND THIRD DAY

Bismarck, December 9, 1976

The House convened at 9:00 a.m., pursuant to recess taken, with Acting Speaker Reimers presiding.

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

ROY GILBREATH, Chief Clerk

THIRD DAY

Bismarck, December 9, 1976

The House convened at 9:05 a.m., with Acting Speaker Reimers presiding.

Roll was taken, and all members were present except Rep. Lipsiea. A quorum was declared by the Speaker.

Rep. Backes moved that the House stand recessed until 10:00 a.m., which motion prevailed.

The House reconvened at 10:00 a.m., pursuant to recess taken, with Acting Speaker Reimers presiding.

Rep. Strinden: "Mr. Speaker, I ask that my remarks be printed in the Journal.

"I think that it is unique in the history of this state, and possibly unique in the history of the United States that we have an agreement for organizing arising because we have the House split 50-50, and that this agreement is signed by a member of this Assembly who was also present on January 8, 1943, and who served then as a member of a special committee for Compromise and Organization of that Legislative Session. Members of this Assembly, I think that this shall stand possibly for centuries to come as the only time that this has happened in the history of this great state. Of course, I am speaking of Rep. Haugland, and I would like to have the Assembly recognize her."

Rep. Haugland was given a standing ovation.

Rep. Strinden moved that the Report of the Organizational Committee be printed in the House Journal and adopted, which motion prevailed.

A PROPOSAL FOR THE ORGANIZATION
OF THE HOUSE

The following agreement has been worked out by the Special Coordinating Committee for the organization of the House for the 45th Legislative Assembly:

1. Speaker

Oscar Solberg — Democratic-NPL, District 9, Rolla

2. Committee Organization

A.R	Republican	D	R	Democrat	D
11	Appropriations	10	7	Industry, Business & Labor	8
8	Finance & Taxation	8	7	State & Federal Government	8
8	Education	7	<u>49</u>		<u>48</u>
8	Judiciary	7			

<u>R</u>		<u>D</u>	<u>R</u>		<u>D</u>
8	Political Subdivisions	7	7	Natural Resources	8
8	Social Welfare	7	7	Agriculture	8
8	Transportation	8	7	Veterans Affairs	8
			<u>45</u>		<u>46</u>

B. The chairmen and vice chairmen of each committee will be of the same party.

C. The Coordinating Committee will make committee assignments. Each side will name their chairmen and vice chairmen.

3. Assignment of Bills

The Speaker will make bill assignments to committees. It is our intent that bills will be assigned according to House Rule No. 40. It is our intent that Senate bills will be assigned to their like committee in the House. When bill loads make it advisable for the Speaker to make other arrangements, such bill referrals will be made only after consultation with the floor leaders.

4. Employment Committee

The Employment Committee will be made up of two Republicans and two Democrats to be appointed by the floor leaders.

5. Employees

A. The Group A employees of chief clerk and desk reporter will be Roy Gilbreath and Barbara King. The assistant chief clerk and sergeant-at-arms will be assigned to the Democrats. The chairmen of committees will have the discretion to name their committee clerks. The chief clerk's supervisory responsibilities shall be over the desk force employees, bill and calendar clerks, enrolling and engrossing employees, committee clerks, and journal proofreaders. Other employees shall be under the supervision of the sergeant-at-arms. Employee disputes or problems shall be under the direct supervision and concern of the Speaker and the floor leaders.

B. All other Group B employees, other than those specified in paragraph 5A above, will be hired on a 50-50 basis by the Employment Committee. Strong emphasis must be placed on hiring persons having the qualifications to fill the positions.

C. Group C employees will be hired respectively by the Speaker and floor leaders.

D. Group D employees will be hired on a 50-50 basis by the Employment Committee.

6. House Procedural Committees

A. The Rules Committee will consist of four Republicans and four Democrats appointed by the floor leaders and the Speaker will serve as an ex officio nonvoting member and will be the chairman.

B. The Employment Committee will consist of two Republicans and two Democrats and will be appointed by the floor leaders.

C. The Committee on Revision and Correction of the Journal, consisting of two Republicans and two Democrats, will be appointed by the Speaker.

D. The Committee on Photography consisting of two Republicans and two Democrats will be appointed by the Speaker.

E. The Committee on Arrangements for House Committee Rooms will consist of two Republicans and two Democrats and will be appointed by the Speaker.

F. The Committee on Enrolled and Engrossed Bills will consist of two

Republicans and two Democrats and will be appointed by the Speaker.

G. The Legislative Council Resolutions Committee will be appointed of equal membership by the floor leaders.

H. The Delayed Bills Committee will consist of two Republicans and two Democrats appointed by the floor leaders.

7. Conference Committees

The party of the chairman will have two members, the other party will have one member. Conference committees will be named by the floor leaders.

8. Chairmen Meetings

Chairmen meetings will be held weekly and will be called by the floor leaders, with the floor leaders alternating in chairing meetings.

9. Floor Procedure

The floor leaders will alternate weekly on floor motions for conducting House business.

10. Office Allocation

The Speaker and the Democratic floor leader will occupy the east offices. The Republican floor leader will occupy the west office. The names of the offices will be changed accordingly. The floor leaders' offices will be identified as Democratic-NPL Floor Leader and Republican Floor Leader.

11. Disputes

Disputes on organizational questions not covered in this agreement will be decided by full vote of the House.

12. Rules

A. The rules of the 44th Legislative Assembly will be adopted as the temporary rules of the 45th Legislative Assembly, except as changed by adoption of this agreement.

B. Mason's Rules shall govern on the right of the presiding officer to vote on challenges to the procedural rulings of the chair.

13. Appointment of Committees

The Speaker will make appointments to statutory committees as provided by law. He shall, in making his appointments, select both Republicans and Democrats.

14. Organization Change

By adoption of this agreement, both factions agree that the organizational structure of the House of Representatives of the 45th Legislative Assembly, as set forth in this agreement, shall not be challenged while the current membership (defined as those taking the oath of office on December 7, 1976) exists, except as provided in the next sentence. If another person receives a certificate of election as a member of the House of Representatives during the 45th Legislative Assembly, the organizational structure set forth in this agreement may be changed.

Representative Earl Strinden

Representative Brynhild Haugland

Representative William Kretschmar

Representative Jim Peterson

Representative Vernon Wagner

Representative Richard Backes

Representative Charles Fleming

Representative Charles Mertens

Representative Corliss Mushik

Representative Ralph Winge

Rep. Strinden moved that a committee of two be appointed to escort the Hon. Chief Justice Ralph Erickstad to the rostrum, which motion prevailed. Acting Speaker Reimers appointed Reps. Eagles and Berg to such committee.

Acting Speaker Reimers announced that nominations were then open for the office of Chief Clerk.

Rep. Kretschmar nominated Roy Gilbreath.

There being no further nominations, Rep. Strinden moved that nominations cease.

Acting Speaker Reimers announced that nominations were then open for the office of Desk Reporter.

Rep. Kloubec nominated Barbara King.

There being no further nominations, Rep. Strinden moved that nominations cease.

Rep. Strinden moved that the rules be suspended and the roll call vote be taken simultaneously for Chief Clerk and Desk Reporter, which motion prevailed.

ROLL CALL

The question being on the election of Roy Gilbreath as Chief Clerk of the House of Representatives and Barbara King as Desk Reporter, the roll was called and there were 99 ayes, 0 nays, 1 absent and not voting.

Those voting for Gilbreath and King were:

Anderson	Herslip	Martin, G.	Richter
Backes	Hickle	Martinson	Riehl
Beauclair	Hill	Matchie	Rued
Benedict	Horgan	McCaffrey	Russell
Berg	Jacobson	McGauvran	Rylance
Berger	Johnson	Meiers	Schindler
Black	Kelly	Mertens	Schuett
Christensen	Kermott	Metz	Scofield
Conmy	Kloubec	Metzger	Solberg
Crabtree	Knudson	Meyer	Stenehjem
Dotzenrod	Kretschmar	Miller	Strinden
DuBord	Kuchera	Mund	Swiontek
Eagles	Lang	Murphy	Thorsgard
Erickson	Langley	Mushik	Timm
Fleming	Lardy	Nicholas	Tinjum
Gackle	Larson, B.	Nordby	Tweten
Gengler	Larson, G.	Olson	Unhjem
Gerl	Laughlin	Opedahl	Vander Vorst
Gronneberg	Lee	O'Shea	Wagner
Gunderson	Lipsiea	Peterson	Walsh
Gunsch	Lokken	Powers	Weber
Haugland	Lundene	Rau	Wentz
Hausauer, A.	Maixner	Reed	Winge
Hausauer, L.	Marsden	Richard	Winkjer
Herman	Martin, C.	Richie	

Absent and not voting were:

Rocheleau

Chief Justice Erickstad administered the oath of office to Chief Clerk Gilbreath and Desk Reporter Barbara King.

Acting Speaker Reimers announced that nominations were open for the office of Speaker of the House

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

"It is indeed a pleasure and an honor for me to nominate the Republican candidate for Speaker of the House of Representatives. The man I am about to nominate is not only a colleague but a personal friend.

"Rep. Vernon Wagner of Bismarck has been a fiscal leader in the House since he was first seated in 1962. He has served as Vice Chairman of the Social Welfare Committee, Vice Chairman of the Appropriations Committee, and last session was Chairman of the Appropriations Committee of the House. As you veteran Legislators know, Rep. Wagner knows parliamentary procedure and the legislative process extremely well, and quite obviously, this is a most important quality in a Speaker. Vernon is a man of many talents, and his integrity, honesty and fairness is unquestionable.

"Mr. Speaker, it is a privilege for me to place in nomination the name of Rep. Vernon Wagner of District 47 for Speaker of the House of Representatives."

Rep. Eagles: "Mr. Speaker and Members of the Assembly:

"It is with pleasure that I second the nomination of Rep. Wagner for Speaker of the House. Not only can he serve with distinction, and we can all agree he has earned this recognition. He has served this Assembly very ably, and possesses many fine qualities for serving as Speaker. We have no trouble understanding him, and he says what he means and means what he says. I am pleased to second the nomination of Rep. Vernon Wagner for Speaker of the House."

Rep. Mertens: "Mr. Speaker and Members of the House of Representatives.

"I consider myself singularly honored to have been asked to nominate Rep. Oscar Solberg for Speaker of the House.

"Rep. Solberg is the type of person for whom insincere flattery is unnecessary. His life and work speaks for themselves without the need for any embellishment by others.

"Rep. Solberg was first elected to the North Dakota House of Representatives in 1949. He has served continuously to the present time except for 1957, when he was endorsed for the office of Lt. Governor. He is second in years of service to this body only to Rep. Haugland. Both were honored by the House of Representatives during the last session for their years of service and were presented with suitable plaques.

"Rep. Solberg has served continuously on the Appropriations Committee, and was chairman of that committee in 1965.

"He has been a continuous member of the Legislative Council. He has served longer on this committee than any member of the Legislature. He has served two terms on the Education Commission of States.

"His deep interest has been the International Peace Garden. He has served many years on the Board of Directors. He currently serves as President of that Board.

"North Dakota could pick no finer ambassador of friendship to our northern neighbors of Manitoba, Canada.

"He has been a constant promoter of the International Music Camp.

"This list could go on indefinitely. He has received numerous awards from national and international groups. However, I am sure Oscar's greatest award comes from his many friends and the respect they have for him.

"Just one example of the commendations he has received is this quote:

'My reaction is that your community is indeed fortunate to have a man of your stature in its midst.' General Omar N. Bradley.

"I personally have never known any other Legislator who is as well liked by every member of either party as Oscar Solberg. As Speaker he will be impartial and fair. He will chair this body with careful regard and consideration for all members. In our present dead-locked compromise position, he is certainly the man we need.

"Mr. Speaker, at this time I wish to place in nomination the name of Rep. Oscar Solberg, District 9, Rolla, for Speaker of the North Dakota House of Representatives."

Rep. Richard: "Mr. Speaker:

"I am pleased to be allowed to second the nomination of my colleague Oscar Solberg as Speaker of the House. I have observed that he has the same respect here as he has respect and admiration at home. It is with a great deal of pride and enthusiasm that I second the nomination of Oscar Solberg as Speaker of the House."

There being no further nominations, the nominations were closed.

ROLL CALL

The question being on the election of the Speaker of the House, the roll was called and disclosed 49 votes for Rep. Solberg and 49 votes for Rep. Wagner, with two members abstaining from voting.

Those voting for Solberg were:

Anderson	Hill	Martin, G.	O'Shea
Backes	Horgan	Matchie	Powers
Beauclair	Jacobson	McCaffrey	Richard
Benedict	Johnson	McGauvran	Richter
Berg	Kelly	Meiers	Riehl
Berger	Langley	Mertens	Rocheleau
Dotzenrod	Lardy	Metzger	Rylance
DuBord	Larson, B.	Meyer	Schuett
Fleming	Laughlin	Miller	Tinjum
Gengler	Lokken	Mushik	Walsh
Gerl	Lundene	Nordby	Weber
Gronneberg	Maixner	Opedahl	Winge
Herslip			

Those voting for Wagner were:

Black	Hickle	Martinson	Schindler
Christensen	Kermott	Metz	Scofield
Conmy	Kloubec	Mund	Stenehjem
Crabtree	Knudson	Murphy	Strinden
Eagles	Kretschmar	Nicholas	Swiontek
Erickson	Kuchera	Olson	Thorsgard
Gackle	Lang	Peterson	Timm
Gunderson	Larson, G.	Rau	Tweten
Gunsch	Lee	Reed	Unhjem
Haugland	Lipsiea	Richie	Vander Vorst
Hausauer, A.	Marsden	Rued	Wentz
Hausauer, L.	Martin, C.	Russell	Winkjer
Herman			

Abstaining and not voting:

Solberg Wagner

Rep. Strinden moved that the following remarks of Rep. Wagner,

Speaker Solberg, Chief Justice Erickstad and former Speaker Reimers be printed in the Journal, which motion prevailed.

Rep. Wagner: "Mr. Speaker, Ladies and Gentlemen of the House of Representatives:

"It is quite significant that we should be evenly divided along party lines during this the 45th Legislative Assembly. The odds for that happening are beyond comprehension. It is obvious that each candidate for Speaker has the support of his caucus. For the loyal support given to me by my Republican colleagues I am grateful. We could easily continue to battle ad infinitum, but I do not believe we were elected by the people to sit in disagreement over a period of several days. We were elected to serve the people of North Dakota.

"To be elected Speaker is the highest honor that can be given by his peers. To say that I do not want the honor would be less than honest. Yes, I am disappointed, but my disappointment is tempered by the knowledge that the person who will be the Speaker is one of the finest persons I have ever had the privilege of knowing. I have served with Rep. Oscar Solberg on the Appropriations Committee for six years, and have come to know him as a kind and considerate person with the highest degree of integrity. I am sure that we can work with him. To expedite the business of this House, I would ask that we support the agreement that was drawn up by the committee, and therefore, Mr. Speaker, I would ask that my name be withdrawn as a candidate, and move that a unanimous ballot be cast for my good friend Oscar Solberg for Speaker."

The motion of Rep. Wagner prevailed.

Rep. Strinden moved that a Committee of two be appointed to escort the Honorable Oscar Solberg to the rostrum, which motion prevailed. Acting Speaker Reimers appointed Reps. Strinden and Backes to such committee, and the Honorable Oscar Solberg was escorted to the rostrum.

Chief Justice Erickstad: "It is a great pleasure again for me to participate in this ceremony, and I know that all of you have demonstrated the great faith that you have in the prospective leadership of this House, first for Rep. Wagner who has just been recognized, and now it is a pleasure for the House to recognize you. I have known you a long time, and have regarded you as a personal friend. It is indeed a privilege and pleasure for me to have this opportunity of giving this oath of office to this high position to which you have been elected and for which you are so highly qualified."

Chief Justice Erickstad administered the oath of office to Rep. Oscar Solberg, Speaker of the House of Representatives.

Former Speaker Reimers: "Oscar, I want you to have this gavel. You have to be one of the nicest guys in the House of Representatives in my entire acquaintance, and you will have a lot of fun doing this job, and these people will enjoy having you do it."

Speaker Solberg: "Mr. Speaker, Members of the Assembly:

"First of all, I want to thank Vern Wagner for his generous and kind remarks.

"It is an honor to accept the position as Mr. Speaker and I wish to extend my thanks and appreciation to those who supported me. It has been my privilege to have served under many Speakers, both as a majority, and minority, but most often as a minority member. Without exception, they have been fair and impartial. I intend to follow this tradition.

"This session is unique in several ways. It has perhaps the greatest

number of freshman legislators of any session I have served. To these legislators I want to say 'Welcome.' The door to the Speaker's office will always be open to you for any advice or assistance that you may wish.

"For the first time in history, our state has recognized the need for additional time for the legislature to cope with the many problems that come before it and by a vote of the electorate has been given an additional twenty days for the biennium. I support the recommendation of the Interim Committee on Legislative Procedure and Arrangement that we 'aim' for a sixty-day session with the present deadlines in effect and keep the additional time in reserve. I need not dwell on the tie vote that separates our two political parties in the House or the controversy that has resulted from this vote.

"As Speaker of the House, I seek your cooperation and good will so that we may have a successful and productive session. The electorate of this state who sent us here expect this of us, and the State of North Dakota deserves our best efforts.

"I want to give a special thanks to those who made and seconded my nomination.

"At this time it becomes my pleasant duty to make a presentation. It is customary at this time to present the outgoing Speaker with the gavel he used to preside over the previous session. This one is quite worn, but is inscribed, 'Robert F. Reimers, Speaker, 1975 Session, House of Representatives.'

"I believe this will become one of your most treasured momentos and will provide many pleasant memories of the time you have spent in House of Representatives. When you are sailing around in southern waters, we hope you will think of us back in North Dakota."

Retiring Speaker Reimers: "I am going to use this gavel one more time. Thank you very much, Oscar.

"Serving as Speaker of the House of Representatives has probably been the high light of my political career, and it is not likely that I shall ever again run for the House of Representatives.

"Carol and I are entitled to some time off. I have made a pledge to my wife that we will now spend as much time at leisure doing as we choose, probably in the south, as I have been spending in politics. If I carry out that pledge, we will be spending a lot of time playing around.

"We have bought a boat in the south, and if I can get that Norwegian deckhand trained properly — whose duties include swabbing the deck and doing the dishes — we will get along just fine.

"Seriously, the only thing I can say is thank you very much. I really have enjoyed working with the entire Legislative Assembly. I have enjoyed working with all the people in the capitol involved in the legislative process, and the Legislative Council people specifically. Many things I would like to see done in the legislative process remain to be done, and I suppose over the years what I feel is moving away from the conservative philosophy, which I prefer to call the common sense view, will reverse itself when money gets shorter, regardless of what party you represent. These things generally take care of themselves.

"Thank you for working with me."

Speaker Solberg then asked that the Assembly recognize Mrs. Reimers, who was given a standing ovation.

Rep. Strinden moved that the House stand at ease until 11:15 a. m., for the Joint Session, which motion prevailed.

JOINT SESSION

The Joint Session convened, with Speaker Solberg presiding, who then relinquished the chair to President of the Senate Sanstead.

President Sanstead introduced Mr. Ralph Dewing, who addressed the session on the work of the Coal Development Impact Office, of which Mr. Dewing serves as Director.

Senator Lips moved that Joint Session be dissolved, which motion prevailed.

The House reconvened, with Speaker Solberg presiding.

Speaker Solberg ruled that the House would stand in recess until 2 p.m.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

Rep. Backes moved that a committee of four be appointed to act as the Committee on Arrangements for House Committee Rooms, which motion prevailed. The Speaker appointed Reps. Sr. Beauclair, Benedict, Olson and Lee.

Rep. Backes moved that a committee of four be appointed to act as a Committee on Photography, which motion prevailed. The Speaker appointed Reps. Mund, VanderVorst, Richter and Lokken.

Rep. Backes moved that a committee of eight be appointed to act as a Committee on House and Joint Rules, which motion prevailed. The Speaker appointed Reps. Backes, Fleming, Mushik, Winge, Strinden, Kretschmar, Peterson and Wagner.

Rep. Strinden moved that a committee of four be appointed to act as a Committee on Revision and Correction of the Journal, which motion prevailed. The Speaker appointed Reps. Tinjum, Kelly, Reed and Stenehem.

Rep. Strinden moved that a committee of four be appointed to act as a Committee on Employment, which motion prevailed. The Speaker appointed Reps. Martinson, Scofield, Gerl and Meiers.

Rep. Strinden moved that a 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. Strinden, Backes and Eagles.

Rep. Backes moved that a committee of three be appointed to serve on an Inauguration Committee, which motion prevailed. The Speaker appointed Reps. Lundene, Nordby, and Mund.

Rep. Strinden moved that the Report of the Special Coordinating Committee be printed in the Journal as presented, and that the Report be approved as presented, which motion prevailed.

REPORT OF SPECIAL COORDINATING COMMITTEE

Mr. Speaker, your Special Coordinating Committee submits the following report as to proposed Chairmen, Vice Chairmen, and members of Standing Committees, and that the reading of this report be dispensed with.

HOUSE STANDING COMMITTEES

APPROPRIATIONS COMMITTEE

Wagner, Chairman
 Peterson, V. Chrm.
 Christensen
 Eagles
 Gunsch
 Hausauer, L.

Kuchera
Marsden
Thorsgard
Tweten
Unhjem
Fleming
Horgan
Johnson, H.
Kelly
Lardy
Martin, G.
Mertens
Miller
Mushik
Opedahl

EDUCATION COMMITTEE

Knudson, Chairman
Larson, G., V. Chrm.
Black
Lipsiea
Erickson
Olson
Schindler
Swiontek
Berger
Jacobson
McCaffrey
McGauvran
Meyer
Schuett
Tinjum

FINANCE AND TAXATION COMMITTEE

Gackle, Chairman
Hausauer, A., V. Chrm.
Crabtree
Martin, C.
Mund
Murphy
Nicholas
Timm
Berg
Laughlin
Nordby
O'Shea
Richard
Riehl
Weber
Winge

INDUSTRY, BUSINESS & LABOR COMMITTEE

Gengler, Chairman
Langley, V. Chrm.
DuBord
Gerl

Lokken
Maixner
Metzger
Richter
Haugland
Kloubec
Lang
Metz
Rau
Rued
Vander Vorst

JUDICIARY COMMITTEE

Winkjer, Chairman
Kretschmar, V. Chrm.
Conmy
Russell
Reed
Richie
Stenehjem
Wentz
Beauclair
Benedict
Dotzenrod
Gronneberg
Hill
Lundene
Meiers

STATE AND FEDERAL GOVERNMENT

Rylance, Chairman
Powers, V. Chrm.
Anderson
Herslip
Larson, B.
Matchie
Rocheleau
Walsh
Gunderson
Hickle
Kermott
Lee
Martinson
Herman
Scofield

AGRICULTURE COMMITTEE

Dotzenrod, Chairman
Meyer, V. Chrm.
Benedict
Gronneberg
Herslip
Larson, B.
Rocheleau
Weber
Crabtree

Hickle
Lipsiea
Nicholas
Richie
Russell
Vander Vorst

NATURAL RESOURCES COMMITTEE

Winge, Chairman
Tinjum, V. Chrm.
Berg
Langley
Maixner
Matchie
Rylance
Walsh
Hausauer, A.
Kermott
Kloubec
Martin, C.
Murphy
Schindler
Winkjer

POLITICAL SUBDIVISIONS COMMITTEE

Lang, Chairman
Metz, V. Chrm.
Black
Conmy
Larson, G.
Knudson
Kretschmar
Wentz
Berger
Gerl
Jacobson
Laughlin
McCaffrey
Nordby
Riehl

SOCIAL WELFARE COMMITTEE

Haugland, Chairman
Olson, V. Chrm.
Herman
Martinson
Mund
Reed
Stenehjem
Swiontek
Anderson
Beauclair
DuBord
Hill
Lundene
Meiers
Powers

TRANSPORTATION COMMITTEE

Erickson, Chairman
Timm, V. Chrm.
Gackle
Gunderson
Lee
Rau
Rued
Scofield
Gengler
Lokken
McGauvran
Metzger
O'Shea
Richard
Richter
Schuett

VETERANS AFFAIRS COMMITTEE

Laughlin, Chairman
Schuett, V. Chrm.
Anderson
Dotzenrod
Herslip
Langley
Larson, B.
Richard
Hausauer, A.
Knudson
Lee
Lipsiea
Metz
Rau
Vander Vorst

Representative Strinden moved that the report be adopted.

Representative Richard J. Backes

Co-chairman

Representative Earl S. Strinden

Co-chairman

Rep. Backes reported that the Committee to notify the Governor and the Senate that the House was organized and ready to transact business, and requested that the committee be discharged, which request was granted.

Rep. Strinden moved that the Committee on Rules be authorized to meet during the interim prior to the regular session, and that expenses for such meeting be allowed, which motion prevailed.

Rep. Strinden moved that the Committee on Employment be authorized to meet during the interim prior to the regular session, and that expenses for such meeting be allowed, which motion prevailed.

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

Rep. Strinden moved that this organizational session of the Forty-fifth Legislative Assembly be adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

Journal of the House

Forty-fifth Legislative Assembly

FIRST DAY

Bismarck, January 4, 1977

At the hour of twelve o'clock noon of the fourth day of January, 1977, according to the Constitution of the State of North Dakota, the North Dakota House of Representatives convened in its regular session, Speaker Solberg presiding.

Prayer was offered by Fr. Willibrord Bachmeier, St. Joseph's Catholic Church, Williston, North Dakota.

Roll was called and all members were present except Reps. Beauclair, Dotzenrod, Gerl, Gunsch, Metzger and Vander Vorst.

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 Organizational and Orientation Session, December 7, 8 and 9, 1976 and recommends that the same be corrected as follows:

On page 6, line 45, delete "alloted" and insert in lieu thereof "allowed"

On page 8, line 35, delete the name "Graf" and insert in lieu thereof the name "Graff"

On page 18, line 29, delete the word "sergeat" and insert in lieu thereof the word "sergeant"

On page 25, line 8, delete the name "Lipps" and insert in lieu thereof the name "Lips"

And when so corrected recommends that the same be approved.

REP. STENEHJEM, Committee Member

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

4th ORDER

January 4, 1976

I am taking this opportunity to bring to your attention an EMERGENCY MEDICAL SERVICES (EMS) System, which has been implemented in the Capitol Tower since the last session of the legislature.

Since there will be no planned physician present in the Capitol Building during the sessions, the emergency services will be provided by the trained personnel in the building.

The Division of Emergency Health Services is on the 17th floor (phone: 224-2388).

A Capitol extension telephone number (2121) can be dialed to report a medical emergency and request further aid or an ambulance.

JONATHAN B. WEISBUCH, M.D., State Health Officer

Speaker Solberg announced that the next order of business would be the election of Sergeant-at-Arms.

Rep. Backes nominated Art Buchwitz for the position of Sergeant-at-Arms. Rep. Strinden moved that nominations be closed, which motion prevailed, and the roll call taken.

ROLL CALL

The question being on the election of Art Buchwitz for Sergeant-at-Arms, the roll was called and disclosed 94 for Buchwitz, 0 opposed, 6 absent and not voting.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCHEUR			● KERMOTT			● MURPHY		● UNHJEH
● BENEDICT			● KLOUBEC			● MIISHIK		● VANDER HORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPIDAHN		● WENTZ
● CONNY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKLER
● DOTZENROD			● LARSON, B #12			● POWERS		
● DUBORD			● LARSON, G #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C #38			● RUSSELL		
● GUNSCHE			● MARTIN, G #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

Speaker Solberg administered the oath of office to the Sergeant-at-Arms.

Rep. Strinden moved that the schedule of chaplains be printed in the Journal, which motion prevailed.

LEGISLATIVE CHAPLAINCY
SCHEDULE OF DATES FOR THE HOUSE

January

4	The Pastor for this date is chosen by Governor Arthur A. Link	
5	Burton Bundy, Grace Lutheran Brethren Church	258-3585
6	Thomas E. Kramer, Cathedral of Holy Spirit	223-1033
7	Martin Klemmer, Diocese of Bismarck	223-1347
10	Norman Winkelman, Calvary United Methodist	255-3720
11	Stanley Malmgren, First Baptist Church, ABC	255-3148
12	Bob Fisher, Wesleyan Church	223-7238
13	John Nicolai, Trinity Lutheran Church, ALC	223-3560
14	Dave Knecht, McCabe United Methodist	255-1160
17	Ron Norman, Bismarck Baptist Church	223-4445
18	D. Josh Nelson, Lutheran Church of the Cross, ALC	258-5869
19	Myron Johnson, Seventh Day Adventist	223-6830
20	Gerald Ruelle, Chaplain, St. Alexius Hospital	223-5000
21	Clemence Auch, Bismarck Baptist Home For the Aged	223-3040
24	Delmer F. Becker, Non-denominational	258-7320
25	James L. Norlie, Trinity Lutheran Church, ALC	223-3560
26	Clarence Walth, North American Baptists	223-0091
27	Randell Bunch, Capital Heights Baptist	223-5479

28 Victor Feser, OSB, Annunciation Priory	255-1520
31 Robert A. Feehan, Church of St. Mary	223-5562
February	
1 Ira Herzberg, Calvary United Methodist Church	255-0598
2 Harold May, Evangel Temple	223-1852
3 W. F. Garvin, Cathedral of Holy Spirit	223-1033
4 Dennis Tippet, St. George's Episcopal Church	223-1942
7 John M. Miller, Baptist Temple Church, SBC	663-6232
8 Hensel Hendrickson, Trinity Lutheran Church, ALC	223-3560
9 George Walker, Evangelical Free Church	223-3330
10 James M. Butler, First Presbyterian United	223-6091
11 Matthew Fettig, Cathedral of Holy Spirit	223-1033
14 Theodore F. Gustin, Church of St. Mary	223-5562
15 Tom Sullivan, Church of St. Anne	223-1549
16 Eve Hook, McCabe United Methodist	255-1160
17 Stanley Sticka, OSB, Corpus Christi	255-4584
18 Blaine R. Cook, Corpus Christi	255-4584
21 Ralph Spicer, Salvation Army	223-1889
22 Lionel P. A. Muthiah, United Methodist Church	255-3489
23 Richard Hagestuen, First Lutheran Church, ALC	663-3154
24 Don Bentz, Faith Lutheran Church	258-6496
25 Victor Feser, OSB, Annunciation Priory	255-1520
28 John L. MacMullen, First United Methodist	663-8339

March

1 Edwin Wehner, St. Mary's Central High School	223-4113
2 DeVern Schwenn, First United Methodist	223-4401
3 Russell Sullivan, Church of God of Prophecy	223-6015
4 Don DeKok, Bismarck Reformed Church	223-3304
7 James L. Probert, First Presbyterian Church United	223-6091
8 Ron Norman, Bismarck Baptist Church	223-4445
9 Gerald Ruelle, St. Alexius Hospital	223-5000
10 Joe Agee, Jr., Washington Heights Community Church	223-0793
11 Ralph Fisher, Church of the Nazarene	223-0332
14 Stanley G. Knudson, American Lutheran Church	223-5312
15 Paul Stuart, Regular Baptist Church	255-3542
16 Jeffery Mantz, Assemblies of God	663-3039
17 A. Ben Dove, First Presbyterian Church	663-5788
18 Lea E. Johnson, House of Prayer Lutheran Church, LCA	223-2202
21 Robert D. Lynne, Good Shepherd Lutheran Church, ALC	255-1001
22 David L. Donovan, Church of the Nazarene	663-8975
23 Albert Piekarski, Corpus Christi Church	255-4584
24 Albert Soderberg, Church of God	223-4833
25 Arnold P. Spain, Church of St. Anne	223-1549

Rep. Strinden moved that the House stand in recess until 2:15 p.m. to receive the Senate for a Joint Session, which motion prevailed.

JOINT SESSION

The joint session of the House and Senate convened at 2:15 p.m., with Speaker Solberg calling the session to order.

PROGRAM

1:30 p.m.

Music by the Devils Lake High School Band,
Norman Stuhlmiller, Director.

2:30 p.m.

Call to order

3:00 p.m.

Joint Session Program

Lt. Governor Wayne G. Sanstead, presiding.

Posting of Colors by Eagle Scouts, Lewis and Clark District.

Invocation — The Reverend Robert E. Lynne, Bismarck.

Oath of Office administered to Elected State Officials by Chief Justice Ralph J. Erickstad.

Selection by Mandan High School Concert Choir.

Oath of Office administered to Governor Arthur A. Link by Chief Justice Ralph J. Erickstad.

Message by Governor Arthur A. Link.

Benediction—The Reverend Willibrord O. Bachmeier, Williston.

Rep. Lundene moved that the Speaker appoint a committee of two to escort Lt. Governor Wayne G. Sanstead to the rostrum, which motion prevailed. Speaker Solberg appointed Representatives Mushik and Kretschmar to serve on such committee.

Speaker Solberg presented Lt. Governor Sanstead to the Assembly and turned over the gavel to him.

Rep. Strinden moved that a committee of two be appointed to escort Rev. Robert Lynne and Fr. Bachmeier to the rostrum, which motion prevailed. The Chair appointed Reps. Martinson and Senator Miller to such committee.

Senator Lee moved that a committee of four be appointed to escort Mrs. Link, Mrs. Sanstead, and Mrs. Solberg to special reserved seats in the Assembly, which motion prevailed. The Chair appointed Senator Fritzell, Reps. Haugland, Eagles and Kelly to such committee.

Senator Hoffner moved that a committee of four be appointed to escort the State Officials to the rostrum, which motion prevailed. The Chair appointed Senators Redlin and Freed, and Reps. Nordby and Mund to such committee.

Rep. Winkjer moved that a committee of four be appointed to escort Associate Justices Paulson, Vogel, Sand and Pederson of the Supreme Court to the rostrum, which motion prevailed. To that committee the Chair appointed Reps. Wagner and Weber and Senators Wenstrom and Walsh.

Senator Jones moved that the Chair appoint a committee of two to escort Chief Justice Erickstad to the rostrum, which motion prevailed. The Chair appointed Sen. Vosper and Rep. Mertens.

Senator Berube moved that a committee of two be appointed to escort Governor Arthur A. Link to the rostrum, which motion prevailed. The Chair appointed Senator Nething and Rep. Backes to such committee.

The Colors were posted by Eagle Scouts of the Lewis and Clark District. The Invocation was given by Rev. Robert D. Lynne, Pastor, Good Shepherd Lutheran Church, Bismarck.

A musical selection was presented by the Mandan High School Concert Choir under the direction of William Franke.

Chief Justice Ralph J. Erickstad administered the oath of office to the elected State Officials.

The Mandan High School Concert Choir presented a musical selection.

The Oath of Office was administered to Governor Link by Chief Justice Ralph J. Erickstad.

Rep. Strinden moved that the following address of Governor Link be printed in the Journal, which motion prevailed.

" . . . TOWARD NORTH DAKOTA'S SECOND CENTURY"
GOVERNOR ARTHUR A. LINK
MESSAGE TO THE FORTY-FIFTH
LEGISLATIVE ASSEMBLY
Presented January 4, 1977

Introduction

"Increased citizen participation in public decision making."

North Dakota 100

Members of this Forty-Fifth Legislative Assembly, officers of the executive and judicial branches of our state government and friends:

Greetings to this Legislative Assembly. Less than 100 years ago our state opened for business. After celebrating the 200th anniversary of our nation in 1976, it is difficult to realize that North Dakota will not celebrate its 100th birthday until 1989.

Now is the time for us to be looking toward North Dakota's second century. Now is the time for us as public officials to plan for our second hundred years. Now is the time for us to involve citizens of this state in planning and determining that future.

As we approach the "exciting eighties (80's)" in North Dakota, we are about to embark upon a new era. Our state has many options as we approach our hundredth birthday, and we must closely involve our citizens in looking at these options and choosing our direction. I believe that good government is government which is fully responsive to the needs of the people, granting full participation in line with the fundamental freedoms first stated in the United States Constitution.

One of the most valuable tools our state has in determining North Dakota's second century options is the North Dakota 100 Program. The State Planning Division, Regional Planning Councils, and thousands of citizens across the state have launched the North Dakota 100 program. Senator Robert Melland, as Chairman of the Legislative Council, joined with me in signing the Program Survey introductory letter.

"What do you want for our 100th birthday?" is the theme. A survey of citizen attitudes and concerns has been conducted, and the results are being shared with the executive and legislative branches of state government, with local government and all interested citizens. Throughout this Message, I will refer to input and results already received through the North Dakota 100 Program.

These efforts by a broad cross section of North Dakota citizens are vital in determining the kind of state we want on our 100th birthday, just twelve short years from now. I urge each of you, as legislators, to study carefully the results of the North Dakota 100 questionnaire if you have not already done so. The results provide valuable insight into the broad general direction North Dakotans would like to see their decision makers take on a wide number of concerns.

I believe you will see a number of interesting priorities reflected in the opinions of our state's citizens. They are interested in protecting our natural resources, they are conservation-minded, they want to preserve the quality of life we enjoy here. They favor a moderate rate of economic growth that will increase the variety of job opportunities for our youth, reduce unemployment and increase family incomes. In planning for

North Dakota's second century, we must set priorities based on this citizen input.

I am looking forward to working with each of you, and I want you to know that the door of my office is open to every legislator. I invite your counsel and friendship in dealing with the important issues which will confront all of us.

My Message to you today will provide recommendations, some general and some specific, for your consideration. My Message also provides information about the condition of the state.

It is important to note that my Message to you is the result of consultation with many of you on both sides of the political aisle. In many instances, recommendations in this Message are affirmations of proposals by the Legislative Council or other boards, commissions and committees. In addition, the input of various state agencies, officials and employees has been invaluable to the preparation of this Message.

Most importantly, the input of the citizens of North Dakota has had a major effect on this Message. I hope this input will similarly effect each of you in your upcoming deliberations. Each of you has a grave responsibility in this Forty-fifth Legislative Session which will begin to lay the foundations for North Dakota's second century.

Human Resources

"North Dakotans have a deep concern for people who need special help to participate in our society to their fullest potential, a sense of fairness for those who are being denied an opportunity to participate, a certain hard-headed common sense that our society is stronger if each individual is enabled to contribute to the common good, an unwillingness to see anyone fall below basic levels of need, and a sense of people being the state's greatest asset."

North Dakota 100

The challenge to each of us is to serve our people well and this means a concern for basic human needs. As we prepare for North Dakota's second century, we must be aware of a wide range of human service goals including assisting the physically and mentally handicapped, reducing the amount of unemployment, creating new job opportunities, providing needed health care, and providing special services for the elderly. These human service goals are among those which received the highest rating when North Dakotans answered the question, "What do you want for our 100th birthday?"

Human Services

From the birth of our state in 1889, and even before that time, North Dakotans have displayed a special concern for their neighbors. The philosophy and the attitude has been that we do, indeed, love our neighbor as ourselves.

The North Dakota 100 survey reflected a continued concern in this regard. For example, nearly 90 per cent of the respondents considered services to the physically and mentally handicapped a top priority.

In practical terms, this concern for our neighbor must be expressed in a programmatic and budgetary manner.

Let us begin with the health of the individual. The future of health care and local public health services in a rural state is a critical area and one which deserves our careful concern and attention. Providing health

services takes money, and I have covered the budget needs for the Department of Health in my budget message. The broad program of the State Department of Health merits legislative and financial support to maintain a better quality of life for North Dakotans.

In order to best serve citizens at the local level, the Health Department is requesting support to strengthen local, county and district health units by improving preventive medicine programs, providing for a health status evaluation, and developing methods to improve primary health care in the rural areas.

The State Health Department is also placing a special emphasis on providing medical assistance through physicians and other professionals in rural areas. To augment this, I recommend a cooperation and active physician recruitment program to be conducted by the University of North Dakota Medical School, the Health Department and private concerns so our citizens can receive physician services within reasonable driving distances of their homes.

A recent development in the health area is the creation, through federal mandate, of a State Health Coordinating Council. The SHCC will be involved in health planning, coordination and research development in the years ahead. We cannot over emphasize the importance of coordination at every level in the delivery of expensive health services. Such coordination can result in efficiency and lower costs of health care for the individual. In addition, such planning allows an assessment of local needs in concert with a statewide plan.

In the budget, I have included administrative positions which will assist in the expansion of the WIC Program — an exceptional protein-nutrition program for Women, Infants, and Children. This program has been very successful in providing high-level nutritional food for those persons most in need of such provisions.

In providing social and rehabilitative services, federal financial participation for the assistance payments and medical programs is based upon North Dakota's per capita income which has risen. Consequently, the state must increase its share in the Economic Assistance program by approximately \$6 million. This has been included in the budget as it is necessary to provide these matching state dollars to secure the federal dollars to serve the needs of North Dakotans.

North Dakota has recently embarked on a statewide program for the enforcement of child support obligations from absent parents. This program should return revenues to the state general fund and ultimately reduce the number of dependent children relying upon AFDC (Aid to Families with Dependent Children). State legislative action is required to enable state and county officials to pursue payments from these absent parents.

We must be mindful that families and individuals receiving social or rehabilitative assistance from the federal or state government are feeling the effects of inflationary times most acutely. In many instances, families or individuals with no income or very limited incomes may not qualify for such programs as AFDC, Medical Assistance, Food Stamps or Supplemental Security Income. In these instances the individuals have no recourse but to apply for the County General Assistance Program with its limited funding base. For these reasons I support national reform in the Medicare, Medicaid and Supplemental Security Income programs. When initiated, these reforms will provide great assistance and benefits for people at the state level.

A Transition Program is needed for probationers and parolees. In most instances, a program does not exist for these individuals to help them as they return to local communities. General assistance and rehabilitation services aid from state agencies is often delayed several days so that an interim period exists for the returning ex-offender. Unfortunately, it is during this critical time that many probationers and parolees again involve themselves in criminal acts. The state needs to coordinate its services with county, municipal and private agencies to assure a positive and caring transition program for ex-offenders. I have included \$25,000 in the budget for this purpose. This transition program will be coordinated with the CETA ex-offender program as well as with other social and rehabilitative services.

I discussed the Medicaid Program for medically needy children in the 1975 State of the State Message and I again want to bring it to your attention. It is estimated that 7,000 children under age 21 would be eligible for the program under Title XIX of the Social Security Act. Children from homes of the working poor where the cost of insurance programs are prohibitive and social service benefits are unavailable do not receive necessary medical care.

I did not include the Medically Needy Children program in the budget because I had already advocated a 34 per cent increase in the Social Service Board budget for other necessary and current programs. This program would have received high priority had there been more income projected for the next biennium. However, with a limited budget, we must strive to maintain our present social service programs. I will be open to further discussion with legislators regarding this program as it deserves thorough review prior to possible enactment in view of the fiscal restrictions we are facing.

For the past several months, I have placed special emphasis on utilization of the vacated non-tactical ABM facilities at Nekoma. At present, a task force which I have appointed to plan utilization of this facility has formulated a plan for rehabilitative and educational purposes. You will be hearing from this task force during the Legislative Session and I hope you will give the task force your consideration.

Advocacy and Human Rights

The Governor's Council on Human Resources is an advocacy body. The Council has prepared a legislative report on the Committee on Children and Youth, the Committee on Aging, the Committee on the Employment of the Handicapped, and the North Dakota Commission on the Status of Women. I call this to your attention because this report contains many valuable suggestions in each of the four human resources areas with which the Council deals.

As we approach North Dakota's 100th birthday, it is especially appropriate that we consider the special contributions and needs of our native Americans. The Indian people in North Dakota have a rich heritage. This heritage should be provided in curriculum studies for all the school systems in the state. The historical foundation begun by this state's first citizens must be fully represented in the North Dakota Heritage Center.

As a further effort to preserving this heritage, I have provided in the budget for a major in Indian Studies at the University of North Dakota.

The North Dakota Indian Affairs Commission needs our support for its

important objectives. As Chairman of the Commission, I urge the cooperation and support from all citizens in understanding and assisting the 21,000 Indian people in North Dakota as they attempt to resolve their problems through their self-determined efforts.

I have introduced and had approved by the Midwestern Governors' Conference a resolution regarding jurisdictional concerns between the federal and state government and Indian reservations. I recognize and affirm the separate jurisdiction which is so important to North Dakota tribes. However, confusing problems exist as to provision of services to Indian people for health, welfare, employment and education. For example, there is a lack of reimbursement from the federal government to counties having federal government lands such as Indian reservations and military installations as well. This problem needs to be addressed for the benefit of all who inhabit federal lands, and who deserve the services and assistance to which all Americans are entitled.

Advocacy for human rights is best realized — and perhaps only realized — if enforcement powers exist to accomplish goals of nondiscrimination. A Human Rights Act would prohibit discrimination against all persons. We need a North Dakota State Commission on Human Rights. This would be a regulatory body having enforcement powers to enforce the Human Rights Act. About a year and a half ago I appointed a task force to consider this matter and their research will result in a measure which will be before you during this Forty-fifth Legislative Session.

Coordination of Human Resources

I believe that as we have taken the initiative to coordinate natural resources through the Natural Resources Council in the executive branch of government, so must we also turn our attention to the further coordination of the human resources branches of North Dakota government. To that end, my office has secured a federal grant from the Department of Health, Education, and Welfare to conduct a demonstration project in human resources coordination through the Executive Office. The purpose of this program will be to develop a Human Resources Coordinating Council which will facilitate communications, comprehensive planning, and needs assessment for all human services agencies in state government.

The Coordinating Council will also bring together county and regional service delivery agencies to strengthen the coordination of planning and services at the local level and to address the problems of duplication or lack of services to people in need.

Another example of coordination is evidenced by the cooperative needs assessment and planning process which is jointly being accomplished by the state and county Social Services offices and the Regional Councils. As the various agencies of government prepare for the impact of increased energy development, it is prudent that all planning and service-oriented agencies cooperate in this fashion.

The human resource delivery systems of state government can best serve our people when there is comprehensive planning, coordination and communication efforts. A gift which we can give North Dakotans now and in the next 100 years would be an effective and efficient system of delivering human services.

Educational and Cultural Concerns

One of the most lasting gifts North Dakota can provide to its citizens for its second century is that of good education. North Dakota must continue to extend educational opportunities to all of its citizens.

In keeping with this goal, it is necessary for North Dakota to increase foundation payments for schools. In the executive budget, I have recommended an additional \$31,621,195, a 21 per cent increase, for the foundation program to provide state support at the 70 per cent level. In order to provide for educational opportunities, it is necessary that the state support program guarantees a base per student of \$765 the first year of the biennium and \$840 the second year of the biennium plus an additional 5 cents per mile for the transportation payment.

With regard to higher education, I have suggested a general fund budget for the universities and colleges under the jurisdiction of the Board of Higher Education, including the medical school, of \$107,983,831. This figure represents an increase of nearly \$20 million, or 23 per cent.

To provide for academic and technological changes I recommend several new programs, including the major Indian studies at UND, a land and ranch management program at Dickinson State College, and irrigation technology at the State School of Science. I have further provided funds for Title IX implementation and compliance which I consider of great importance in terms of providing equal opportunity for all persons in our education system.

The passage of the initiated measure to reduce the sales tax from 4 to 3 per cent has created a very difficult environment for considering new programs and new physical structures. For that reason, on the campuses of North Dakota institutions for higher education I have been able to recommend only one capital construction facility. That facility is a dairy expansion unit for the extension service on the campus of North Dakota State University. Our current economic situation and the necessary determination of priorities made it impossible for me to include other buildings in my Executive Budget.

I had hoped to recommend that kindergarten be funded on a state-wide basis, but budget constraints have prevented me from doing so. I do believe it is an important new program we should look at on a state-wide basis if the financial picture during the Legislative Session appears to improve. The number of children of kindergarten age has increased 58 per cent over the last two years, from 2,156 children in the fall of 1974 to 3,404 in the fall of 1976. We must look toward serving these children.

I have further recommended \$2,142,038, a 30 per cent increase, in special education. It is vital that we provide quality education for our citizens at all levels. This increase will allow special education to continue at the present level with some additional expansion, which will help us reach our mandated goals by 1981 in identifying and providing this type of education.

To implement and develop an education program which meets the needs of a changing technology, we must provide all people of North Dakota a system of education that is practical and meaningful based on present and emerging employment needs. In a nation in which only 17 per cent of the jobs require a baccalaureate degree, our citizens can profit from vocational-technical education. I have supported the concept of creating multi-district vocational education boards by three or more school districts, a measure that was passed in the last session of the

Legislature. I urge continuing support and action which will permit the state to move forward in providing quality vocational education to the people of our state. Vocational education assumes new importance as we make plans to prepare our own citizens for new jobs which will come through energy development.

My budget calls for the establishment of statewide public television. I have included more than \$4 million in the Executive Budget from the general fund in order to implement this much-needed program. Statewide public television will continue educational opportunities for people at all levels, and provide fine entertainment alternatives.

The impact of modern television on the mind and behavior of young children is beyond comprehension. The time is long overdue that we provide more wholesome, educational viewing and learning television programs for our children. I urge your approval of statewide public television.

I have also included \$200,000 in the Executive Budget for the endowment of the arts. The North Dakota Endowment would function at the state level as the national endowment functions at the federal level of the United States Government. The purpose of the North Dakota endowment would be to build intrinsic quality in the lives of North Dakotans now and in the future through grassroots programs which would 1) preserve and increase understanding of North Dakota's heritage for today and the future, 2) increase cultural awareness and participation through programs in arts, crafts, the theatre, ethnic and folk arts, literature, journalism, public media, historic preservation and interpretation, visual arts and architecture, 3) make the arts available to more North Dakotans, and 4) encourage the development of our state's finest talents.

I believe we saw a preview of what a North Dakota Endowment can do as we watched the Bicentennial activities in our state. Here we saw the cultural and ethnic heritage of our state's citizens come to life. The North Dakota Endowment would make an important contribution to the quality of life in North Dakota and would become a sustaining and positive force for the cultural life of the state.

We must also continue to support the North Dakota Council on Arts and Humanities and I have made provisions in the budget to continue the efforts of the Council. The aesthetic expression of our people is an important birthright gift to North Dakotans in 1989.

Our heritage is an extremely appropriate gift which we can make to the people of North Dakota and to each of our descendants. The North Dakota Heritage Center is our state's major Bicentennial project and it was recognized throughout the nation as one of the most unique and meaningful Bicentennial projects. Progress on the Heritage Center has been good, beginning with \$5 million appropriated by the 1973 Legislature. The \$1.5 million necessary in private donations and funds to match the \$4 million state appropriation from 1975 has been achieved. A most stimulating, historical and exciting groundbreaking was held this fall on the State Capitol grounds. A day-long Heritage Festival took place to commemorate this important project. An architectural firm has been commissioned, and drawings have begun for the Heritage Center.

Consultants and architects and our own historical experts have determined that to build an adequate structure to provide for the physical needs of the state's historical and cultural programs, and to represent the vigorous, independent and strong nature of our people and our way of life,

an \$8-10 million building is necessary. I am asking that the 1977 Legislative Assembly appropriate an additional \$2 million so that this structure can be completed in the most economical, efficient and adequate manner. To postpone making the building a complete one at this point, would be to invite greater expenditures in the future. Rather than constructing an inadequate structure or asking for a greater appropriation to accomplish the same task at a later point, I ask that we get this job done now. I am excited about the response and the vision which has been involved in the North Dakota Heritage Center. The North Dakota Heritage Center will preserve the historic remnants of our past, so that our descendants will be able to gain insight from past cultures, and so that we and those who follow us may take on a greater pride in the quality of our fellow men and women and their accomplishments. The understanding of our past which the Heritage Center will facilitate will also be a historical foundation for future direction. As we approach our state's one hundredth year, the Heritage Center represents an important, early step toward properly observing North Dakota's Centennial.

I believe we must also look at our state's teacher retirement program and consider bringing it in line with comparable programs across the nation. It must be adequate to serve the needs of those who provided educational services to the citizens of this state for so long.

Employment and Labor

We must be extremely concerned about giving people equal opportunities. I have discussed this under the topic of human rights. I believe in giving employees equal opportunities. For this reason, I again urge your support of a human rights commission and a North Dakota Equal Employment Opportunity Act. Such an act prohibits an employer, employment agency, labor organization or licensing agency from discriminating in employment practices because of race, color, religion, national origin, sex, age or marital status.

The Central Personnel Division, which was initiated in 1974 and was authorized by the Forty-fourth Legislative Assembly, has proven valuable. Although the Legislature did not authorize a complete personnel system, the Central Personnel Division has provided a sound base upon which, given additional time to mature, a more complete personnel system can be developed. The Central Personnel System gives us a mechanism to insure that state employees' salaries are adequate, competitive, and fair, and this has been of significant aid in developing the biennial budgets.

In order to further the State Personnel Policy of affirmative action, the Central Personnel Division has employed a State Affirmative Action Officer. This individual will provide technical assistance to agencies in implementing the affirmative action policy in a consistent manner throughout state government.

Through Executive Order, an innovative Employee Assistance Program has been established. This program provides employees with confidential referral and counseling opportunities for a variety of problems ranging from marital to alcoholism without threat of job loss. The program is beneficial for the employee and it is beneficial for state government as an effort to keep employees able for most efficient productivity. The program has had considerable use since its inception six months ago.

I know that you will consider legislation which would extend to public employees the opportunity to bargain collectively with their employer. I support such legislation. Employees deserve the right to be listened to with respect to their working conditions, rates of pay, and other concerns. These matters can be negotiated into a contract within the private sector and that privilege should be extended to the public sector. A law of this nature would provide a mechanism to resolve disputes and avoid interruption of service to the public.

I concur with recent federal legislation related to unemployment insurance which would extend coverage to state, county and municipal employees, and to agricultural and domestic workers under certain conditions. In my State of the State Message in 1975 I urged that unemployment insurance be made available to agricultural and public employees. More than 18,000 employees fall into these two categories.

I also support the extension of the Special Unemployment Assistance Program. The purpose of unemployment insurance and workmen's compensation is to provide income maintenance at two levels. These programs help individuals avoid personal economic hardships and they also sustain purchasing power on the main streets throughout our state. This kind of income maintenance is particularly important in our smaller towns and communities. Further, public and agricultural employees deserve the same protection in the event of an injury or a serious illness as any other employee. The benefits should also be adjusted to provide compensation equal to two-thirds of the weekly wages of the employee.

Each of these areas of legislation that affect workers in our state give the people of North Dakota an opportunity to determine the conditions for their own well being.

A commission consisting of employees and management worked with the Workmen's Compensation Bureau during the interim to study the problem which exists for individuals receiving Workmen's Compensation benefits who became eligible many years ago and whose benefits are no longer adequate in view of today's cost of living. The study commission concluded that retroactive benefits should be funded out of the general fund rather than from Workmen's Compensation due to the fact that the present day employers felt they should not be obligated to assume the liability, much of which was possibly assumed by the Bureau prior to them going into business.

I also support legislation to improve retirement benefits for all state employees.

I am pleased to report that through the Comprehensive Employment and Training Act of 1973 (CETA), administered through my office, more than \$9 million was received this biennium to hire personnel for local governmental bodies and for private non-profit groups as well as for state agencies and institutions. This federal job program has assisted North Dakota in providing more services for its citizens. I have given special attention to this program within my office, in an attempt to make sure that these employees were placed where the need was greatest and to serve the greatest number of people possible.

Finally, I believe that we must develop job opportunities for North Dakotans to encourage our young people to stay here and to utilize the tremendous human resources which we have in our state. I will discuss this further in the section on economic development.

Through new job opportunities, through new labor laws, and through

the concerns and efforts of business and government, I believe we must work to increase family incomes in North Dakota.

What needs must be assured for the workers of North Dakota for our 100th birthday? Good working conditions, fair salaries, equal opportunity for advancement, adequate benefits including retirement and unemployment provisions . . . these are the needs of our citizens today and they will be the needs in 1989.

The Continuing Gift of Natural Resources

"North Dakotans believe that conservation of our state's natural resources is a higher priority than economic development."

North Dakota 100

The responses of North Dakotans to the North Dakota 100 survey indicate that the responsible stewardship of our natural resources — maintaining their vitality, usefulness and aesthetics — is a continuing gift we can provide for North Dakota's second century.

As we look toward 1989 we must continue and increase support for protection of our natural environment. We, as public officials, must join with the citizens of the state as responsible stewards of our land, our minerals, our water and our air.

The Natural Resources Council was established by Executive Order and later approved through statute by the Forty-fourth Legislative Assembly. Although the Forty-fourth Session of the Legislature agreed to give statutory approval to the Natural Resources Council, the Council did not receive any appropriation.

In order for the Council to adequately function, it is necessary for the state to take two steps. The first step is to redefine the powers and duties of the Natural Resources Council Chairman in order that the body may function more efficiently. The second step is for the state to commit funding to the Natural Resources Council for a chairman and a minimal staff. Natural resources are of primary importance to the state and its people. Coordination of agencies dealing with energy development, land use, conservation of soil, water, air, game and fish management, and recreation and parks is a sound proposal for the State of North Dakota.

I consider the initiation and coordination efforts of the Natural Resources Council a major planning tool and aid in preparing for the future. The proper statutory authority and state monetary commitment is a necessity for comprehensive natural resources planning. In this area of natural resources planning and coordination, the state's activities to date have been loosely defined, and have been 100 per cent federally funded. It is the responsibility of the state, not the federal government, to achieve the wishes of North Dakotans to place protection of the natural environment as a high priority.

Energy Development

The responsibility of the state of North Dakota to coordinate and develop comprehensive natural resources planning has been brought into sharp focus by expanding energy development. I have followed a policy of cautious, orderly development regarding the utilization of our energy resources. I believe the people of North Dakota support that approach as evidenced through the electoral process, and in the more specific, scientific evaluation through North Dakota 100. Energy development must be in keeping with the conservation and protection of our natural environment.

North Dakotans are willing to share our natural resources providing we get maximum environmental protection and economic compensation. However, we recognize our responsibilities to future generations in utilizing the one-time harvest of coal in a responsible manner and to protect our land, air and water for generations to follow.

Because of the importance of energy development in our state's future, a great deal of emphasis has and must continue to be placed on energy research. Through the Old West Regional Commission, I was able to obtain a reclamation research grant for mined land planning. Funding from the Commission has been terminated and I believe we must continue this important research through different funding. Interest accruing in our severance tax trust fund might be appropriately spent for continued reclamation research in order to successfully return mined land to maximum productivity. Reclamation research could and should be coordinated by the Natural Resources Council in order to assure fiscal responsibility in the use of our trust fund.

Research of this nature and in many other areas has been done, not only in our state, but on a regional and national basis also. I believe the efforts of this office to work on the energy issue on a regional basis has had a very positive effect. Work through the Old West Regional Commission, the Western Governors' Regional Energy Policy Office, and the Midwestern and National Governors' Conferences has been a very positive force, and has kept North Dakota a leader in regional, state and federal energy relations. Regional and national relationships of this nature must continue if we are to formulate our own destiny.

Land Use

Land use planning is the vehicle for responsible stewardship. North Dakota needs a general-purpose planning statute that will provide for minimal planning guidelines and nomination, designation and management of critical land areas. Present statutes place responsibility for land use planning in the hands of townships, county and city units of local government. I firmly believe and support keeping major responsibilities for land use planning at the local level.

However, state government also has responsibility for land use planning that should be considered by this Legislative Assembly. Three specific needs must be met if we are going to have comprehensive land use planning: 1) Present statutes governing township, county and city planning, zoning and subdividing authority are confusing and in potential conflict. These statutes must be clarified and harmonized. 2) Local units of government need assistance in land use planning both in terms of minimum guidelines and procedures and staff assistance. State government must provide that assistance. 3) A need exists for a general purpose, critical areas land use planning statute to establish procedures for land development and land use concerns that have greater than local impact. Such procedures should provide for citizens and local and state officials to work together in identifying, nominating, designating and managing critical land areas.

Unplanned land use can be particularly devastating. As stewards of the land, our first responsibility is to protect the very soil from which we earn our living and feed the world. The surface mining for lignite, and agricultural practices which cause unnecessary soil erosion, are examples that could lead to decreasing agricultural productivity. We have taken steps to provide for surface mine reclamation legislation. We

must continue to review this legislation and provide for adequate enforcement of this law.

Inadequacies of enforcement powers for violators have been pointed out in the recent decision by the Public Service Commission. I hope you will support the establishment of stronger, more comprehensive penalty clauses as will be presented by the PSC legislation.

In addition, we must preserve the rights of surface owners by assuring adequate surface owner protection. This is especially important in our state in which extensive split ownership of mineral and surface estates exists.

I also recommend that the Board of Higher Education instruct the Soils Department at North Dakota State University to initiate a study to determine the magnitude of soil erosion and saline seep problems. Unplanned use of the land as exemplified by these areas can cause future problems which will take prime agricultural land out of production.

Comprehensive land use planning by all levels of government followed by adoption of a land use policy and implementation of the policy through laws and ordinances is necessary in planning for North Dakota's second century.

Conservation

North Dakota 100 statistics on the priority of conservation for North Dakota are revealing. More than 90 per cent of the citizens responding rated conservation of natural resources as a high or medium priority goal. Economic development goals rank lower than natural resources and conservation. Equally significant, these results were true on a broad basis throughout the state with no distinct differences from region to region in this ranking of conservation as a basic goal.

Conservation has always ranked high on my priority list. North Dakota has a tradition of conservation.

Energy conservation is one of the efforts we are making which could mean an improvement in the quality of our environment. Theodore Roosevelt, a great conservationist who was familiar with North Dakota, said:

"What will happen when our forests are gone, when the coal, the iron, the oil and gas are exhausted, when the soils shall have been still further impoverished and washed into the streams, polluting the rivers, denuding the fields and obstructing navigation. These questions do not relate only to the next century or to the next generation. It is time for us now as a nation to exercise the same responsible foresight in dealing with our great natural resources that would be shown by any prudent man in conserving and wisely using the property which contains the assurance of well being for himself and his children."

Over a year ago, the National Governors' Conference called for national leadership in an energy conservation program. This Conference and the Federal Energy Administration jointly developed the Energy Policy and Conservation Act of 1975. The goal of this Act is for states to develop plans that will reduce their 1980 projected energy consumption by five per cent. Five per cent is not enough, and will not solve all of our problems. It is, however, a start, and nationwide a five per cent reduction could amount to a significant energy savings.

To facilitate the Energy Policy and Conservation Act in North Dakota, I have formed an Energy Conservation Advisory Council. The Council will provide information, guidance and support in the development of an energy conservation plan for North Dakota. I ask that you as Legislators give this Council and the conservation planning staff, your support and assistance in this important work. Among the measures the Council will look at is the adoption of new building codes to conserve energy. Such building codes should be a consideration of this Legislative Session.

To all the citizens of the state, energy conservation could mean a savings in home heating bills, electric bills and transportation costs. To farmers and business people it could mean a reduction in the percentage of their overhead attributed to escalating energy costs. Nationally, there are many other conservation measures we must continue.

In January, 1974, I established an Office of Energy Management. Expanding needs in the area of energy management and conservation mandate continuation of this office. Legislation has been submitted to fund this office and I urge your approval of it.

In North Dakota no statement on conservation can be complete without a strong emphasis on soil conservation. Our soil must be protected from hazards of wind and water erosion so that we can sustain a high level of productivity. We need to continue our soils survey program to obtain the fundamental information of soil capabilities and limitations. Our goal must also be to develop a stewardship or conservation ethic in the minds of all North Dakota citizens.

Because North Dakota's soil is our most valuable natural resource, and because 95 per cent of that land is being utilized for agricultural production, soil conservation is a necessity. We must protect this vital resource and enable our soil to provide a sustained high level of production for present and future generations.

Water

As North Dakota approaches its second century, we find ourselves in a new era in water management and allocation. We must have a new sense of responsibility to the water needs of our state and region now and in the future.

Beneficial use of water is traditionally defined in economic terms. However, the demand for keeping water quality high for instream uses such as recreational, aesthetic or ecological, must also be recognized as a beneficial use.

North Dakota must deal with conflicts between federal and state water demands and rights and we must assert our own state's rights. Last August the Governors from the Missouri River Basin Commission all voiced their concerns over federal involvement in water allocation. At that time I expressed concern over the continuing encroachment by federal agencies upon the right of states to determine natural resources objectives. Drafts of contracts allowing the states to sell the water from the Missouri were drawn. Our State Engineer and the State Water Commission has rightfully rejected such contracts because accepting them would deny our state's rights and would likely concede ownership of the water to the federal government.

You know of my long-term support for Garrison Diversion. This fall, I was pleased to invite Governors Wendell Anderson of Minnesota and Richard Kneip of South Dakota to join me for an up-to-date briefing on the

Garrison Diversion project. The Governors came to Fargo where we not only heard current information about Garrison, but we also issued a strong statement in support of the Garrison Diversion Unit. The Governors concurred with me that development of the irrigation aspects of Garrison Diversion would benefit all three of our states since increased yields and a more stable economy would have a significant beneficial regional economic impact. I believe people throughout the state are beginning to recognize the vital importance of Garrison Diversion because of recent water shortages and the drought. I continue my support for this project and other programs and projects that are similar such as the Souris River flood control and the Pembilier Dam project and the reestablishment of the Souris-Red-Rainy River Basin Commission.

Many other concerns exist related to water, conservation and management. Examples of a few of these are increased drainage of our natural wetlands, flooding, such as that which occurs in the Devils Lake Basin, and the need for rural and municipal water systems.

Recognizing some of these concerns, I was pleased that through the Natural Resources Council, and later with Legislative support, studies such as the Devils Lake Basin Project were initiated. I support the continuation of this important management effort. Also, we have been able to obtain, through the Old West Regional Commission, a rural water study program to be conducted in North Dakota as well as the other four states of the Region. I believe it will be of great assistance to North Dakota in defining its rural water needs.

All of these water concerns point to a need for funding a comprehensive water management program. The job of proper water management is going to become even more difficult. I am counting on the continued support of the Legislature for the State Water Commission and its important work.

Air and Water Quality

In terms of protecting our natural environment, we must be especially concerned about the preservation of air and water quality. To do this job adequately, we must give regulatory bodies such as the State Department of Health the necessary funding and manpower to accomplish their tasks. We must give them the tools they need to assure clean air and water in North Dakota at the present time and in the future. To accomplish these important tasks, the Health Department must respond to the increasing demands of new industrial applications, and the review of air and water quality pollution sources outside our boundaries.

Recreation and Parks

We enjoy our environment through utilization of our state parks, through camping, hunting and fishing and other forms of recreation.

To more efficiently and economically manage some of our recreation resources, I combined the offices of director of North Dakota Park Service and director of the State Outdoor Recreation Agency. This management system has been most effective and I ask you to support this measure for streamlining government in the necessary legislation which has been prepared.

Visitation at the major state parks during the 1976 season established a new record for North Dakota. During the months of May through Sep-

tember, nearly 850,000 individuals visited our state parks compared to approximately 770,000 in 1975. The State Park system is growing in response to the need and demands placed upon it by the public. I urge your continuing support for this important facet of state government service. The continued development of our natural resources for public enjoyment is certainly a challenge we must carry into the second century of our state's existence.

I am pleased to report that the State Park Service has recently acquired acreage for a new park near Fort Ransom in the Sheyenne River Valley. In addition, since I last reported to the Legislature, two newly-developed State Park areas are available to the public. These are Lewis and Clark, southeast of Williston, and Fort Stevenson, south of Garrison.

In June of 1976, North Dakota's first National Recreation Trail, the Old Oak Trail, was dedicated at Lake Metigoshe State Park.

In summary, all of the areas I have mentioned have a common thread which ties them together, that is, comprehensive planning of our resources. I must reiterate, that although each of the areas of energy development, land use, conservation, water, air and water quality and recreation and parks are developing planning at their own agency level, it is essential that these functions be coordinated for the maximum benefit of the state. It is the ability to plan together, adequately and in a non-duplicating fashion, that will take our state from one where conflicts exist in our natural resources development to one where we can look with pride at the well planned, well conserved and well used resources of our state.

Economic Development for Our Second Century

"North Dakotans from all parts of the state favor a moderate rate of economic growth with adequate protection of the natural environment and conservation of natural resources."

North Dakota 100

Depressed farm prices and drought refresh the memories of many North Dakotans of the frustration and pain of the 30's and the continuing need to balance the state's economy so that short and long-term economic problems in one sector of the economy are less crippling than the overwhelming impact of low prices and adverse weather on our heavily agriculturally oriented economic base.

During the budget process for the 1977-79 biennium we have considered the need to broaden our economic base. The state has experienced substantial growth in the industrial, tourism and mining sectors of our economy. Economic diversification can benefit all of the people of our state.

Our people have indicated they are unwilling to sacrifice our quality of life or the precious environment in which we live in order to have economic development. In the North Dakota 100 survey, our citizens indicate a strong preference for farming and ranching and related activities such as processing agricultural products. Tourism, construction, and heavy and light industry are favored by over 50 per cent of the respondents, indicating the desire for more variety and job opportunities. Oil and coal development for both conversion and export all fell well below the 50 per cent mark.

With this in mind, I propose that we increase our efforts to broaden the state's economy in those areas where we can most easily maintain our

agrarian lifestyle and quality environment. Agriculturally related industry, tourism and further development of certain areas of our oil and mineral wealth can provide our people with important jobs and enable the units of government within our state to function and provide important services for our people. We must constantly look for new areas in which we can develop economic opportunities for our people. New economic opportunities for our state and our people will receive my continuing attention in the next four years.

Agriculture

Our quality of life in North Dakota is largely dependent on agriculture as the major component of our economy. We need to look at the factors which will keep agriculture healthy, or will return it to good health. Cattle and grain producers have faced low prices. The farmer's share of each dollar spent by consumers for food dropped to 37.6 cents in October, 1976, the smallest in more than five years, according to the Department of Agriculture.

Four important factors are necessary for a healthy farm economy: adequate moisture, marketing, family farms and food policy. To assist farmers suffering from losing cattle and grain production, we must continue to help farmers look for new and better ways to market our products.

I believe in this, and I have acted. I led the bi-partisan Industrial Commission, and people from the private sector, on a trade mission to the Middle East early in 1976. We planted some seeds which we are now beginning to harvest. One of the companies which participated in the Mission recently sold 30 metric tons of soybean seed to the Egyptian Government's Ministry of Agriculture. The firm indicates that further trade is anticipated with the Egyptian Government.

I have also had trade discussions with Japanese leaders both in that country and the United States. I believe Japan is an excellent prospect for increased trade in the future, especially for North Dakota grain products.

Industrial development must also be encouraged by the sharing of information. This fall, the first Annual Governor's International Trade Conference was held in Fargo. This is an excellent forum for an important purpose. I intend to support similar conferences in the future, with joint sponsorship by private and governmental organizations. This kind of private-public teamwork is a necessity as we look to maintaining a healthy agricultural situation in our state, and toward diversifying our economic base.

I affirm the value and necessity of the family farm. The numbers of family farm units are declining, down 16,000 from 1960. I am concerned about the continuation of this trend, and the relationship of such a decline to our smaller rural communities.

One way to address this problem is to provide assistance to the young farmers of our state. In the North Dakota 100 survey, more than 60 per cent of our citizens called for more active state help for young farmers.

We are helping by making farm loans available. The Bank of North Dakota served more than 500 farmers with farm ownership and operational loans totaling over \$22 million. The State Land Department currently has approximately 1,600 farm loans totaling nearly \$40 million.

We must also consider the transfer of land from one generation to another, and estate taxes. I have addressed these topics in the section on taxation.

Marketing and the family farm are important issues for all North Dakotans. These issues take on an even broader significance as we consider our worldwide responsibility to produce food.

From time to time, North Dakota farmers continue to experience shortages of fuel and fertilizer. I believe our long-range planning should consider the possibility of North Dakota producing fuel and fertilizer from lignite for our own use — thus protecting our agricultural economy.

Business and Industry

The energy industry is important to North Dakota and will, no doubt, continue to hold the spotlight for some time to come. We must insure that North Dakotans receive the positive effects of the energy industry.

In addition to the importance of the energy and agricultural industries, diversification is necessary to encourage stability of an economy based heavily upon agriculture in which commodity prices vary considerably from year to year.

During the past biennium, more than 90 new plants or expansion of existing firms provided an average of 1,700 additional jobs each year. While unemployment in the state climbed four-tenths of one per cent during the past two years, the 5.5 per cent of unemployed remains well below the national average.

Continued emphasis should be given to promoting our sound industrial climate. North Dakotans need jobs. However, to provide these jobs we must recognize that keen competition for industry exists among the 50 states.

During the past 24 months North Dakota has pursued economic development not only by enlightening the nation's businesses and industries to the benefits of operating in North Dakota, but also by exploring foreign markets as well. New markets for existing industry mean expanded production and more jobs. The long and complex process of securing our rightful place in the world market was enhanced last March with the Trade Mission to Egypt and Jordan.

The reactivation of a community development program in the state has encouraged and supported more than 50 cities to expand local economic bases, build local pride and provide a better place to live for thousands of North Dakota citizens.

North Dakota's third highest revenue-producing industry, tourism, will expand in North Dakota's second hundred years. I support the expansion of this desirable industry which benefits people by giving them recreational, aesthetic, and historical experiences. Statistics show that our visitor rate has increased throughout the state from Bonanzaville to the Peace Garden to the Badlands. State government has cooperated with private industry in supporting tourism in North Dakota. The citizens of this state are supportive of the tourism industry. In the North Dakota 100 survey, tourism was second only to agriculture in terms of approval of our state's residents for growth encouragement.

Diversification

The key to progressive economic development for North Dakota's second century is diversification. Although recognition and support for the agriculture industry must and will be continued, we must realize the need to expand our economic base so that the well-being of both rural and urban citizens in our state is not totally dependent on this one area. We

can and must diversify without risking our environment or our quality of life.

Protecting Our Citizens

"Among the reasons North Dakotans like North Dakota is the general quality of life, including less crime and violence than other states."

North Dakota 100

North Dakota's second century citizens deserve the same quality of life, including public safety and security, which we have enjoyed. To secure this protection for our citizens, we must continue an emphasis on innovative law enforcement practices.

Law Enforcement

In the summer of 1975, I had the opportunity to review Minnesota's Crime Watch Program at a Midwestern Governors' Conference meeting. I was very impressed with this crime prevention program, and upon my return I recommended its implementation to the North Dakota Law Enforcement Council. I am pleased to report that, since that time, the Crime Watch Program has been initiated in North Dakota. The Law Enforcement Council has worked closely with my office to establish this important program.

North Dakota Crime Watch provides for a public information program about how to prevent crime and deal with it, and an active prevention program of identifying homes and possessions to make it difficult for burglars to market stolen items. North Dakota Crime Watch is a constructive, innovative, preventive program which will reduce the dangers of crime for our citizens.

Since 1976, the North Dakota Law Enforcement Council has distributed Federal Crime Control funds so state agencies and local governments can reduce crime and improve the delivery of justice throughout the state. The Council has allocated these federal revenues for contract policing programs, local jail and law enforcement center construction, judicial studies and court improvement programs, juvenile services, the State High Band Radio System, training for criminal justice practitioners, delinquency and crime prevention, and special legislative studies.

A decrease in federal revenue through the Crime Control Act is expected, and with increasing costs of law enforcement and criminal justice on the state and local levels, we must all be concerned with continuing this important work. Although North Dakota has one of the lowest crime rates in the nation, it is increasing, and as we look toward our second century, we must give serious consideration to minimizing the state's reliance on federal funds and emphasize a criminal justice system maintenance and improvement with the revenues generated from state and local taxes.

The Highway Patrol has a vital role in the protection of our state's citizens. The Patrol reports that 180 people died as a result of traffic accidents this past year, and nearly 6,000 were injured as a result of traffic accidents. In economic terms, our state suffered a loss of some \$83 million this past year as a result of traffic accidents. The Highway Patrol is an effective instrument in traffic accident prevention for the maintenance of the peace and tranquility of the state.

I support "per se" legislation to assist in controlling highway deaths due to alcohol. This type of legislation would assist law enforcement in

making it an offense "per se" to have ten-hundredths of one per cent of alcohol in the blood while driving a motor vehicle. Alcohol was a factor in 63 per cent of the state's traffic fatalities in 1976. I urge you, as members of the Legislature, to pass this important legislation to help save lives in North Dakota.

The continued observance of the 55 mile-an-hour speed limit and enforcement of it by the Highway Patrol and other law enforcement personnel, will continue to be a safety and conservation factor for the people of North Dakota.

While it is important to have strong rehabilitation programs for law offenders, I believe it is also extremely important to assist crime victims. The North Dakota Crime Victims Reparations Act of 1975 established a \$100,000 fund for crime victims. This fund has been utilized for 54 crime victims who were awarded claims. Because the fund is depleted, I support an emergency appropriation so this program can continue. I further support an appropriation for the North Dakota Crime Victims Reparations Act to continue in the next biennium.

The National Guard

The Armed Forces of the United States, and the North Dakota National Guard are operating in a no-draft environment for the first time since before World War II. Our Guard, as is true in other states, is experiencing real difficulty in maintaining its strength with the resources for enlistment and incentives for re-enlistment currently available. I believe the state and the Legislative Assembly should continue traditional interest in the National Guard and I urge that you give special attention to measures that will be presented by the National Guard to improve its resources for recruiting and incentives for reenlistment.

Vietnam Veterans Bonus

The period for applications from Vietnam Veterans for the North Dakota Vietnam Bonus will expire under current law on January 28, 1977. Records indicate several thousand veterans have not yet made application for the Bonus, and currently new applications are still being received at the rate of 25 to 30 per month. I urge a two-year extension of the eligibility period for the filing of Bonus applications. Adequate funds exist in the Vietnam Bonus Bond Proceeds Fund for the payment to veterans who have not yet received their bonus.

Election Reform

Protection of our citizens extends into many areas including the protection of their most fundamental rights. The right to vote is one of these important basic rights, and accordingly, it should be preserved with all necessary safeguards.

Elections in recent years have demonstrated that gross miscarriages of justice can result under our present elections laws. It is our absolute duty to prevent this from happening again, and I therefore recommend the following changes in the laws of North Dakota which govern elections and political parties:

- 1) Insuring the right to vote by absentee ballot to every person who will not have an opportunity to vote on election day so that no confusion exists as to the validity of such absentee ballots and votes;

- 2) Restructuring party columns on both voting machines and paper

- ballots and apportioning voting machines according to population;
- 3) Requiring qualified election officials who are given adequate compensation, proper instruction and easily understood election manuals, and who have specific duties in assisting voters at the polls; and
- 4) Creating an independent advisory commission on elections that would attempt to establish standards of uniformity for the election process.

Citizens deserve to vote without the fear that their constitutional right to cast a ballot for the candidates of their choice will be denied because of the incompetence of some election official or system. It is vital to the citizens of today, as well as for those for whom we are planning in North Dakota's second century, that we assure our citizens the kind of election laws which effectively protect the constitutional right to vote.

A Responsible Taxation Program

"North Dakotans desire input regarding the responsible expenditure of their tax dollars."

North Dakota 100

Looking to North Dakota's second century, we must, as public officials, provide a responsible taxation program which provides for current needs and looks to the years ahead. We must consider reforms, we must look for equity for all of our citizens, and we must be fiscally responsible.

North Dakota's tax system is a balanced, diversified system of sales taxes, income taxes, property taxes, special taxes and excise taxes that raise the revenues necessary to fund the programs authorized by the North Dakota Legislature. Our tax system needs changes, but the vote by the people of North Dakota on November 2 to reduce the North Dakota sales tax has restricted the amount of total tax relief and tax adjustment that we can make during the 1977 Legislative Session.

In this Message I will set out some suggested tax law changes in broad general terms.

Energy Taxation

I recommend that this legislature enact a 33-1/3 per cent severance tax on the price of coal. A severance tax should be levied on the market value of coal with deductions allowed for reclamation costs and the severance tax itself.

North Dakota's severance tax should be a percentage of the price of coal in order that the revenues North Dakota receives in future years will be adequate to meet the increasing socio-economic costs relating to large scale energy development. A percentage severance tax will also help establish an endowment fund for future generations to compensate them for the loss of a natural resource. We cannot be too careful in our search to protect future generations from adverse economic consequences resulting from coal development.

The distribution of the severance tax and the coal conversion privilege tax must be revised in order that local governments receive a larger share of these tax dollars during the period of plant construction when there is substantial economic impact for local governments, but less than full coal production to generate taxes.

Estate Tax

I recommend that the estate tax exemption be raised to \$200,000. A

family farm, a small business, and a wage earner's lifetime savings, should be allowed to pass to heirs without being strangled by an unreasonable estate tax. In addition to raising the basic exemption to \$200,000, I recommend that we increase the rates on the upper end of the estate tax to recover some of the lost dollars that local governments would otherwise incur because of this exemption.

Property Tax Relief

I recommend that the North Dakota Legislature evaluate the "circuit breaker plan" of property tax relief for low and moderate income renters and homeowners whose rent payments or property taxes consume too great a percentage of their income.

If, however, you determine that a circuit breaker tax relief program is not possible during this session of the Legislature, then I urge that you include a larger segment of our senior citizens, and increase the amount of benefits available, in the existing homestead credit plan.

Increasing property taxes are driving senior citizens out of the homes they own because they cannot afford to pay the property taxes, while at the same time, government housing is built to assist them. The most sensible way we can help the older people is to give them the kind of assistance that allows them to stay in the homes they own, and maintain their independence. This means that we must increase the benefits in our present property tax relief program.

Income Tax

Our state income tax rates need to be adjusted, broadened and made more progressive over a larger span of income to compensate for the effect inflation has had on those rates. Presently our income tax rates reach a maximum of 10 per cent of taxable income at \$8,000 and above. Too many middle income families are now paying the highest income tax rate of 10 per cent on each marginal dollar they earn. We need to alter this by changing the income tax rates to recognize the effect of inflation during the past half decade.

These recommendations represent some of the major tax changes I would like you to consider during this Legislative Session.

Because of the unique situation we find ourselves in following the approval of a sales tax decrease by the voters in the November 2 election, this Legislative Session has less opportunity to enact major tax reforms than many of us have hoped for and believe in. Nonetheless, the items that I have mentioned are goals that can be realistically attained in the 1977 Session of the Legislature while still protecting the fiscal base of our state government.

Planning For Our Second Century

"North Dakotans have a strong interest in helping to determine the state's future."

North Dakota 100

We have a strong responsibility to plan for North Dakota's second century, and we must begin during this Session. I cannot over-emphasize the importance of planning in a responsive, efficient, productive and service-oriented system of government.

Planning

Our present statutes charge the State Planning Division with the following purposes:

“ . . . to advise, consult, coordinate, assist and contract with or on behalf of the various planning agencies in developing and harmonizing the planning activities of this state.”

The Division's present staff is working hard to achieve these purposes. More specifically, they are working closely with local officials and the Natural Resources Council to develop and establish a statewide process and structure for planning and policy development. This process and structure begins with and depends heavily upon citizen participation at the local level and can rightly be called “participatory democracy.” The North Dakota 100 Program is a key part of this emphasis.

Just as planning is an important part of our personal and business management, so must planning be an integral part of the future orderly growth of our state.

State planning efforts include support of land use planning and decision-making at the local level, the development of strong regional planning staffs to assist local units of government, a State and Local Affairs Council to present local and citizen concerns to state government, and the formation of coordinating councils such as the Natural Resources Council and the Human Resources Coordinating Council to coordinate policy development and implementation.

The Regional Planning Councils are an important part of planning. They are presently organized under the state's joint power statute (54-40-08) and are funded by a combination of federal and county funds.

They have been organized by and draw membership from county boards of commissioners, city councils and soil conservation districts to provide professional planning services to local government on a continuous basis. They are the primary mechanisms available for providing these much needed services. They are not third levels of government, and they are not functional administrative agencies. It is time to recognize clearly the important role these Councils play in helping local units of government plan orderly growth and development. Both statutory authority clearly defining their role and state financial support are needed to assist them.

Counties do not currently have authority to levy a tax for comprehensive planning as cities do. Some have taken funds from the county general fund for this purpose and others have used earmarked funds. The counties need statutory authority to levy a tax for comprehensive planning purposes.

Program Budgeting

I commend the Legislative Assembly for the program budgeting procedures being implemented in state government. Program budgeting is an essential part of a modern, up-to-date planning system. To be fully effective, program budgeting must go beyond budgeting and accounting for programs and be concerned about coordinated, long-range goals, objectives and policies.

The next step in program budgeting can and should be a minimum, uniform required planning process for all state agencies. This process should emphasize citizen concerns and clearly define goals, objectives and policies to meet those concerns. Over a period of time, such a plan-

ning process will do away with unnecessary programs and eliminate gaps in service, making state government more efficient and effective.

Transportation

Transportation is necessary for the economic well-being of our state. Improvement of transportation and roads ranked high among citizens in the North Dakota 100 survey.

The changing needs for modern highways require planning and action to meet the rapid economic changes now in progress in our state. We have an excellent basic highway system from which we can develop the roadways to meet the expanding needs of our farms and rural communities. North Dakota is one of the first states to complete the Interstate highway system within its borders. This historic milestone was achieved last year. The economic advantage of low cost transportation must be extended to the small town and rural North Dakota.

Rural roads built fifteen or twenty years ago were designed to meet the needs of that time. No one realized the change that was to take place in the size and weight of truck, tractor and other farm machinery. Our Highway Department recognizes this change and the vital need to upgrade our road system in rural communities and small towns.

A great concern is over "off system" rural bridges built thirty or forty years ago — bridges which have lasted far beyond their life expectancy, under conditions for which they were not designed or built to meet. I am very concerned about the size and weight of school buses used today. Structures on many school bus routes are not adequate; they are too narrow or do not have the weight capacity for which they are being used and are far below a desired standard. In some cases, school buses are driven many extra miles to avoid deficient structures. This is a waste of time and money.

The state has matched all federal aid made available for roadways. We have a sound financial position related to our existing program, but the need for improvement in rural areas and less populated urban areas is an economic and social need our state must meet. To meet this need, sufficient funds should be provided to match all federal aid provided for transportation purposes and specific actions should be directed to our rural bridges. I urge action to facilitate rural and small urban area transportation programs.

The State Planning Division, as a part of an overall state plan for all transportation services, has applied for and will soon receive federal funds to study rail transportation in North Dakota. The Upper Great Plains Transportation Institute at North Dakota State University is the sub-grantee for the study which will provide state officials with important research for planning North Dakota's total future transportation services.

Government Organization

When our state was founded in 1889, its leaders and public officials proposed certain organizational units in order to best serve the people. It is appropriate as North Dakota approaches its Centennial, that we continue to provide the best organizational tools for effective government for all the people of the state. To be an effective tool for the people it represents, government must adapt itself to a continually changing world. I believe it is essential for this Legislative Assembly to act

responsively in meeting people's needs today, just as the people who sat in your place did almost ninety years ago. This responsiveness means efficiency and economy in government. I am continuing to evaluate the structure of state government.

In the 1975 Session, I requested a Department of Natural Resources to more effectively coordinate the important natural resources area functions. When statutory approval was not received for such a Department, I requested that the Natural Resources Council receive statutory authority. This was done.

I believe that the actions of the Natural Resources Council have shown how such coordinative efforts can be effective. The Natural Resources Council has been involved in a number of efficient efforts on behalf of citizens. One example is the Devils Lake Basin Study which has been coordinated through the Council. Another example is the agreement signed through the Natural Resources Council for North Dakota and the Bureau of Land Management to cooperatively conduct an Environmental Impact Study (EIS) in a seven-county coal impact area in west-central North Dakota.

I have obtained funds from the federal government for staffing the Natural Resources Council. However, I believe the state should support with minimal staff this important coordinative and planning function.

An additional coordinative effort is the combining of the agency director positions of the State Outdoor Recreation Agency and the State Parks system.

In the area of human resources, I have obtained a grant from the Department of Health, Education and Welfare for a Human Resources Coordination Project within the Executive Office. This project will involve the formation of a Human Resources Coordinating Council which will operate similarly to the Natural Resources Council. In addition to needs assessment and other Communication and coordination activities, the Coordinating Council will certainly look at the options available for avoiding duplication and for combining efforts in a more efficient manner. Whether or not this would lead to a Department of Human Resources, I cannot say at this time. However, I believe it is important to look at the possibility of a Department of Human Resources as a viable alternative to the present structure.

I believe we must also look at our way of coordinating and planning research efforts in the state. This type of coordination is especially important with regard to energy development and the environment.

One other area of government reorganization we might look at is that of a Department of Transportation. Through the Executive Office, we have coordinated transportation efforts not designated to specific agencies. For example, I formed the Governor's Transportation Advisory Committee across agency lines which has assisted in obtaining better air transportation for North Dakota. The Highway Department has done a fine job in the area of ground transportation. However, a number of urban transportation needs exist which are not specifically addressed by any one agency. I believe we could look at a Department of Transportation as a way to better serve all the transportation needs of the people of North Dakota.

State Office Building

Efficiency of government depends greatly upon the housing of the

agencies and their employees. The Capitol has been an excellent investment for the state. However, it is not large enough to contain all state agencies. Additional space must be provided.

The State Land Department has proposed the financing and construction of an office building as an investment for the schools of North Dakota. The concept is sound and has received the endorsement of the Capitol Grounds Planning Commission. This Legislative Session should approve the new building.

A State Housing Finance Agency

Early last year, I requested that the Committee on Political Subdivisions of the North Dakota Legislative Council study the possibility of a state housing finance agency for North Dakota. At that time I drew a distinction between the type of housing assistance which is an income transfer program, a type of assistance which is presently being carried on through the State Social Service Board, and the kind of financing and building housing program which is a separate function.

It is this latter function which lacks statewide direction. North Dakota is losing millions of dollars in housing funds for our people because we do not have a central housing finance agency.

A conservative estimate is that 30 per cent of North Dakota's present housing is substandard. The cost of purchasing and renting housing is increasing beyond the ability to pay of elderly, moderate, low-income and fixed-income people. The severe shortage of adequate housing exists in cities and rural communities alike.

With the need of North Dakotans for more and better housing it is incumbent upon us to assure that the state obtains the needed housing funds available. I urge you to look at a State Housing Finance Agency which could assist in financing housing throughout the state through the local housing authorities. Such a housing finance agency would be an independent authority under the management of the Industrial Commission within the Bank of North Dakota. It could issue tax-exempt bonds backed up by mortgages. The interest saving would be passed on to moderate and low-income home borrowers.

State/Local and State/Federal Relationships

As North Dakota begins its second century, we will find government becoming more complex at all levels. It will be more complex because there are more people, more industries, and more state, national and international interlocking issues which affect us all.

This complexity is something that can be dealt with if we have the proper planning tools. That is why I emphasize so strongly the importance of planning.

State/Local

I believe the State and Local Affairs Council will be a very effective tool in obtaining input from local government and citizens into the state planning process. The Council will strengthen the position of local government by channeling local concerns to state government.

One of the local problems the state must address is that of local zoning laws. At present, local zoning laws and varied legal opinions on these laws are confusing and are an obstacle to orderly local development. This is especially true in the extraterritorial areas created by the last

Legislature in which cities and townships can both exercise zoning authority. Amendments are needed to provide for a transition to placing exclusive zoning authority with one unit of local government in the extraterritorial zone and in the areas outside zone. Until this is done, developers and individual builders will not be on firm legal ground.

Revenue sharing is a topic of great concern to local government. As I indicated to representatives of local units of government earlier, recent events have made it very difficult to include all the measures we might have wished within the budget.

Continued depressed farm prices, coupled with a continuing drought situation that could further seriously reduce future production, results in a combination almost certain to reduce the state's future tax collections. Add to this the approval by the voters of the initiated measure reducing sales tax collections and we have a financial picture that has changed substantially in the past six months.

I consistently spoke against approving the initiated tax reduction measure, contending that this is rightfully a Legislative responsibility. Approval of this measure by the voters seriously affects our ability to do all that we had planned to do or would like to do in areas of tax adjustment and reform.

I think we should be extremely candid and recognize that any program of state collected revenue sharing with local units of governments in all probability represents a commitment to continue that program in the future. If state government is to share state-collected funds with local government in order to avoid increased property taxes at the local level, then we must be willing to accept the future logical consequence of increasing state taxes should state funds become inadequate to continue a state revenue sharing program. To assume anything less than this would be an unwillingness to face reality and would be unfair and dishonest to ourselves and the citizens of North Dakota.

Although I did not include a provision for revenue sharing within the Executive Budget, I have indicated that I am willing to visit with Legislators as the Session proceeds to see if the fiscal picture or our ability to assist local governments has improved.

State/Federal

Not only must we be concerned about our relationship with subdivisions of government within our state, but we must also be concerned about our relationship with the federal government. This is important in many ways, ranging from demands for a national energy policy to a request for reorganization of the federal government to make it a more reasonable body of agencies with which to work.

I am optimistic now, with the Carter Administration's goal of government reorganization, that it will be possible to get the federal government bureaucracy of some 2,000 agencies down to a more manageable number. The National Governors' Conference will further assist the states' communication efforts.

Commencement

As I conclude my State of the State Message to each of you and to the citizens of North Dakota, I feel that the title of "Commencement" is more apropos than "Conclusion." I began my Message by saying that we will plan for North Dakota's second century. We must commence now to lay

the foundation for the quality of life for the citizens of our state's second hundred years.

Challenges facing us in the "exciting eighties" include responsible management of the energy industry, maintenance of a strong agricultural economic base, and diversification of our economy. We must be responsible for providing the social, health, cultural and educational, transportation, protection and other myriad needs of our citizens of today and tomorrow.

The responsibility is great — but we have a significant count-down to 1989. Let us take this head start and begin now to plan for North Dakota's second century.

As we look forward to North Dakota's second hundred years, I ask each of you to join with me in making this Forty-fifth Legislative Assembly a fitting commencement for our state's second century.

Benediction was pronounced by Fr. Willibrord Bachmeier, St. Joseph's Catholic Church, Williston, North Dakota.

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

The Joint Session was dissolved.

The House re-convened with Speaker Solberg presiding.

Rep. Backes moved that the House be on the ninth order of business, and at the conclusion of the ninth order of business, the House stand adjourned until 2 p.m., Wednesday, January 5, 1977, which motion prevailed.

FIRST READING OF HOUSE BILLS

Committee on Appropriations introduced:

House Bill No. 1001. Budgets — Elected State Officials — 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. Budgets — Department of Accounts and Purchases — 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.

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

Committee on Appropriations introduced:

House Bill No. 1003. Budgets — Judicial Branch — 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. Personal Property Tax Replacement and Homestead Tax Credit — A Bill for an Act to provide an appropriation for the replacement of personal property taxes and homestead tax credit, and the distribution of such moneys.

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

Committee on Appropriations introduced:

House Bill No. 1005. Budgets — Board of Higher Education — 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. Budgets — 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. 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.

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

Committee on Appropriations introduced:

House Bill No. 1008. Budgets — Commissioner of Insurance — 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.

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

Committee on Appropriations introduced:

House Bill No. 1009. Budgets — Department of Agriculture — 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. Budgets — 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. Budgets — Employees Benefit and Retirement Funds — 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. Pardon Board and Parole Office — 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. Budgets — Adjutant General — 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. Budgets — Recreation and Natural Resources — 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. Capital Construction Fund — A Bill for an Act to amend and reenact section 1 of chapter 23 of the 1975 Session Laws of North Dakota, relating to the construction of buildings at state agencies, departments, and institutions; to repeal sections 2, 4, and 5 of chapter 23 of the 1975 Session Laws of North Dakota, relating to appropriations to the capital construction fund; and providing an appropriation.

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

Committee on Appropriations introduced:

House Bill No. 1016. Heritage Center — A Bill for an Act to provide an appropriation to the North Dakota heritage commission for the construction of a heritage center.

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

Committee on Appropriations introduced:

House Bill No. 1017. Deficiency Appropriations. — A Bill for an Act making an appropriation for defraying expenses of the various departments of the government of the state of North Dakota and declaring an emergency.

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

Legislative council (Agriculture) introduced:

House Bill No. 1018. A Bill for an Act to provide for community water facility loans through the Bank of North Dakota in conjunction with federal moneys; defining community water facility; and providing for a transfer of funds to a revolving fund, loan application approval, fund supervision and administration, fund purposes, loan terms, loan eligibility, project service area alternatives, rules and regulations, and powers of the Bank of North Dakota in relation to loans.

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

Legislative Council (Budget "A") introduced:

House Bill No. 1019. A Bill for an Act to repeal section 12-48-13 of the North Dakota Century Code, relating to depositing receipts from manufacture and sale of license plates and road signs at the state penitentiary into the general fund.

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

Legislative Council (Budget "A") introduced:

House Bill No. 1020. A Bill for an Act to create and enact a new section to chapter 37-01, relating to unit funds of the national guard.

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

Legislative Council (Budget "B) introduced:

House Bill No. 1021. A Bill for an Act to amend and reenact paragraph 5 of subdivision i of subsection 15 of section 52-01-01 of the North Dakota Century Code, relating to unemployment compensation for spouses of students.

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

Legislative Council (Budget "C) introduced:

House Bill No. 1022. A Bill for an Act to provide for an economical and efficient method of preserving public records for research, reference, or other uses to document governmental actions; to create and enact a new subsection to section 11-17-08 of the North Dakota Century Code, relating to destruction of records by the clerk of court; and to amend and reenact sections 11-13-17, 11-17-09, 40-16-10, 54-46-03, subsection 3 of section 54-46-04, subsection 3 of section 54-46-05, sections 54-46-08, 54-46-08.1, 54-46-09, 54-46-12, 54-46-13, and 58-07-05 of the North Dakota Century Code, relating to destruction of county records, destruction of city records, duties of the state records administrator, duties of state agency heads, disposal of records, preservation of records, destruction of nonrecord materials, uniform system of county records management, rules for destruction of certain welfare records, and destruction of township records.

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

Legislative Council (Constitutional Revision) introduced:

House Bill No. 1023. A Bill for an Act to provide for the publication of a short-form version of the North Dakota Constitution by the secretary of state, and providing an appropriation.

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

Legislative Council (Education) introduced:

House Bill No. 1024. A Bill for an Act to prohibit school boards from selling textbooks to pupils or otherwise charging unauthorized fees, to allow school boards to establish authorized fees, to allow the superintendent of public instruction to adopt regulations regarding additional authorized fees and to withhold foundation payments if prohibited fees are required, to exempt post-secondary instructional programs, to require school boards to reduce textbooks and unauthorized activity fees by not less than twenty percent the first year after the effective date of this Act and not less than an additional twenty percent each year thereafter; to provide an increase in the per-pupil payments; to repeal sections 15-43-07, 15-43-08, 15-43-09, and 15-43-10 of the North Dakota Century Code, relating to selling textbooks to pupils, purchase of textbooks from families moving from a school district, discretionary authority of school districts to provide free textbooks, and prescribing the duty of parents or guardians of pupils to furnish textbooks; and to provide an appropriation.

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

Legislative Council (Education) introduced:

House Bill No. 1025. A Bill for an Act to amend and reenact sections 15-60-03, 15-60-04, and subsection 1 of section 57-15-16 of the North Dakota Century Code, relating to limitations on school construction fund ex-

penditures, and allocation of tax levies of school districts which have not been allocated by contract with the state school construction fund; and to provide an appropriation.

Was read the first time and referred to the committee on Education. Legislative Council (Education) introduced:

House Bill No. 1026. 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 foundation payments for special education pupils under the compulsory age for school attendance but not less than three years of age; and to amend and reenact sections 15-40.1-06 and 15-40.1-16 of the North Dakota Century Code, relating to increasing the educational support payment and the transportation aid payment.

Was read the first time and referred to the committee on Education. Legislative Council (Education) introduced:

House Bill No. 1027. A Bill for an Act to provide educational management information with educational accountability capabilities; and to provide an appropriation.

Was read the first time and referred to the committee on Education. Legislative Council (Finance and Taxation) introduced:

House Bill No. 1028. A Bill for an Act to amend and reenact section 11-10.1-01 of the North Dakota Century Code, relating to the qualifications of county directors of tax equalization.

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

Legislative Council (Finance and Taxation) introduced:

House Bill No. 1029. A Bill for an Act to provide for the preferential assessment of agricultural lands, to provide for the dual assessment of agricultural lands, to provide for the reclassification of agricultural lands if there is a change in use; 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 the continued classification as agricultural lands for tax purposes of agricultural areas annexed to cities.

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

Legislative Council (Higher Education) introduced:

House Bill No. 1030. A Bill for an Act to amend and reenact section 15-18-08 of the North Dakota Century Code, relating to the junior colleges and educational centers providing the appropriations committees with budget information and an audit of expenditures and activities.

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

Legislative Council (Higher Education) introduced:

House Bill No. 1031. A Bill for an Act to authorize postsecondary educational institutions to operate in North Dakota; providing definitions, exemptions, powers and duties, minimum standards, prohibitions, refund of tuition fees, negotiation of promissory instruments, cancellation of contracts for instruction, treble damage remedies for defrauded students, board review, civil and criminal penalties, court jurisdiction and process, and enforcement; and to repeal chapter 15-50 of the North Dakota Century Code, relating to licensure of private trade, industrial, vocational, technical, business, and correspondence schools.

Was read the first time and referred to the committee on Education. Legislative Council (Industry, Business and Labor "A") introduced: **House Bill No. 1032.** A Bill for an Act to amend and reenact section 49-02-02 of the North Dakota Century Code, relating to commission powers with reference to public utilities.

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

Legislative Council (Industry, Business and Labor "A") introduced: **House Bill No. 1033.** A Bill for an Act to amend and reenact section 49-01-08 of the North Dakota Century Code, relating to the appointment of examiners by the public service commission.

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

Legislative Council (Industry, Business and Labor "A") introduced: **House Bill No. 1034.** A Bill for an Act to amend and reenact section 49-02-01 of the North Dakota Century Code, relating to public service commission jurisdiction over public utilities.

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

Legislative Council (Industry, Business and Labor "A") introduced: **House Bill No. 1035.** A Bill for an Act to provide for the licensing of auctioneers and clerks by an auctioneer licensing board; to repeal chapter 51-05.1 of the North Dakota Century Code, relating to auctioneer and clerk licensing by the public service commission; and providing a penalty.

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

Legislative Council (Industry, Business and Labor "A") introduced: **House Bill No. 1036.** A Bill for an Act to authorize the public service commission to assess a civil penalty against any person subject to the commission's authority.

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

Legislative Council (Industry, Business and Labor "A") introduced:

House Bill No. 1037. A Bill for an Act to create and enact a new section to chapter 38-14 of the North Dakota Century Code, relating to notice of noncompliance and surface mining permit suspension and revocation; to amend and reenact section 38-14-01, subsection 9 of section 38-14-02, subsections 1 and 3 of section 38-14-04, subsection 5 of section 38-14-05, and section 38-14-07 of the North Dakota Century Code, relating to the declaration of policy on reclamation of affected lands, definition of refuse, application requirements for surface mining permits, amended applications, placement of material outside the permit area, and operator bonds; and to repeal subsections 10, 11, and 15 of section 38-14-02 of the North Dakota Century Code, relating to the definition of ridge, peak, and rolling topography.

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

Legislative Council (Industry, Business and Labor "A") introduced:

House Bill No. 1038. A Bill for an Act to create and enact chapter 49-03.1 of the North Dakota Century Code, relating to certificates of public convenience and necessity for public utilities other than electric public

utilities or carriers of persons or property for hire; and to amend and reenact section 49-03-01 of the North Dakota Century Code, relating to certificates of public convenience and necessity secured by electric public utilities.

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

Legislative Council (Industry, Business and Labor "A") introduced:

House Bill No. 1039. A Bill for an Act to amend and reenact section 49-04-05 of the North Dakota Century Code, relating to the consent of the public service commission to dispose of or encumber public utility franchises, works, or systems.

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

Legislative Council (Industry, Business and Labor "A") introduced:

House Bill No. 1040. A Bill for an Act to amend and reenact section 64-02-02 and subsections 2 and 3 of section 64-02-10 of the North Dakota Century Code, relating to installation of scales under special permit and vehicle scale inspection fees.

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

Legislative Council (Industry, Business and Labor "A") introduced:

House Bill No. 1041. A Bill for an Act to create and enact sections 23-10-02.1 and 23-10-07.1 of the North Dakota Century Code, relating to local enforcement and inspection and to service fees of mobile home parks, trailer parks, and campgrounds, and to amend and reenact sections 23-10-01, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to definitions, state laboratories department authority to promulgate regulations, issue licenses, and conduct inspections concerning mobile home parks, trailer parks, and campgrounds, license fees, sanitation and safety requirements, guest records, distribution and posting of regulations, ejection from premises, revocation of licenses, and providing a penalty.

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

Legislative Council (Industry, Business and Labor "A") introduced:

House Bill No. 1042. A Bill for an Act to create and enact a new section to chapter 57-55 of the North Dakota Century Code, relating to actions brought to abate taxes assessed on mobile homes.

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

Legislative Council (Industry, Business and Labor "C") introduced:

House Bill No. 1043. A Bill for an Act to limit professional liability of qualifying health care providers to patients electing to be bound, to create a trust fund for the benefit of patients suffering damage caused by negligence of the health care provider, to provide for review of claims by a medical review panel, and to establish a commission on medical competency; and to make an appropriation.

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

Legislative Council (Industry, Business and Labor "C") introduced:

House Bill No. 1044. A Bill for an Act to eliminate the statement of damages in certain pleadings.

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

Legislative Council (Industry, Business and Labor "C") introduced:
House Bill No. 1045. A Bill for an Act to provide for reporting and review of medical malpractice claims, settlements, and final judgments.

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

Legislative Council (Industry, Business and Labor "C") introduced:

House Bill No. 1046. A Bill for an Act to require physicians to give patients informed consent in any cases where there is a grave risk of injury from a proposed course of diagnosis or treatment, providing for the rights of patients of health care facilities, requiring reporting of maltreatment of patients, and providing a penalty.

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

Legislative Council (Industry, Business and Labor "C") introduced:

House Bill No. 1047. A Bill for an Act to establish a medical review panel to review or arbitrate medical malpractice claims, to provide a method by which a panel shall be selected, to prescribe the powers and duties of the panel, and to authorize the panel to make a report which shall be admissible into evidence in any subsequent action based on a medical malpractice claim.

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

Legislative Council (Industry, Business and Labor "C") introduced:

House Bill No. 1048. A Bill for an Act to prohibit discrimination in the choice of optometric services.

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

Legislative Council (Judiciary "A") introduced:

House Bill No. 1049. A Bill for an Act to create and enact chapters 16.1-01, 16.1-03, 16.1-04, 16.1-05, 16.1-06, 16.1-07, 16.1-08, 16.1-09, 16.1-10, 16.1-11, 16.1-12, 16.1-13, 16.1-14, 16.1-15, and 16.1-16, all of the North Dakota Century Code, comprising a new election law establishing qualifications for electors, initiative and referendum procedures, election offenses, the election supervisor, the advisory commission on elections, and relating to political party organization, the establishment of voting precincts, the qualifications and duties of election officers, election supplies, ballots and voting machines, absent voters' ballots, campaign contributions and expenditures disclosure, disclosure of financial interests, corrupt practices, the conduct of primary elections, nominations at the general election, the conduct of elections, presidential electors, election returns, recounts, and contests; and to repeal title 16 of the North Dakota Century Code, relating to all election processes; and providing penalties.

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

Legislative Council (Judiciary "A") introduced:

House Bill No. 1050. A Bill for an Act to provide a voter registration system for elections in North Dakota.

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

Legislative Council (Judiciary "A") introduced:

House Bill No. 1051. A Bill for an Act to create and enact a new section to chapter 40-21 of the North Dakota Century Code, relating to the establishment of polling places for municipal elections; and to repeal section 16-09-04.1 of the North Dakota Century Code, relating to the establishment of polling places for municipal elections.

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

Legislative Council (Judiciary "B") introduced:

House Bill No. 1052. A Bill for an Act to amend and reenact subsection 2 of section 27-20-10 of the North Dakota Century Code, relating to the period of supervision allowed under informal adjustment for a juvenile.

Was read the first time and referred to the committee on Judiciary.
Legislative Council (Judiciary "B") introduced:

House Bill No. 1053. A Bill for an Act to create and enact section 14-10-17.1 of the North Dakota Century Code, relating to emergency treatment of minors without their parents' permission, and to amend and reenact section 14-10-17 of the North Dakota Century Code, relating to the treatment of minors for alcoholism without their parents' permission.

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

Legislative Council (Judiciary "B") introduced:

House Bill No. 1054. A Bill for an Act to amend and reenact subsection 1 of section 27-20-22 and section 27-20-24 of the North Dakota Century Code, relating to the time for a hearing and the right of dismissal of a petition against a juvenile.

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

Legislative Council (Judiciary "B") introduced:

House Bill No. 1055. A Bill for an Act to create and enact a new section to chapter 14-10 of the North Dakota Century Code, relating to the emancipation of minors:

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

Legislative Council (Judiciary "B") introduced:

House Bill No. 1056. A Bill for an Act to create and enact a new section of the North Dakota Century Code, relating to the establishment of an office of state juvenile services coordinator and providing an appropriation therefor.

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

Legislative Council (Judiciary "B") introduced:

House Bill No. 1057. A Bill for an Act to amend and reenact section 27-20-38 of the North Dakota Century Code, relating to emergency medical treatment for juveniles under the supervision of a legal custodian.

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

Legislative Council (Judiciary "C") introduced:

House Bill No. 1058. A Bill for an Act to amend and reenact sections 40-45-15 and 40-46-16 of the North Dakota Century Code, relating to the loss of a policeman's and a city employee's right to retirement benefits upon conviction of a felony, and providing that conviction of a felony shall not cause forfeiture once a person is entitled to be retired.

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

Legislative Council (Judiciary "C") introduced:

House Bill No. 1059. A Bill for an Act to provide good conduct and merit sentence reductions for penitentiary and state farm inmates.

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

Legislative Council (Judiciary "C") introduced:

House Bill No. 1060. A Bill for an Act to amend and reenact section 12-48-15 of the North Dakota Century Code, relating to the disposition of moneys earned by a penitentiary inmate, allowing an inmate to deposit

penitentiary earnings in a Bank of North Dakota interest account, and to deposit outside earnings in any bank or organization upon approval of the director of institutions.

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

Legislative Council (Judiciary "C") introduced:

House Bill No. 1061. A Bill for an Act to create and enact a new section to chapter 28-32 of the North Dakota Century Code, relating to independent hearing examiners to be provided by the attorney general upon request, assignment of hearing examiners, provision for temporary hearing examiners who are not state government employees, promulgation of procedural rules, hearing officer powers, and a cash fund to cover the cost of supplying hearing examiners; and providing an appropriation.

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

Legislative Council (Judiciary "C") introduced:

House Bill No. 1062. A Bill for an Act to amend and reenact section 28-32-19 of the North Dakota Century Code, relating to scope of and procedure on appeal from administrative agency determinations.

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

Legislative Council (Judiciary "C") introduced:

House Bill No. 1063. A Bill for an Act to create and enact section 28-32-02.1 of the North Dakota Century Code, relating to adopting a rule describing an agency's organization and functions; and to amend and reenact sections 28-32-01, 28-32-05, 28-32-09, 28-32-12, 28-32-21 of the North Dakota Century Code, relating to definitions, rules of procedure and notice of hearing, depositions and interrogatories, methods of recording testimony, and supreme court review.

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

Legislative Council (Judiciary "C") introduced:

House Bill No. 1064. A Bill for an Act to amend and reenact section 28-32-02 of the North Dakota Century Code, relating to the rulemaking power of an administrative agency, and providing for public opportunity to submit data, views, and arguments and for required oral hearings.

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

Legislative Council (Judiciary "C") introduced:

House Bill No. 1065. A Bill for an Act to provide for legislative review of administrative rules and regulations when assigned by the legislative council chairman to interim committees, and providing for recommendations by the committees.

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

Legislative Council (Judiciary "C") introduced:

House Bill No. 1066. A Bill for an Act to create and enact sections 28-32-03.1 and 28-32-03.2 of the North Dakota Century Code, providing for an administrative code and code supplement, printing, distribution and sales; to amend and reenact section 28-32-03 of the North Dakota Century Code, relating to the filing and effect of rules and regulations; and providing an appropriation.

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

Legislative Council (Natural Resources) introduced:

House Bill No. 1067. A Bill for an Act to create and enact subsection 21 of section 61-16-11 of the North Dakota Century Code, relating to authorization for a board of water management district commissioners to participate in weather modification activities.

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

Legislative Council (Natural Resources) introduced:

House Bill No. 1068. A Bill for an Act to create the office of energy coordinator, to provide for the duties and responsibilities of the energy coordinator, and to provide an appropriation.

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

Legislative Council (Natural Resources) introduced:

House Bill No. 1069. A Bill for an Act to provide for solar easements, and for the contents of instruments creating those easements.

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

Legislative Council (Political Subdivisions) introduced:

House Bill No. 1070. Alternative 1 — A Bill for an Act to provide for the liability of political subdivisions, to set limitations upon such liability, to establish a political subdivisions liability fund and limit the liability of the fund, to provide for notice and a statute of limitations, to provide a procedure for making payments from the fund for claims and judgments against political subdivisions, to allow the attorney general to administer and defend the fund, to authorize the state and political subdivisions to purchase insurance coverage; to repeal section 40-43-07 of the North Dakota Century Code, relating to the authority of political subdivisions to purchase liability insurance coverage; and to provide an appropriation.

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

Legislative Council (Political Subdivisions) introduced:

House Bill No. 1071. Alternative 2 — A Bill for an Act to provide for the liability of political subdivisions, to require political subdivisions to be insured to certain limits, to set limitations upon such liability, to provide for the certification of coverage, to authorize the purchase of insurance or provision for self-insurance and to authorize a fund and a levy therefor, to prescribe the duties of the insurance commissioner, to provide for notice and a statute of limitations, to provide a procedure for making payments for claims and judgments against political subdivisions, and to authorize the state to purchase insurance coverage.

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

Legislative Council (Political Subdivisions) introduced:

House Bill No. 1072. A Bill for an Act to require joinder of the state in court actions against state employees in employment-related actions, to relieve state employees from personal liability in such circumstances, and to prohibit subrogation claims against state employees.

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

Legislative Council (State and Federal) introduced:

House Bill No. 1073. A Bill for an Act to provide for an appropriation and transfer to the teachers' fund for retirement.

Was read the first time and referred to the committee on Education.
Legislative Council (State and Federal) introduced:

House Bill No. 1074. A Bill for an Act to amend and reenact sections 15-39.1-09 and 15-39.1-10 of the North Dakota Century Code, relating to assessments for and benefits from the teachers' fund for retirement.

Was read the first time and referred to the committee on Education.
Legislative Council (State and Federal) introduced:

House Bill No. 1075. A Bill for an Act to amend and reenact sections 15-39.1-09 and 15-39.1-10 of the North Dakota Century Code, relating to membership assessments and benefits in the teachers' fund for retirement.

Was read the first time and referred to the committee on Education.
Rep. G. Larson introduced:

House Bill No. 1076. A Bill for an Act to amend and reenact section 15-47-15 of the North Dakota Century Code, relating to requirements for advertisement for bids on school district contracts.

Was read the first time and referred to the committee on Education.
Rep. Erickson introduced:

House Bill No. 1077. A Bill for an Act to amend and reenact subsection 1 of section 23-01-17 of the North Dakota Century Code, relating to the promulgation of rules and regulations to prevent and minimize noise harmful to health and safety by July 1, 1977; and declaring an emergency.

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

Rep. Rylance introduced:

House Bill No. 1078. A Bill for an Act to amend and reenact section 15-28-03 of the North Dakota Century Code, relating to school board elections.

Was read the first time and referred to the committee on Education.
Rep. Rylance introduced:

House Bill No. 1079. A Bill for an Act to create and enact a new section to chapter 29-26 and to amend section 28-26-01 of the North Dakota Century Code relating to the awarding of costs and attorney's fees to the prevailing defendant in either a civil or criminal case.

Was read the first time and referred to the committee on Judiciary.
Rep. Mertens introduced:

House Bill No. 1080. A Bill for an Act to require that easements specifically describe the rights acquired and the area covered.

Was read the first time and referred to the committee on Agriculture.
Rep. Mertens introduced:

House Bill No. 1081. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, relating to renewal of drivers license.

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

Rep. G. Larson introduced:

House Bill No. 1082. A Bill for an Act to amend and reenact section 15-29-14 of the North Dakota Century Code, relating to the destruction of certain school board records.

Was read the first time and referred to the committee on Education.
Rep. Gronneberg introduced:

House Bill No. 1083. A Bill for an Act to amend and reenact section 57-02-31 of the North Dakota Century Code, relating to the furnishing of assessment books to county assessors by the county auditor.

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

Rep. G. Larson introduced:

House Bill No. 1084. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code relating to petitions for school district tax levy limitation elections.

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

Rep. Gackle introduced:

House Bill No. 1085. A Bill for an Act to amend and reenact subsection 2 of section 57-55-10 of the North Dakota Century Code, relating to the exemption of mobile homes from taxation.

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

Rep. Rau introduced:

House Bill No. 1086. A Bill for an Act to amend and reenact sections 57-39.2-04.1 and 57-40.2-04.1 of the North Dakota Century Code, to exempt bottled water from sales and use taxes.

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

Rep. Mertens introduced:

House Bill No. 1087. A Bill for an Act to regulate real property easements, servitudes, or any nonappurtenant restriction on the use of real property.

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

Rep. Powers introduced:

House Bill No. 1088. A Bill for an Act to amend and reenact section 26-23-01 of the North Dakota Century Code, relating to definitions applicable to the state bonding fund and authorizing nonprofit senior citizens' organizations to obtain bonding coverage through the state bonding fund.

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

Rep. Powers introduced:

House Bill No. 1089. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to certain nonprofit senior citizen organizations.

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

Rep. Murphy introduced:

House Bill No. 1090. A Bill for an Act to amend and reenact section 15-10-28.1 of the North Dakota Century Code, relating to repayment of student loans to the state.

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

Rep. Rued introduced:

House Bill No. 1091. 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, relating to adjustments to North Dakota taxable income for individuals and allowing an additional amount for each exemption claimed.

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

Rep. Laughlin introduced:

House Bill No. 1092. A Bill for an Act to amend and reenact subsection 9 of section 39-06-03 of the North Dakota Century Code, relating to circumstances under which the highway commissioner shall not issue a driver's license.

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

Rep. Wagner introduced:

House Bill No. 1093. A Bill for an Act to amend and reenact section 54-16-04 of the North Dakota Century Code, relating to the powers of the emergency commission.

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

Rep. Strinden introduced:

House Bill No. 1094. A Bill for an Act to create and enact a new subsection to section 50-06-05.1 of the North Dakota Century Code, relating to the investigation of births out of wedlock and authorizing the provision of protective services.

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

Rep. Marsden introduced:

House Bill No. 1095. A Bill for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to a mandatory term of imprisonment for using a firearm in the commission of an offense.

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

Reps. Wagner and Mund introduced:

House Bill No. 1096. A Bill for an Act to create and enact sections 23-13-02.1 through 23-13-02.7 of the North Dakota Century Code, relating to regulation of the operation of self-service motor fuel dispensing devices; and to amend and reenact sections 23-13-02 and 23-13-03 of the North Dakota Century Code, relating to the operation of self-service motor fuel dispensing devices and providing a penalty.

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

Rep. Rau introduced:

House Bill No. 1097. A Bill for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to restrictions on the issuance of certificates of site compatibility and construction permits by the public service commission for the location and construction of electric transmission lines.

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

Rep. Marsden introduced:

House Bill No. 1098. A Bill for an Act to create and enact a new subdivision to subsection 3 of section 52-06-01 of the North Dakota Century Code, relating to eligibility for unemployment benefits for claimants who have voluntarily left work.

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

Rep. Marsden introduced:

House Bill No. 1099. A Bill for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to the

purchase of resident hunting and fishing licenses by persons holding title to passenger motor vehicles licensed outside this state or holding a resident license from another state.

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

Reps. Metzger and Rau introduced:

House Bill No. 1100. A Bill for an Act to create and enact a new section to chapter 14-02.1 of the North Dakota Century Code providing that participation in the performance of an abortion is not mandatory, and that a person shall not be discriminated against because of refusal to so participate.

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

Rep. Erickson introduced:

House Bill No. 1101. A Bill for an Act to amend and reenact section 15-20.1-08 of the North Dakota Century Code, relating to a mill levy for cooperative vocational education programs.

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

Rep. Powers introduced:

House Bill No. 1102. A Bill for an Act to provide funds to counties and cities for the purpose of establishing and operating public transportation systems; and providing an appropriation.

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

Rep. Gackle introduced:

House Bill No. 1103. A Bill for an Act to amend and reenact section 57-02-31 of the North Dakota Century Code, relating to the furnishing of assessment books to county assessors by the county auditor.

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

Rep. Conmy introduced:

House Bill No. 1104. A Bill for an Act to amend and reenact section 28-22-05 of the North Dakota Century Code, relating to the judgment exemptions for a single person.

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

Rep. Conmy introduced:

House Bill No. 1105. A Bill for an Act to amend and reenact section 47-18-02 of the North Dakota Century Code, relating to the definition of the head of a family as used for homestead purposes.

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

Rep. Conmy introduced:

House Bill No. 1106. A Bill for an Act to amend and reenact section 47-18-01 and subsection 4 of section 47-18-04 of the North Dakota Century Code, relating to the definition of a homestead for exemption from judgments and execution and to homesteads subject to execution.

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

Committee on Natural Resources introduced:

House Bill No. 1107. A Bill for an Act to amend and reenact sections 47-30-24 and 47-30-26 of the North Dakota Century Code, relating to the administration of the abandoned property laws.

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

Committee on Natural Resources introduced:

House Bill No. 1108. A Bill for an Act to repeal section 38-09-01.3 of the North Dakota Century Code, relating to the sale of state land.

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

Committee on Natural Resources introduced:

House Bill No. 1109. A Bill for an Act to create and enact section 15-05-12.1 of the North Dakota Century Code, relating to improvements placed on state lands; to amend and reenact section 15-08-26 of the North Dakota Century Code, relating to improvements placed on state lands; and to repeal section 15-05-12 of the North Dakota Century Code, relating to improvements placed on state lands.

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

Committee on Natural Resources introduced:

House Bill No. 1110. A Bill for an Act to amend and reenact sections 15-04-09, 15-06-25, and 15-07-05 of the North Dakota Century Code, relating to notices of school land sales and leases.

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

Committee on Natural Resources introduced:

House Bill No. 1111. A Bill for an Act to create and enact section 15-08-21.1 of the North Dakota Century Code, relating to criminal trespass on state lands; to amend and reenact sections 15-05-08 and 15-08-20 of the North Dakota Century Code, relating to illegal mining activities and trespassing on state lands; and providing a penalty.

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

Rep. Gronneberg introduced:

House Bill No. 1112. A Bill for an Act to amend and reenact subsection 2 of section 20.1-03-07 and sections 20.1-03-09 and 20.1-03-10 of the North Dakota Century Code, relating to the issuance and contents of nonresident fur-bearer licenses; and to repeal subsection 6 of section 20.1-03-12 of the North Dakota Century Code, relating to fees for nonresident fur-bearer licenses.

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

Rep. Gronneberg introduced:

House Bill No. 1113. A Bill for an Act to create and enact subsection 5 of section 39-10-07.2 of the North Dakota Century Code, relating to red reflectors within the right-of-way of any highway.

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

Rep. Gackle introduced:

House Bill No. 1114. A Bill for an Act to amend and reenact sections 40-21-02 and 40-21-03 of the North Dakota Century Code, relating to polling hours for municipal elections.

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

Rep. Erickson introduced:

House Bill No. 1115. A Bill for an Act to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for truck-mounted haystack movers.

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

Rep. Gronneberg introduced:

House Bill No. 1116. A Bill for an Act to create and enact a new section to chapter 63-01.1 of the North Dakota Century Code, requiring telephone, telegraph, and electric companies and cooperatives to control noxious weeds and grasses, and providing for cutting and tax assessment upon failure to do so.

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

Rep. Strinden introduced:

House Bill No. 1117. A Bill for an Act to amend and reenact section 21-03-18 of the North Dakota Century Code, relating to the form and content of bonds, their coupons, and number of bonds.

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

Rep. Langley introduced:

House Bill No. 1118. A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to make loans.

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

Committee on Social Welfare introduced:

House Bill No. 1119. A Bill for an Act to amend and reenact section 23-01-02 of the North Dakota Century Code, relating to the compensation, mileage and travel expenses for members of the Health Council.

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

Rep. Meiers introduced;

House Bill No. 1120. A Bill for an Act requiring all beverage containers to be returnable; providing a penalty; and providing an effective date.

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

Rep. Rylance introduced:

House Bill No. 1121. 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 State and Federal Government.

Committee on Judiciary introduced:

House Bill No. 1122. A Bill for an Act to amend and reenact sections 11-10-05 and 44-01-03 of the North Dakota Century Code relating to the time county and district officers take office when elected to fill an unexpired term.

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

Committee on Agriculture introduced:

House Bill No. 1123. A Bill for an Act to amend and reenact section 4-12-03.1 of the North Dakota Century Code, relating to establishment of bee locations.

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

Committee on Appropriations introduced:

House Bill No. 1124. Transfer from Bank of North Dakota — 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.

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

Rep. Rau introduced:

House Bill No. 1125. A Bill for an Act to amend and reenact section 57-15-14 and subsection 1 of section 57-15-16 of the North Dakota Century Code, relating to petition requirements to authorize or discontinue certain mill levies in school districts.

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

Rep. Mertens introduced:

House Bill No. 1126. A Bill for an Act to prohibit an employment agency or an employer from requesting an applicant for employment or an employee to take a polygraph test, to prohibit unauthorized disclosure of a polygraph test given at the employee's request, to provide certain exemptions for police officers, and providing penalties.

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

Rep. Rued introduced:

House Bill No. 1127. A Bill for an Act to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for recreational vehicles.

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

Rep. Rued introduced:

House Bill No. 1128. A Bill for an Act to amend and reenact section 57-15-31.1 of the North Dakota Century Code, relating to the date by which a taxing district must certify taxes or submit budget amendments.

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

Rep. Murphy introduced:

House Bill No. 1129. A Bill for an Act to amend and reenact sections 24-06-28, 24-06-30, 24-07-03, 24-07-19, 24-10-01, 24-10-02, and 24-10-04 of the North Dakota Century Code, relating to obstruction of section lines, removal of fences, section lines as public roads, removal of fences when public roads have been laid out, erection of cattle guards, construction of cattle guards, and removal of cattle guards.

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

Rep. Murphy introduced:

House Bill No. 1130. A Bill for an Act to amend and reenact sections 10-18.1-09, 23-14-14, 27-07-40, subdivisions a and e of subsection 1 of section 30.1-20-16, sections 40-35-12, 40-36-07, 40-57-13, subsection 2 of section 40-61-14, section 40-61-15, subsections 8, 9, and 10 of section 47-19-02, sections 47-19-06, and 47-19-07 of the North Dakota Century Code, relating to references to estate taxes and exemptions from taxation; to repeal chapter 57-37.1 of the North Dakota Century Code, relating to the estate tax; and to provide an effective date.

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

Rep. Murphy introduced:

House Bill No. 1131. A Bill for an Act to provide for the transfer of the trade commission fund to the general fund of the state treasury; and to repeal Chapters 51-10 and 51-11 of the North Dakota Century Code, relating to the Unfair Trade Practices Act and the fair trade law.

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

Rep. Murphy introduced:

House Bill No. 1132. A Bill for an Act prohibiting the unauthorized starting of fires under certain circumstances, and providing a penalty.

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

Committee on Social Welfare introduced:

House Bill No. 1133. A Bill for an Act to provide for standards of health for public water systems; to provide for system approval, limitations on water contaminants, records and reporting procedure, variances and exemptions, enforcement process; and to provide for imposition of penalties.

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

Committee on Political Subdivisions introduced:

House Bill No. 1134. A Bill for an Act to amend and reenact subsection 1 of section 21-02-11 of the North Dakota Century Code, relating to waiver of bid advertisement when certificates of indebtedness are to be sold to the Bank of North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 1135. Transfer from Mill and Elevator — 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.

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

Rep. Winkjer introduced:

House Bill No. 1136. A Bill for an Act to amend and reenact section 12.1-04-03 of the North Dakota Century Code, relating to lack of criminal responsibility as a defense.

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

Rep. Lundene introduced:

House Bill No. 1137. A Bill for an Act to provide for financing of senior citizens' activities with funds received from the federal Mineral Lands Leasing Act; and to amend and reenact section 15-40.1-13 of the North Dakota Century Code, relating to state school aid funds from the federal Mineral Lands Leasing Act.

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

Rep. Olson introduced:

House Bill No. 1138. 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; and to repeal subsection 10 of section 57-02-01 of the North Dakota Century Code, relating to a presumption of a farm for tax purposes.

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

Rep. Langley introduced:

House Bill No. 1139. A Bill for an Act to create and enact a new section to chapter 49-13 of the North Dakota Century Code, relating to spark arresters on railroad locomotives; and to provide a penalty.

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

Rep. Murphy introduced:

House Bill No. 1140. A Bill for an Act to create and enact new subsections to sections 57-39.2-04, 57-40.2-04, and 57-40.3-04 of the North Dakota Century Code, relating to sales and use tax and motor vehicle excise tax exemptions on sales of farm machinery and motor vehicles; and to amend and reenact subsection 6 of section 57-39.2-01 and subsection 9 of section 57-40.3-01 of the North Dakota Century Code, relating to definitions for sales tax and motor vehicle excise tax purposes.

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

Reps. Meiers and Olson introduced:

House Bill No. 1141. A Bill for an Act to amend and reenact section 39-06.1-03 of the North Dakota Century Code, relating to administrative hearings for traffic offenses.

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

Committee on Natural Resources introduced:

House Bill No. 1142. A Bill for an Act to amend and reenact subsection 2 of section 20.1-02-07 of the North Dakota Century Code, relating to the number of district deputy game wardens the commissioner may appoint.

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

Reps. Unhjem and Meiers introduced:

House Bill No. 1143. A Bill for an Act to amend and reenact sections 43-15-32 and 43-15-35 of the North Dakota Century Code, relating to who may engage in the pharmacy business and acquire a permit to do so.

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

Rep. Berger introduced:

House Bill No. 1144. A Bill for an Act to repeal sections 15-53.1-37 and 15-53.1-38 of the North Dakota Century Code, relating to proportionate tax rates in reorganized school districts and for the alteration of proportionate rates; and to provide that such repeal shall be effective on districts with proportionate tax rates.

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

Rep. Kelly introduced:

House Bill No. 1145. A Bill for an Act to prohibit requiring a fingerprint or thumbprint upon a check for identification or other check cashing purposes.

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

Rep. Tweten introduced:

House Bill No. 1146. A Bill for an Act to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for motor vehicles.

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

Committee on Natural Resources introduced:

House Bill No. 1147. A Bill for an Act to amend and reenact section 20.1-02-25 of the North Dakota Century Code, relating to the months of the year during which advisory board members shall hold public meetings.

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

Committee on Transportation introduced:

House Bill No. 1148. A Bill for an Act to amend and reenact sections 39-24-03 and 39-24-05 of the North Dakota Century Code, relating to snowmobile registration fees and the disposition of same.

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

Rep. Metzger introduced:

House Bill No. 1149. A Bill for an Act to require fire and police protection to be provided for certain mobile home parks and to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to the authority of the board of county commissioners; and to amend and reenact section 40-20-05 of the North Dakota Century Code, relating to the authority of the chief of police and police officers.

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

Reps. Kelly and Eagles introduced:

House Bill No. 1150. A Bill for an Act to amend and reenact section 23-02.1-27 of the North Dakota Century Code, relating to when disclosure of vital record information is allowed.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1151. A Bill for an Act to amend and reenact section 6-06-08 of the North Dakota Century Code, relating to supervision of credit unions by the state credit union board, reports, examinations, and fees.

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. 1152. A Bill for an Act to amend and reenact section 54-27-21 of the North Dakota Century Code, relating to the minimum fixed assets reporting value for financial statements for state agencies.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1153. A Bill for an Act to amend and reenact subsection 2 of section 6-01-03 of the North Dakota Century Code, relating to the state credit union board.

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

Committee on Transportation introduced:

House Bill No. 1154. A Bill for an Act to amend and reenact sections 24-02-41 and 24-02-42 of the North Dakota Century Code, relating to certain highway department revenues and the time for deposit of such revenues with the state treasurer, and changing the interest rate on engineering scholarships.

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

Committee on Transportation introduced:

House Bill No. 1155. A Bill for an Act to amend and reenact subsections 1 and 2 of section 39-12-04 of the North Dakota Century Code, relating to width, height, and length limitations on vehicles.

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

Rep. Mund introduced:

House Bill No. 1156. A Bill for an Act to amend and reenact section 54-23A-06 of the North Dakota Century Code relating to law enforcement radio equipment prohibited in private automobiles without permit.

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

Committee on Transportation introduced:

House Bill No. 1157. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to examination of applicants; to repeal subsection 2 of section 39-06-14 of the North Dakota Century Code, relating to licenses issued to operators.

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

Rep. Unhjem introduced:

House Bill No. 1158. A Bill for an Act to amend and reenact subsection 1 of section 57-15-17 of the North Dakota Century Code, relating to the disposition of school building funds and providing for the use of such funds for vocational education facilities financed under the Municipal Industrial Development Act.

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

Reps. Lundene and Rylance introduced:

House Bill No. 1159. A Bill for an Act to create and enact chapter 57-02.3 of the North Dakota Century Code, relating to property tax relief for low income individuals; to repeal sections 57-02-08.1 and 57-02-08.2 of the North Dakota Century Code, relating to the homestead credit; providing a penalty; providing an effective date; and providing an appropriation.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1160. A Bill for an Act relating to changing the name of the workmen's compensation bureau of North Dakota to the workers' compensation bureau.

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. 1161. A Bill for an Act to create and enact a new section to chapter 65-04 of the North Dakota Century Code relating to the increase of base premium; and to amend and reenact section 65-04-04 of the North Dakota Century Code, relating to assessment of premiums based on the average wage in the state.

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. 1162. A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances, payment of supplementary benefits, establishment of a supplementary benefit fund within the workmen's compensation fund, and providing an appropriation.

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

Committee on Transportation introduced:

House Bill No. 1163. A Bill for an Act to create and enact a new section to chapter 24-17 of the North Dakota Century Code, relating to limitations

of outdoor advertising; to amend and reenact section 24-17-03 of the North Dakota Century Code, relating to limitations of outdoor advertising.

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

Committee on State and Federal Government introduced:

House Bill No. 1164. A Bill for an Act to amend and reenact subsection 1 of section 43-23-07 of the North Dakota Century Code, relating to exemptions from real estate licensing.

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. 1165. A Bill for an Act to amend and reenact section 43-23-08 of the North Dakota Century Code, relating to license standards under the real estate commission.

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. 1166. A Bill for an Act to provide for destruction of records maintained by the filing officer under the uniform commercial code.

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. 1167. A Bill for an Act to amend and reenact section 46-04-19 of the North Dakota Century Code, relating to disposal of certain volumes of the law.

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

Committee on Political Subdivisions introduced:

House Bill No. 1168. A Bill for an Act to amend and reenact section 46-06-01 of the North Dakota Century Code, relating to selection of official county newspapers.

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

Reps. Meyer, Tinjum, Gunderson, Murphy and Gackle introduced:

House Bill No. 1169. A Bill for an Act to amend and reenact sections 20.1-01-18, 20.1-01-19, and 20.1-01-20 of the North Dakota Century Code, relating to hunting on lands belonging to another; to amend and reenact section 53-08-05 of the North Dakota Century Code, relating to landowner liability to others who use land for recreational purposes; and to repeal sections 20.1-01-17 and 20.1-01-22 of the North Dakota Century Code, relating to posting of lands to prohibit hunting and hunting on lands having unharvested crops.

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

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

The House stood adjourned, pursuant to Rep. Backes motion,

ROY GILBREATH, Chief Clerk



SECOND DAY

Bismarck, January 5, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding. Prayer was offered by Rev. George Walker, Pastor, Evangelical Free Church, Bismarck, North Dakota.

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 first day and recommends that the same be corrected as follows:

On page 81, line 32, delete the words "State and"

On page 81, line 33, delete the words "Federal Government" and insert in lieu thereof the words "Finance and Taxation"

On page 82, line 27, delete the words "Finance and"

On page 82, line 28, delete the word "Taxation" and insert in lieu thereof the word "Appropriations"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

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

FOURTH ORDER

Speaker Solberg announced that he hereby acknowledges receipt of a document from Mrs. Norma Kuhn entitled "Notice of Election Contest" which was mailed on December 13, 1976. Pursuant to the agreement for the organization of the House as printed on pages 17 through 19 of the House Journal, and pursuant to the recent Supreme Court decision, the document has been filed, and no further action is contemplated.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1030 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

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

House Bill No. 1030 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1051 has had the same under consideration and recommends that the same do pass.

REP. WINKJER, Chairman

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

House Bill No. 1051 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1052 has had the same under consideration and recommends that the same do pass.

REP. WINKJER, Chairman

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

House Bill No. 1052 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1086 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. GACKLE, Chairman

House Bill No. 1086 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

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 1, line 19, delete the word "speciality", and insert in lieu thereof the word "specialty".

On page 2, line 17, following the period, insert the following:

Every student who began his or her studies prior to July 1, 1975, and who had an agreement with the board of higher education pursuant to this section, shall, notwithstanding any reciprocal agreement entered into pursuant to chapter 15-10.1, receive the same tuition differential payment as he or she was entitled to at the time of entering into the agreement.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

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

House Bill No. 1090 was placed on the 6th order of business on the calendar for the succeeding legislative day.

REPORT OF SELECT COMMITTEE

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

Committee	Meeting Days	Room Assignment
Appropriations	M, T, W, Th, F	Lewis & Clark Room
Industry, Business & Labor	M, T, W	G-5 & 6
Education	M, T, W	Blue Room
Finance and Taxation	M, T, W	G-1
Judiciary	M, T, W	East House Balcony (Room 209)
State & Federal Government	M, T, W	West House Balcony (Room 208)
Social Welfare	Th, F	G-5 & 6
Natural Resources	Th, F	Blue Room
Transportation	Th, F	G-1
Political Subdivisions	Th, F	East House Balcony (Room 209)
Agriculture	Th, F	West House Balcony (Room 208)

House Committee Clerks	Room G-7
House Stenographers	Room on east end of raised area behind Large Hearing Room

REP. BEAUCLAIR & REP. OLSON, Co-Chairman

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

FIRST READING OF HOUSE BILLS

Committee on Transportation introduced:

House Bill No. 1170. A Bill for an Act to create and enact a new section to chapter 24-17 of the North Dakota Century Code, relating to administrative hearings; to amend and reenact section 24-17-11 of the North Dakota Century Code, relating to unlawful advertising;

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. 1171. A Bill for an Act to amend and reenact section 54-24-09 of the North Dakota Century Code, relating to the distribution of state publications.

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

Committee on Social Welfare introduced:

House Bill No. 1172. A Bill for an Act to create and enact a new section to chapter 50-09, a new subsection to section 50-09-02, a new subsection to section 50-09-03, and a new subsection to section 50-09-08 of the North Dakota Century Code, relating to partial reimbursement of county social service board costs in administering the child support enforcement program, duties of the state social service board regarding the child support enforcement program, duties of the county social service boards regarding administration of the child support enforcement program, and the furnishing of information regarding absent parents by state and local agencies for the administration of the child support enforcement program; to amend and reenact section 50-09-06, section 50-09-07, and section 50-09-21 of the North Dakota Century Code, relating to the assignment of rights to support upon application for aid to dependent children, notification of deserting parent to state's attorney by the county social service board, and the appropriation of county social service board funds for the administration of the child support enforcement program.

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

FIRST READING OF A HOUSE RESOLUTION

Reps. Strinden and Backes introduced:

House Resolution No. 1. A resolution authorizing the Republican and Democratic floor leaders, or their designees, to attend the presidential inauguration, excusing their absence, and authorizing expenditure of moneys from the legislative appropriation necessary to cover their expenses.

Which was read the first time.

Representative Strinden moved that the rules be suspended, that House Resolution No. 1 not be referred to committee, be read in its entirety, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION No. 1

WHEREAS, the inauguration of Jimmy Carter as the 39th President of the United States on January 20 will mark the beginning of the third century of our independence as a nation; and

WHEREAS, the presidential inauguration symbolizes democracy in action and freedom in the selection of our nation's leaders; and

WHEREAS, harmonious relationships among the three co-equal branches of government on the state and federal levels are vital to the success of our democratic society; and

WHEREAS, important decisions which may greatly alter the future course of North Dakota will be made by the President and the executive branch in the next four years; and

WHEREAS, the spirit of goodwill and cooperation between the various branches of state and federal government can be demonstrated by representation at the presidential inauguration during this important turning point in North Dakota history;

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

That the House authorizes the Republican and Democratic floor leaders, or their designees, to attend the presidential inauguration in Washington, D.C. on January 20; and

BE IT FURTHER RESOLVED, that the House excuses their absence to attend the inauguration and authorizes the expenditure of such sums as are reasonably necessary from the legislative appropriation to cover their expenses.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 1. A resolution authorizing the Republican and Democratic floor leaders, or their designees, to attend the presidential inauguration, excusing their absence, and authorizing expenditure of moneys from the legislative appropriation necessary to cover their expenses.

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, 98; nays, 2; absent and not voting, 0.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKLER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		

● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGAARD
● JACOBSON	● MEYER	● TIMM

Rep. Backes moved that the House stand adjourned until 2:00 p.m., Thursday, January 6, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

JOINT SESSION

The Joint Session was called to order with Speaker Solberg presiding.

Rep. Strinden moved that a committee of two be appointed to escort Lt. Governor Wayne Sanstead to the rostrum, which motion prevailed. Reps. Mushik and Kretschmar were appointed to such committee.

Lt. Governor Sanstead was introduced to the Assembly, and Speaker Solberg turned over the gavel to him to preside.

Rep. Backes moved that a committee of two be appointed to escort the Governor to the rostrum, which motion prevailed. The Chair appointed Senator Wenstrom and Rep. Winge to such committee.

Rep. Kretschmar moved that a committee of two be appointed to escort Chief Justice Erickstad of the North Dakota Supreme Court to the rostrum, which motion prevailed. The Chair appointed Rep. Winkjer and Senator Freed to such committee.

Rep. Mushik moved that a committee of two be appointed to escort the Associate Justice of the North Dakota Supreme Court and other elected officials to the rostrum, which motion prevailed. The Chair appointed Rep. Conny and Senator Lashkowitz to such committee.

Chief Justice Erickstad was introduced to the Assembly.

Rep. Strinden moved that the address of Chief Justice Erickstad be printed in the Journal, which motion prevailed.

The State of the Judiciary
Message By

Ralph J. Erickstad

Chief Justice of the North Dakota Supreme Court

To

Joint Session of the Legislative Assembly
January 5, 1977

THE STATE OF THE JUDICIARY

I thank you Mr. Speaker Solberg, Governor Link, Lt. Governor Sanstead, leaders of the Republican and Democrat caucuses in the House and Senate, other members and staff of the Forty-fifth Legislative Assembly, distinguished guests, ladies and gentlemen — friends all.

This is the third time in the 87 year span of our state and its 45 sessions of the Legislature that the Chief Justice of our state has been invited to speak to a joint session of the Legislature on the state of the judiciary. I consider it a unique privilege to have been twice invited.

Since I last appeared before you, much involving the judiciary has transpired.

Supreme Court Current for Third Consecutive Year

In this period of increasing complexity and growth, I am very pleased to be able to report that for the third consecutive year our State Supreme Court has, at the end of August, been completely current. That means that we had no backlog of cases or, in other words, that we had heard all cases that were ready to be heard and had rendered decisions on all cases heard. The time utilized in deciding a case from the date of submission to

the court, or oral argument, until the opinion was filed averaged only 30 days in 1975 and 34½ days in 1976.

Legislative Attention Called to Elected State Officials' Salaries

Almost all of the cases we hear are difficult, but some are more difficult than others. One of the more difficult cases in the last two years was one involving unvouchered expenses of elected state officials. *Walker V. Omdahl*, 242 N.W. 2d 649 (N.D. 1976). Hopefully, you will find a solution to that problem in this session of the Legislature, for laws are meaningless unless properly administered. Your elected state officials are the key to the administration of much of our law.

Other of our opinions will disclose other areas of law which might benefit from your deliberation and possible interim study.

The New Judicial Article

Reference to interim study reminds us that since we last visited together, our judiciary has been affected by the greatest judicial constitutional change since statehood. That change was initiated when the past, or Forty-fourth Legislative Assembly adopted House Concurrent Resolution 3056 which called for the establishment of a unified court system.

The Judicial Article came into existence as a proposal for a change in the Constitution affecting the judiciary of our state in House Concurrent Resolution No. 3056 which was introduced by Representatives Kretschmar and Knudson in the 1975 session of the State Legislature.

This resolution came into the Legislature without our knowledge, apparently as a result of efforts of those who had previously served in the Second Constitutional Convention of our state. It is patterned after the Judicial Article which was contained in the Constitution adopted by the Second Constitutional Convention in 1972.

When we learned of the existence of the resolution, it was in the House Judiciary Committee. I appeared before the House Judiciary Committee and suggested that consideration of the resolution should perhaps await the results of the study being conducted by the 50-member Criminal Justice Commission appointed by the Governor, the Attorney General, and myself, which was funded by a Law Enforcement Assistance Administration Discretionary Grant to study the various aspects of our law enforcement system in light of the five Task Force Reports of the National Advisory Commission on Standards and Goals.

Notwithstanding my suggestion, the resolution passed the House of Representatives by a final vote of 86 ayes, 5 nays, with 11 absent and not voting and passed the Senate with 39 ayes, 3 nays, with 9 absent and not voting.

When I appeared before the Bar Association in June of 1975, prior to approval in September of the Judicial Article, I said:

"House Concurrent Resolution No. 3056 locks into the Constitution only two tiers of the present court system — that of the Supreme and District Courts. The rest of the court system must be provided by the Legislature. In other words, it sets up a skeleton. The skin and muscle must be provided by the Legislature. We hope to secure input as to what that should be through the Advisory Committee on the Proposed Judicial Article, with the help of staff funded by the discretionary grant from the Law Enforcement Assistance Administration . . .

"Unless some input is provided for that skin and muscle, the Legislature will receive little guidance and will be at a tremendous

handicap should the people approve the Judicial Article. It is our hope that in publicizing the Proposed new Judicial Article throughout our state, its pros and cons can be discussed, thus enabling the people to decide for themselves whether its adoption will be beneficial."

That our people approved the new Judicial Article and thus the concept of a unified court system is now an historic fact. The question now is — Where do we go from here? or — How should we proceed to find the right answers?

Senate Concurrent Resolution for a Moratorium on Structural Changes

Senator Wenstrom, who served as chairman of the Second Constitutional Convention from which most of the new Judicial Article evolved, and who served on the Citizen's Advisory Committee, presided over by Mr. Richard McGee of Minot, has introduced a resolution calling for a moratorium on structural changes pending an interim study. It is my understanding that the resolution calls for a study of the structural needs of the judiciary by a joint committee of the Legislative Council and the Judicial Council.

Subcommittees of the Advisory Committee of the Judicial Council

To assist the judiciary in the study, Mr. McGee has appointed two subcommittees of the advisory committee. The one subcommittee which will consider rules for the appropriate administration of our judicial system is presided over by William Strutz, who is the son of the former Chief Justice of our state. The other subcommittee which will consider possible substantive structural changes in an advisory capacity is presided over by Mr. Harry Pearce, who is a son of the vice chairman of the Second Constitutional Convention.

We trust that some of the members of these two subcommittees of the Judicial Council Advisory Committee will be invited to become members of your study committee.

The adoption of such a resolution should put to rest all rumors that were circulating prior to the election to the effect that upon the approval of the new Judicial Article, or within 30 days thereafter, all courts other than the Supreme and District Courts would automatically terminate. No such thing occurred upon the approval of the new Judicial Article at the election last September, nor will it occur, if you approve Senator Wenstrom's resolution calling for a moratorium on judicial structural change pending an interim study in depth of our judicial system. I believe that Senator Wenstrom's resolution is appropriate. I hope you will support it.

And now let me change the subject. You will be happy to learn that with the assistance you gave us last session through appropriation of funds and the passage of enabling legislation that we have been able to make progress in our efforts to improve the judicial system.

Court Administration Efforts

Under Mr. William Bohn, our Court Administrator since September of 1975, and his staff, we have continued some programs, and initiated some new ones, designed to facilitate the administration of our trial courts.

Judicial Management Information System

During the last biennium, we saw the completion of a management information study by the National Center for State Courts. This study was made under the supervision of an 18 member Management Information System Committee presided over by Justice Vernon Pederson of our court. Utilizing that study, we moved forward in a case reporting system which tells us where every district court case is, what the status of the

case is, which judge is responsible for it, and how long the case has been in the system. The statistics include both criminal and civil cases and the system identifies for us those cases which have been in the system longer than the criminal justice standards permit.

As a result of this new judicial management information system, our district courts have been aided in their efforts to dispose of the cases in proper order and to strike from their calendars cases which have been abandoned and thus should not be there. In spite of an increasing workload, we hope through a better assignment of cases and judges, that our district judges will be able to keep up with their work. With this thought in mind, we are not asking for funds for additional district judges this biennium.

The judicial management information system for the district courts became operational on January 1, 1976. At the supreme court level, we will be utilizing the output of this new system to provide us with statistics which should help us in the assignment of cases and possibly in changing the boundaries of the judicial districts in an attempt to better distribute the work load between districts.

The new judicial management information system is accomplished through the cooperation of the clerks of district court in each of our fifty-three counties. The clerks complete the case reporting documents and forward them to Bismarck where they are edited by our Court Administrator's staff. The documents are then processed by the Central Data Processing Division which generates monthly reports for county courts with increased jurisdiction, county justices, and district courts. Reports are disseminated to the appropriate courts, along with summary statistics to the supreme court.

In the area of the municipal courts, we derive our management information from the already functioning system of statistics that has been developed by the Driver's License Division of the State Highway Department. By utilizing that source of information, we are able to derive needed statistics on the workloads of our municipal judges without duplicating what already exists and without incurring additional expense.

In the coming biennium, we plan to further utilize the services of the Central Data Processing Division to develop a reporting system for our juvenile courts.

Education and Training for Judicial Personnel

When I last spoke to you, I asked you to approve legislation requiring all judges within our judicial system to receive annual training and education. In response, you passed legislation making it mandatory that all judges of the four lower tiers of our judicial system attend an annual educational session unless excused by our court. The compulsion was in the feature of the Continuing Judicial Education Act, Senate Bill No. 2473, which required judges to attend or secure an excuse lest their names be submitted to the new Judicial Qualifications Commission.

To assist us in the implementation of this legislation, we created a Special Committee on Judicial Education of the Judicial Council to oversee all training and education. Judge Eugene Burdick, our senior judge in point of service, was appointed chairman of the committee. Our Court Administrator's staff works with that committee in developing educational programs. We derived funds for these programs from the

appropriation you made to us as well as from a block grant which we received from the Combined Law Enforcement Council.

Since the bill became law, judges from all levels of the judiciary have been involved in at least two programs. In addition, court reporters and juvenile court personnel have attended in-state programs. For example, in 1976 we held seven in-state seminars for judges and support personnel. I am told by our Court Administrator that, as a result of these sessions, we provided over 4,500 hours of training to more than 350 judges and other court personnel. We held special seminars for municipal judges with one of those seminars being held on a weekend so that more of our part-time municipal judges could attend. A fall judicial seminar was held for county judges with increased jurisdiction and county justices; at which seminar we had in attendance supreme court justices and district court judges. In June, a seminar was held for county judges and clerks of district court.

A seminar was also held for our district court juvenile supervisors and probation officers. This was the first such training session ever provided by the judiciary to our knowledge.

Toward the end of the year a training program for court reporters was held. Almost 100 per cent attendance was experienced and included court reporters from not only the district courts, but also from many of our county courts. (see appendix)

To help our lower court judges, we are now developing, in conjunction with the American Academy of Judicial Education and Minot State College, some videotape training material with workbooks that can be made available throughout the state so that judges can be updated on rules of procedure, new laws, or courtroom decorum. This video training effort should be a valuable supplement to our annual training sessions.

Planning for our Future

We began a new planning activity during the biennium through the use of a discretionary grant from the Law Enforcement Assistance Administration and with cooperation of the Combined Law Enforcement Council, which I have earlier referred to, which we hope to continue with your support and with continuing support from the council.

In 1975, we saw the need to plan for the future of the judiciary in a more formalized way and on a more long-range basis. We concluded that, whether the Judicial Article passed or failed, study and research would be necessary to facilitate the administration of the North Dakota judicial system.

Our views have been vindicated by the amendments passed, in October of last year, to The Omnibus Crime Control and Safe Streets Act of 1968. The amendments contained in S. 2212, which funds the Law Enforcement Assistance Administration, encourages each state judicial system to do its own planning. Under the amendments to the Act, the Judicial Branch of each state that complies will, through its own planning committee, prepare its plans and then submit its plans to the state planning agency, which in North Dakota is the Combined Law Enforcement Council, for inclusion in the state's comprehensive criminal justice plan. Each judicial branch that complies with this Federal Act will be entitled to receive \$50,000 annually for planning staff.

As a result of the passage of the new Judicial Article, I anticipate that our planning staff will be of great assistance to us in developing administrative rules, and that it will be of assistance to you and your staff in

the interim study that will consider structural changes in the judiciary. Our planning staff presently consists of the chief planner, an assistant planner, and a secretary. They are located with us on the second floor of the Capitol in the foyer outside the courtroom, which brings me to the next area for which I have considerable concern.

The Need for Space and the Proposed Supreme Court Building

You may recall that in my last visit with you, I touched upon the need for space for supreme court activities including the law library, the clerk's office, and the administrative function. You passed a resolution last session calling for a study of the need for space for the Supreme Court, and as a result of that resolution, an interim study was undertaken.

Through the use of the new preliminary planning revolving fund and upon the recommendation of your budget section, we obtained \$45,000 for the purpose of examining the present need for space for the Supreme Court and projecting the space needs into the future. That study was completed and a comprehensive report was submitted to Budget Committee "C" for their consideration. The report recommended that we plan for the needs of the Court through the year 2000. By that date the needs were estimated at 32,720 square feet of usable space. At present we have only 11,798 square feet of usable space.

It is my view that Budget Committee "C" recognized the Supreme Court's need for additional space. Notwithstanding that it did not elect to submit a bill to the Legislature, the committee asked us to prepare alternate cost estimates on the construction of a supreme court building and cost estimates for remodeling and expanding the supreme court space in the Capitol. It suggested that we prepare appropriate legislation to implement each of the alternatives for introduction in the 1977 Legislative Session.

In our appropriation request to you, we have included the sum of \$2,950,000 for the construction of a supreme court building containing 30,000 usable square feet. The original cost estimates from the architect were approximately \$3.9 million, but upon recommendation of Budget Committee "C" we scaled the building down and removed some features, thereby allowing us to reduce the cost substantially. It should be noted that our relocation would release ideal space to both the Executive and Legislative Branches of government, as we presently occupy the second floor of the east wing of the Capitol building. A separate facility would recognize the co-equal significance of the judiciary. At the present time the west wing of the Capitol is recognized as the home of the Legislative Branch, the tower or the east wing is recognized as the home of the Executive Branch, but one has to search for the home of the Judicial Branch.

Administration of the District Courts

As I mentioned to you in my last address, our Supreme Court appointed six presiding district judges, one for each judicial district. The chairman of our presiding judges is Judge Roy A. Ilvedson of the Fifth Judicial District. The other members are: Judge A.C. Bakken, First Judicial District; Judge Douglas B. Heen, Second Judicial District; Judge Larry Hatch, Third Judicial District; Judge Benny Graff, Fourth Judicial District; Judge Norbert J. Muggli, Sixth Judicial District. It is my hope that these presiding judges will be given added responsibility as we attempt to improve the administration of our court system. Over the

biennium, we have been holding meetings with the presiding judges for the purpose of informing them of what is expected of them in each of their districts and to acquaint them with new and better techniques of court administration to ensure that the district court cases are processed efficiently and with justice.

In one of the judicial districts, the Fourth, which consists of the counties of McLean, Sheridan, Wells, Eddy, Burleigh, Kidder, Foster, and Stutsman, the position of District Court Administrator was created on a trial basis through the use of Combined Law Enforcement Council funds and funds appropriated to the district courts.

In the Fourth Judicial District, we have seen an improved flow of cases from the use of the administrator at a time when case filings have increased. Our State Court Administrator tells us that better scheduling of court time and better utilization of jurors time has resulted from the use of this District Court Administrator.

Hopefully, we will be able to provide other districts with court administrators in the future. Some funds for this effort are included in our budget request.

Other Administrative Activities

There are some other items in the administrative area that have been undertaken over the past two years in which you might be interested.

Our Court Administrator, prior to his appointment to that office and while under a grant, inventoried all county courthouses and courtrooms in the State of North Dakota, documented the physical characteristics of each, and identified the strengths and weaknesses in each of the courtrooms.

With assistance from the Combined Law Enforcement Council, we have obtained and installed an electronic sound recording system in our supreme court courtroom. This unit replaces an old unit which we found to be inadequate. The recorded oral arguments are now more available to us as we prepare our opinions.

During the biennium, we undertook a study of the microfilm needs in our lower courts upon learning that the lower courts were overwhelmed with records and needed some advice on how to cope with their own space problems. This project was done under contract with the National Center for State Courts and has given us, as well as our district and county courts, some guidance on how they might improve their recordkeeping systems. It is our plan that in the coming biennium, we will undertake a complete records management study that will begin to bring about some standardization in forms and filing techniques in our lower courts.

In my last message to you, I talked about the problem of the cost of trial for indigent defendants. We see a continuing problem and believe that you will be receiving some proposed legislation for handling the defense of indigents at the district court level. See our opinion entitled *Baer v. O'Keefe*, 235 N.W. 2d 885 (N.D. 1975) for an indication of the problem.

To provide us with a basis upon which to move in the future, we had a study performed by the National Legal Aid and Defender Society on the need for an appellate defender system in North Dakota. That study indicated that the most urgent need for a public defender was at the trial level. If legislation is considered, I would hope that the defender program would also cover the appellate level. Such legislation could include both a public defender and the assigned counsel approach.

If a public defender system is considered, it perhaps should be con-

sidered in conjunction with a district attorney system so that both sides might be of equal expertise. See again, *Baer v. O'Keefe*.

Law Library

As you are aware, in writing opinions we must study the decisions of the federal courts and the state appellate courts, the federal statutes and the state statutes, federal and state rules, law reviews and textbooks. Presently, according to our librarian, Mr. Elmer DeWald, our law library consists of 82,714 volumes with 5,060 volumes having been added during the past biennium.

Over the past biennium, Mr. DeWald asserts that we were able to accomplish most of the new system of cataloging all the publications which are in the library and we should be completing that work shortly. Also, we are about to move into a new technological phase of modern law libraries and that is the addition of microfilm and microfiche materials so that additional reference items can be available with an efficient use of space. We find that many of the documents from the federal government will be coming to us on microfilm and we need to be prepared for this change.

You should be aware of one problem in our law library, however. We will very soon be out of space. Books in boxes impart no knowledge. The result will be the same if we are forced to place our books in inaccessible vaults or storage rooms outside of the library. At the present time, we are lacking some of the statutes of other states and some of the important law reviews.

The present law library consists of 5,542 square feet of usable space and our architectural consultant projected that our needs are for 13,520 square feet. The law library is not for the exclusive use of the Supreme Court. It provides a research resource to all agencies of state government and their attorneys, as well as other lawyers from the area and out over a great part of the state.

Clerk of Court

Again our Clerk of Court, Luella Dunn, and her staff have been of great assistance to us in performing the many complex and varied services of the Clerk's office. Lu is actually the director of the nerve center of our court.

Grievance Commission and Judicial Qualifications Commission

In addition to being our Clerk, Luella Dunn is also secretary of the Judicial Qualifications Commission and the Grievance Commission.

She informs us that complaints against attorneys increased from a low of 18 complaints per year to a record high this year of 65. During the last year four of the complaints resulted in formal proceedings in the Supreme Court against attorneys whom the Grievance Commission believed guilty of misconduct.

She also tells us that the Judicial Qualifications Commission, in its brief existence, has investigated 22 complaints against judges.

The Grievance Commission of the Supreme Court and the Grievance Committees of the State Bar Association have served a very valuable purpose in maintaining the high standards of the legal profession since we changed the grievance procedure in 1965. Recently a committee of the State Bar Association submitted to our court a proposal for changes in the procedure. In addition, a subcommittee of our court has also submitted a proposal for changes. We will, on the 1st day of March, 1977, be holding a hearing on those proposals. Hopefully, the hearing will be well attended, and, if it is, I am certain that we will receive much help in determining

what is needed to improve our grievance procedure. The present chairman of the Grievance Commission is Frederick E. Whisenand, Jr. and the other members are Malcolm H. Brown, Jake C. Hodny, Lowell O. Tjon, Henry G. Ruemmele, and Maurice E. Cook. Please speak to them if you have any ideas for changes.

The Judicial Qualifications Commission which you established last session at our urging, came into being shortly after the start of the fiscal period in 1975. Its first Chairman is LeRoy A. Loder, and the other members are Dr. Glenn Smith, Jane Knecht, Harold B. Herseith, Everett Ballmann, Irene Dodge, and Judge William M. Beede.

I think that the Judicial Qualifications Commission has made a very conscientious effort with little funding and without the benefit of local precedent.

When you created the Judicial Qualifications Commission, you provided the commission with only \$20,000 for the biennium. For the first year, the Commission relied upon the Attorney General's office for investigative staff. To make it possible to secure the assistance of a lawyer as an investigator and a stenographer to type the reports, others and I appeared before the Executive Committee of the State Bar Association to secure supplemental funds. We were able to secure \$10,000 on a one-time basis from the Bar Association and \$5,000 from the State Bar Board on a one-time basis to provide such staff to be used jointly by the Grievance Commission and the Judicial Qualifications Commission.

We now must ask you to fund one-half of the cost of the jointly shared staff and the other expenses of the Judicial Qualifications Commission for the next two years. We hope to secure the financing of the other one-half of the cost of staff and other expenses of the Grievance Commission from the State Bar Association. We must have full time staff for investigative purposes in conjunction with the Judicial Qualifications Commission as we couldn't expect a lawyer in private practice to investigate a judge one day and appear the next day before him as a lawyer in a case.

We believe that staff on a full time but shared basis would benefit the Grievance Commission, also in that it would help facilitate investigations of complaints against lawyers.

Law School Related Projects

With our encouragement, the League of Cities secured a grant for the purpose of preparing a model city ordinance code on criminal and traffic matters. Law Professors Thomas M. Lockney and Edward J. Ward prepared such a code and various meetings were held throughout the state to inform city officials of the availability of the code and of how the code might be enacted.

Subsequently, additional funding was secured to further facilitate enactment of the model code. Professor Thomas Lockney was commissioned to carry this project to fruition.

The 50 member Criminal Justice Commission also had its headquarters at the law school. Mr. Dwight F. Kalash, its present Executive Director, will be presenting the Commission's views to you during this Legislative Session.

As a result of our adoption of the Senior Practice Rule, which became effective September 15, 1971, seniors at the law school at the University of North Dakota, have been able to learn and serve under supervision at the same time, much like medical students have done for years. We will be considering changes in the rule soon.

As a result partially of our encouragement, the law school has been given a grant for \$88,680 to fund a research assistance project to provide Centralized Legal Research to judges, prosecutors, and defense counsel. Robert Holte, former director of the Combined Law Enforcement Council and more recently Commissioner of Securities, has been appointed director of this program. This project will employ law students as researchers, again under supervision.

Other Activities of the Justices

For the last two years, Justice Paul Sand, of our court, has presided over the Joint Committee of the State Bar Association and the Judicial Council on Procedure. Recently that committee completed its work on the Proposed Rules of Evidence. Our Court very recently held a hearing on the Rules and adopted them almost in the form submitted to us. The Rules will become effective on or before February 15, 1977.

Justice Paulson has been our member of the Council of State Court Representatives for the National Center for State Courts. He is our Chairman of the Clerkship program, the Chairman of our committee on Judicial Administration, and the Chairman of arrangements for the Six State Judicial Conference which will be held in Bismarck this summer.

Justice Vogel is a member of the Joint Committee on Procedures, and the Committee on Judicial Education. He is Chairman of the Committee on appellate practice and is our delegate to the American Law Institute. He is the North Dakota member of Search Group, Inc. on technology for law enforcement, and national Chairman of Gavel project of Search Group, Inc. to find the best computer technology for trial courts.

Justice Pederson is the chairman of our newly created committee on Judicial Planning, which committee is required under the amendment to the Safe Streets Act which funds the Law Enforcement Assistance Administration. He also represents us at regional conferences sponsored by the Standing Committee on Professional Discipline of the American Bar Association.

If you are wondering what I do in light of all this, I think it could be best summed up by saying I listen to complaints from our people, both within and without the judiciary, about the judiciary. If you have something you would like to tell me for the good of the judiciary, please stop by.

In Conclusion

If you, as the law-making body of this state, and the Governor, as the Chief Executive of this state, will continue to support us in our efforts to improve the judiciary, some day, others may look to us as an example of the great good that can come from a cooperative effort of the three branches of government to achieve justice. But, more importantly, this effort may be that which helps us preserve our democratic way of life for our children, their children, and their children's children, so that we are not as "Camelot" — the legendary land of King Arthur's Court, only a wistful figment of imagination or of what might have been.

I thank you very much.

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

ROY GILBREATH, Chief Clerk

THIRD DAY

Bismarck, January 6, 1977

The House convened at 2:00 p.m. with Speaker Solberg presiding. Prayer was offered by Fr. Thomas E. Kramer, Cathedral of the Holy Spirit, Bismarck, North Dakota.

The roll was called, and all members were present except Rep. 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 second day, and finds the same to be correct.

REP. TINJUM, Chairman

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

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1040 has had the same under consideration and recommends that the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1040 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Knudson moved that the amendments to House Bill No. 1090 as recommended by the Committee on Education as printed on page 86 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the Committee Report for Indefinite Postponement on Bill No. 1086, as printed on page 86 of the House Journal be adopted.

ROLL CALL

The question being on the adoption of the Committee Report on House Bill No. 1086, the roll was called and there were ayes, 56; nays, 44; absent and not voting 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON B #17		•	POWERS		•			

• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAIN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHEIM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTB.	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

The motion prevailed, and House Bill No. 1086 was indefinitely postponed.

FIRST READING OF HOUSE BILLS

Reps. Winkjer, Mushik, Wagner, Peterson and Mertens introduced:

House Bill No. 1173. A Bill for an Act to provide an appropriation to the North Dakota state department of health for the purpose of supplementing all local health services' resources, and the distribution of such moneys.

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

Rep. Rau introduced:

House Bill No. 1174. A Bill for an Act to amend and reenact section 57-15-06.4 of the North Dakota Century Code, relating to the levy authorized for county veterans' service officers' salary, traveling and office expenses.

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

Committee on Veterans Affairs introduced:

House Bill No. 1175. A Bill for an Act to authorize the administrative committee of veterans affairs to obtain a loan from the Bank of North Dakota to match federal funds available for an addition to the soldiers' home, and to provide an appropriation.

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

Committee on Natural Resources introduced:

House Bill No. 1176. A Bill for an Act to create and enact five new subsections to section 20.1-01-02 of the North Dakota Century Code, relating to definitions; to amend and reenact subsection 9 of section 20.1-01-02 and subsection 16 of section 20.1-02-05 of the North Dakota Century Code, relating to a definition, the power of the state game and fish commissioner to protect endangered species, and the creation of a penalty; and to repeal subsection 29 of section 20.1-01-02 of the North Dakota Century Code, relating to a definition.

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

Committee on Natural Resources introduced:

House Bill No. 1177. A Bill for an Act to create a new section in Chapter 20.1-08 of the North Dakota Century Code, relating to designation of a moose hunting season and providing that recipients of a moose hunting license shall not be eligible to apply for another such license.

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

Committee on Natural Resources introduced:

House Bill No. 1178. A Bill for an Act to create and enact subsection 8 of section 38-14-03.1, and subsection 16 of section 38-14-05, relating to powers of the public service commission, and duties of the operator; to amend and reenact subsections 3 and 8 of section 38-14-02, subsections 2 and 3 of section 39-14-04, subsection 6 of section 38-14-05.1, and section 38-14-12, relating to definitions, data required to be filed in the application for a mining permit, expedited amendments to existing permits and waiver or modification of time schedules or procedures, limitations, and civil penalties.

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

Committee on Social Welfare introduced:

House Bill No. 1179. A Bill for an Act to create and enact a new section to chapter 50-24.1 and a new subsection to section 50-24.1-02 of the North Dakota Century Code, relating to the recovery of medical costs incurred by the social service board on behalf of medical assistance recipients and the application of proceeds received from accident and health care coverage to the costs of medical care and to the assignment of rights accruing under health care coverage to the social service board by applicants or recipients of medical assistance.

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

Committee on Social Welfare introduced:

House Bill No. 1180. A Bill for an Act to amend and reenact subsection 1 of section 50-25.1-02 and section 50-25.1-08 of the North Dakota Century Code, relating to the definition of "abused child", and the appointment of a guardian ad litem.

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

SECOND READING OF HOUSE BILLS

House Bill No. 1030. A Bill for an Act to amend and reenact section 15-18-08 of the North Dakota Century Code, relating to the junior colleges and educational centers providing the appropriations committees with budget information and an audit of expenditures and activities.

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 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE	
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON			• MILLER			• TINJUM
• BACKES			• KELLY			• MUNDT			• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS			• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH
• BLACK			• KUCHERA			• OLSON			• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ
• CONMY			• LANGLEY			• O'SHEA			• WINGE
• CRABTREE			• LARDY			• PETERSON			• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS			
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED			
• ERICKSON			• LEE			• RICHARD			
• FLEMING			• LIPSIEA			• RICHIE			
• GACKLE			• LOKKEN			• RICHTER			
• GENGLER			• LUNDENE			• RIEHL			
• GERL			• MAIXNER			• ROCHELEAU			

• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1051. A Bill for an Act to create and enact a new section to chapter 40-21 of the North Dakota Century Code, relating to the establishment of polling places for municipal elections; and to repeal section 16-09-04.1 of the North Dakota Century Code, relating to the establishment of polling places for municipal 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, 100; nays, 0; absent and not voting 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KUNDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RALU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN								
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1052. A Bill for an Act to amend and reenact subsection 2 of section 27-20-10 of the North Dakota Century Code, relating to the period of supervision allowed under informal adjustment for a juvenile.

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, 1; absent and not voting 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		

● BERG	● NUDDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONAMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUPORD	● LARSON, G. #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERI	● MAIXNER	● ROCHELEAU	
● GRONNERBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYBANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

Rep. Backes moved that the House stand recessed until 12:30 p.m., Friday, January 7, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



THIRD DAY AFTER RECESS AND FOURTH DAY

Bismarck, January 7, 1977

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Solberg presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1083 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

House Bill No. 1083 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1103 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 19, delete the word "the" and insert in lieu thereof the word "a", and also on line 19 delete the word "of" and insert the words "not to exceed"

On page 2, line 20, following the word "day" insert the following new language "at the discretion of the board of county commissioners"

And renumber the lines and pages accordingly.

REP. LANG, Chairman

House Bill No. 1103 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1115 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 33 delete the word "forty-seven" and insert in lieu thereof the word "fifty"

And renumber the lines and pages accordingly.

REP. ERICKSON, Chairman

House Bill No. 1115 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1123 has had the same under consideration and recommends that the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1123 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1127 has had the same under consideration and recommends that the same be amended as follows;

On page 2, line 21, delete the word "camping"

On page 2, line 22, delete the word "camping"

On page 2, line 23, delete the first word "motorbbat" and insert in lieu thereof the word "two-wheel" and also on line 23 delete the words "and motorboat"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1127 was placed on the 6th order of business on the calendar for the succeeding legislative day.

ANNOUNCEMENT

Speaker Solberg announced the appointment of the following to the Committee on Enrolling and Engrossment: Reps. L. Hausauer, Walsh, Conmy and Horgan.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1090

And find the same correctly Engrossed.

REP. L. HAUSAUER, Co-Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

FIRST READING OF HOUSE BILLS

Reps. Mertens and Berg introduced:

House Bill No. 1181. A Bill for an Act to continue the Devils Lake basin advisory committee, and providing an appropriation.

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

Rep. Mertens introduced:

House Bill No. 1182. A Bill for an Act to amend and reenact section 11-32-01 of the North Dakota Century Code, relating to county commissioners' authorization to erect war memorials.

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

Rep. Laughlin introduced:

House Bill No. 1183. A Bill for an Act to amend and reenact sections 37-15-12 and 37-15-15 of the North Dakota Century Code, relating to moneys in the soldiers' home fund.

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

Committee on State and Federal Government introduced:

House Bill No. 1184. A Bill for an Act to amend section 54-52-25 of the North Dakota Century Code, relating to the limitation of powers.

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

Committee on Finance and Taxation introduced:

House Bill No. 1185. A Bill for an Act to amend and reenact subsection 3 of section 57-39.2-01 of the North Dakota Century Code, relating to definitions of words, terms and phrases when used in the sales tax chapter of the North Dakota Century Code.

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

Committee on Transportation introduced:

House Bill No. 1186. A Bill for an Act to amend and reenact subsection 2 of section 39-24-08 of the North Dakota Century Code, relating to the regulation and use of snowmobiles upon the state highways.

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

Committee on State and Federal Government introduced:

House Bill No. 1187. A Bill for an Act to amend and reenact subsection 3 of section 54-11-01 and sections 54-11-04 and 54-11-05 of the North Dakota Century Code, relating to the numbering, retention, and storage of certain documents by the state treasurer.

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

Rep. Wagner moved that House Bill No. 1159 be returned to the House from the Committee on Appropriations, and that House Bill No. 1159 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Thorsgard moved that the absent member be excused, which motion prevailed.

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

ROY GILBREATH, Chief Clerk

FOURTH DAY

Bismarck, January 7, 1977

The house convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Fr. Marvin Klemmer, Chancellor of the Catholic Diocese of Bismarck.

The roll was called, and all members were present except Rep. Rau.

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 Third Day and finds the same to be correct.

REP. TINJUM, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1040. A Bill for an Act to amend and reenact section 64-02-02 and subsections 2 and 3 of section 64-02-10 of the North Dakota Century Code, relating to installation of scales under special permit and vehicle scale inspection 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, 98; nays, 0; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• MPSSEA			• RICHIE					

● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNBENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGALVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1090. A Bill for an Act to amend and reenact section 15-10-28.1 of the North Dakota Century Code, relating to repayment of student loans to 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, 98; nays, 0; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERAMOTT			● MURPHY			● UNHEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		
● DOTZENROOD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAL	●				
● EAGLES			● LAUGHLIN			● REED			● MR. SPEAKER		
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNBENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGALVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

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

Rep. Strinden moved that the House stand adjourned until 2:00 p.m., Monday, January 10, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTH DAY

Bismarck, January 10, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding. Prayer was offered by Rev. Norman Winkelman, Pastor of the Calvary United Methodist Church, Bismarck.

The 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 Third Day after Recess and the Fourth Day, and finds the same to be correct.

REP. TINJUM, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Lang moved that the amendments to House Bill No. 1103 as recommended by the Committee on Political Subdivisions as printed on page 105 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1115 as recommended by the Committee on Transportation as printed on page 105 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1127 as recommended by the Committee on Transportation as printed on pages 105 and 106 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the Committee Report for INDEFINITE POSTPONEMENT on Bill No. 1083, as printed on page 105 of the House Journal be adopted.

ROLL CALL

The question being on the adoption of the Committee Report on House Bill No. 1083, the roll was called and there were ayes, 67; nays, 33; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			JOHNSON	•		MILLER	•	TINJUM
•			KELLY	•		MUND	•	TWETEN
	•		KERMOTT		•	MURPHY		UNHJEM
	•	•	KLOUBEC		•	MUSHIK	•	VANDER VORST
	•	•	KNUDSON		•	NICHOLAS	•	WAGNER
•			KRETSCHMAR		•	NORDBY		WALSH
•			KUCHERA		•	OLSON		WEBER
	•		LANG		•	OPEDAHL	•	WENTZ
•			LANGLEY	•		O'SHEA		WINGE
	•		LARDY		•	PETERSON	•	WINKJER
•			LARSON, B. #12		•	POWERS	•	
•			LARSON, G. #29		•	RAU		• MR. SPEAKER
			LAUGHLIN		•	REED		
•			LEE	•		RICHARD		
•			LIPSIEA		•	RICHIE		
•			LOKKEN		•	RICHTER		
	•		LUNDENE	•		RIEHL		
•			MAIXNER		•	ROCHELEAU	•	

● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVREAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

The motion prevailed, and House Bill No. 1083 was indefinitely postponed.

FIRST READING OF HOUSE BILLS

Reps. Marsden introduced:

House Bill No. 1188. A Bill for an Act to create and enact a new section to chapter 34-06 of the North Dakota Century Code, relating to an established minimum wage for adults and minors; 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, and 34-06-13 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.

Rep. Marsden introduced:

House Bill No. 1189. A Bill for an Act to amend and reenact sections 27-08.1-01 and 27-08.1-03 of the North Dakota Century Code, relating to the jurisdictional limits of the small claims court and the answer and counterclaim.

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

Reps. Meiers and Eagles introduced:

House Bill No. 1190. A Bill for an Act to amend and reenact subsection 14 of Section 50-06-05.1 of the North Dakota Century Code, relating to the powers and duties of the social service board.

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

Reps. Eagles and Meiers introduced:

House Bill No. 1191. A Bill for an Act to create and enact a new section to chapter 25-03 of the North Dakota Century Code, relating to referral of patients of the state hospital upon discharge.

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

Rep. Murphy introduced:

House Bill No. 1192. A Bill for an Act to amend and reenact sections 15-40.1-01, 15-40.1-05, 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-14, 15-40.1-16, 15-40.1-16.1, 15-40.1-18, and subsection 4 of section 57-01-05 of the North Dakota Century Code, to provide for the elimination of the county equalization fund for schools, to provide for the distribution of school funds, and relating to the duties of the state supervisor of assessments; to repeal sections 15-40.1-03, 15-40.1-04, 15-40.1-10, 15-40.1-11, 15-40.1-12, 57-01-06, 57-01-06.1, 57-01-07, and 57-15-24 of the North Dakota Century Code, relating to the county equalization fund for schools, the sales, market, and productivity studies, and the county mill levy for schools; and to provide an appropriation.

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

Rep. Murphy introduced:

House Bill No. 1193. A Bill for an Act to replace the twenty-one mill county levy for schools with a school district levy; to amend and reenact sections 15-40.1-01 and 15-40.1-05, subsection 4 of section 15-40.1-06, sections 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-14, 15-40.1-16, 15-40.1-16.1, 15-40.1-18, and subsection 4 of section 57-01-05 of the North Dakota Century Code, to increase the equalization factor for schools, to provide for the elimination of the county equalization fund for schools, to provide for the distribution of school funds, and relating to the duties of the state supervisor of assessments; and to repeal sections 15-40.1-03, 15-40.1-04, 15-40.1-10, 15-40.1-11, 15-40.1-12, 57-01-06, 57-01-06.1, 57-01-07, and 57-15-24 of the North Dakota Century Code, relating to the county equalization fund for schools, to the sales, market, and productivity studies, and to the county mill levy for schools.

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

Rep. Murphy introduced:

House Bill No. 1194. A Bill for an Act to create and enact a new section to chapter 36-06 of the North Dakota Century Code, relating to the enforcement of chapter 36-06 by the state's attorney of each county; and to amend and reenact section 36-06-02 of the North Dakota Century Code, relating to livestock purchases directly from a private seller at a packing plant, and providing for inspectors from the livestock sanitary board to assist the weighmasters in identifying livestock and in verifying the resulting grade and weight after slaughter.

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

Rep. Murphy introduced:

House Bill No. 1195. A Bill for an Act to create and enact a new section to chapter 10-13, a new section to chapter 40-33, and a new section to chapter 49-20 of the North Dakota Century Code, relating to the discontinuance of electrical service by electrical cooperatives, municipal utilities, and public utilities for nonpayment after at least seven days' written notice and at least forty-eight hours' actual notice to a customer prior to actual disconnection.

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

Rep. Olson and Solberg introduced:

House Bill No. 1196. A Bill for an Act to create and enact a new section to chapter 9-10 of the North Dakota Century Code, relating to care administered at the scene of an emergency; and to repeal section 39-08-04.1 of the North Dakota Century Code, relating to emergency care at the scene of an accident.

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

Rep. Metzger introduced:

House Bill No. 1197. A Bill for an Act to amend and reenact subsections 1 and 4 of section 51-10-01, sections 51-10-03, 51-10-05, and 51-10-07 of the North Dakota Century Code, relating to the definition of cost; unfair advertising, offer to sell, or sale; advertising, offering, or selling articles at less than cost; and the application of provisions of this chapter.

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

Rep. Solberg introduced:

House Bill No. 1198. A Bill for an Act to provide for the tort liability of governmental entities and their employees.

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

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. 1030

House Bill No. 1051

House Bill No. 1052

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Berger moved that House Bill No. 1144 be returned to the House from the Committee on Education, and that House Bill No. 1144 be referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Gronneberg moved that House Bill No. 1116 be returned to the House from the Committee on Agriculture, which motion prevailed.

Rep. Gronneberg requested permission to withdraw House Bill No. 1116. There being no objection, it was so ordered by the Speaker.

Rep. Mertens moved that House Bill No. 1080 be returned to the House from the Committee on Agriculture, which motion prevailed.

Rep. Mertens requested permission to withdraw House Bill No. 1080. There being no objection, it was so ordered by the Speaker.

SECOND READING OF A HOUSE BILL

House Bill No. 1123. A Bill for an Act to amend and reenact section 4-12-03.1 of the North Dakota Century Code, relating to establishment of bee locations.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERAMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUFD		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #40			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEE

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 do pass.

REP. RYLANCE, Chairman

House Bill No. 1019 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1033 has had the same under consideration and recommends that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1033 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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. GENGLER, Chairman

House Bill No. 1034 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1036, has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete all of line 13 and insert in lieu thereof "24-09, and 32-25, titles 60 and 64, and title 49 except for chapter 49-22, shall, in"

On page 1, line 16, following the period, delete the word "The".

On page 1, delete lines 17 and 18

On page 1, line 19, delete the words "of the person to pay the penalty."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1036 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1038 has had the same under consideration and recommends that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1038 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare 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 13, after the word "by" delete the word "July" and insert in lieu thereof the word "January"

On page 1, line 14, delete the numerals "1977" and insert in lieu thereof the following: "1978"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

REP. HAUGLAND, Chairman

House Bill No. 1077 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 1104 has had the same under consideration and recommends that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1104 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare 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 2, line 33, delete the word "section" and insert in lieu thereof the word "sections"; and also on line 33 after the numerals "54-06-09" insert the following: "and 44-08-04"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1119 was placed on the 6th order of business on the calendar for the succeeding legislative day.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Rules, appointed to recommend legislative rules, has had the same under consideration and recommends that the House and Joint Rules of the Forty-fourth Legislative Assembly, with the following amendments, be adopted as the permanent rules of the House which, in conjunction with the organizational agreement printed on pages 17-19 of the House Journal, shall govern those procedures in the House to which they relate:

SECTION 1. AMENDMENT.) House Rules Nos. 4, 47, 48, and 55 are hereby amended to read as follows:

- 1 4. ORDER OF BUSINESS
- 2 The order of business shall be as follows:
- 3 1. Prayer by the Chaplain.
- 4 2. Calling the Roll.
- 5 3. Reference to the Journal.
- 6 4. Presentation of Petitions and Communications.
- 7 5. Reports of Standing Committees.
- 8 6. (((a.))) Consideration of amendments (((;
- 9 b. Committee Reports for Indefinite Postponement; and
- 10 c. Divided Committee Reports)))).
- 11 7. Reports of Select Committees, Procedural Committees, and
- 12 certain divided committee reports.
- 13 8. Motions and Resolutions.
- 14 9. First Reading of House Bills, Memorials, and
- 15 Resolutions.
- 16 10. Consideration of Bills and Resolutions on Consent
- 17 Calendar.
- 18 11. Second Reading of House Bills, Memorials, and
- 19 Resolutions.
- 20 12. Consideration of Messages from the Senate.
- 21 13. First Reading of Senate Bills, Memorials, and
- 22 Resolutions.
- 23 14. Second Reading of Same.
- 24 15. Consideration of General Orders.
- 25 16. Unfinished Business.

Page 2

- 1 17. Signing of Bills, Memorials, and Resolutions.

2 18. Announcements.

3 47. REPORT OF COMMITTEES

4 1. The report of a Committee shall be (((for passage, for
5 passage with amendment, without recommendation, or for
6 indefinite postponement.

7 1. If the Committee report is for passage, the measure
8 shall be placed on the calendar for the next
9 legislative day under the applicable order of business
10 for second reading and final passage))) that the bill
11 or resolution: pass; do not pass; be amended and then
12 pass; or be placed on the calendar without
13 recommendation.

14 2. If the Committee report is for passage with amendment,
15 the proposed amendment shall (((be fully set forth in
16 the report. The measure shall))) be placed on the
17 calendar for the next legislative day on the Sixth
18 Order of Business (((to consider the amendment))). No
19 action shall be taken upon an amendment until a
20 verbatim copy of the amendment has been distributed to
21 each member; provided, that upon a two-thirds vote of
22 the members-elect, this may be suspended, and the
23 amendment acted on immediately after the report of the
24 committee. If the amendment is adopted by a majority
25 vote of the members present, the amended measure shall
26 then be placed on the calendar for the next
27 legislative day under the applicable order of business
28 for second reading and final passage. If the
29 amendment is rejected, the measure without amendment
30 shall be placed on the calendar for the next
31 legislative day under the applicable order of business
32 for second reading and final passage.

33 (((3.))) If the Committee report (((is without))) recommends
34 that the measure pass, do not pass, or makes no
35 recommendation, the measure shall be placed on the

Page 3

1 calendar for the next legislative day under the
2 applicable order of business for second reading and
3 final passage.

4 (((4. If the Committee report is for indefinite
5 postponement, the report shall be placed on the
6 calendar for the next legislative day under the Sixth
7 Order of Business. If the report for indefinite
8 postponement is adopted, it shall remove the measure
9 from further consideration by the House for that
10 session unless revived by a motion to reconsider. If
11 the report for indefinite postponement is rejected,
12 the measure shall be placed on the calendar for the
13 next legislative day under the applicable order of
14 business for second reading and final passage.

15 5.))) 3. If the Committee report is divided as provided in Rule
16 No. 48, and one report is for amendment with the other
17 that the bill do not pass, the reports shall be placed
18 on the calendar for the next legislative day under the

19 (((Sixth))) Seventh Order of Business. (((Following
 20 the adoption of that Committee report which prevails,
 21 the House shall proceed in accordance with this
 22 rule.))) The Speaker shall receive and announce a
 23 motion that the report of the minority be substituted
 24 for the majority committee report. If a "do not pass"
 25 report (((for indefinite postponement))) is adopted
 26 under this subsection, it shall (((remove))) cause the
 27 measure (((from further consideration by the House for
 28 that session unless revived by a motion to reconsider.
 29 Following the Fifth Order report of a committee, no motion
 30 relating to the committee report except a motion to re-refer
 31 shall be in order until the measure or report is reached on
 32 the calendar on the next legislative day))) to be placed on
 33 the calendar on the Eleventh or Fourteenth Order of Business.
 34 During the Fifth Order of Business, the Chief Clerk shall
 35 announce that committee reports have been received, if such is

Page 4

1 the case, and shall list the bill or resolution number, or
 2 other identifier, and state the accompanying committee
 3 recommendation. When a measure is on the calendar on the
 4 Tenth, Eleventh, or Fourteenth Order of Business, the Chief
 5 Clerk shall again announce the committee recommendation
 6 concerning that measure. If the committee report is divided
 7 pursuant to Rule 48, the Chief Clerk shall announce the
 8 majority report and the minority report, or reports, as well.
 9 The Chief Clerk shall ensure that the daily calendar contains
 10 appropriate notation of committee reports.

11 48. DIVIDED COMMITTEE REPORT

12 In case all the members of any committee, including a
 13 conference committee, required or entitled to report on any
 14 subject referred to them, cannot agree upon any report, the
 15 majority and minority may each make a special report, and any
 16 member or members dissenting, in whole or in part, from the
 17 reasoning and conclusions of both the majority and minority
 18 may also present to the House a statement of his or their
 19 reasonings and conclusions; and all reports, if decorous in
 20 language, and respectful to the House, shall be entered at
 21 length in the Journal, and shall be announced by the Chief
 22 Clerk as provided in Rule 47.

23 If one or more of the reports presented pursuant to this
 24 rule recommend an amendment to the legislative measure under
 25 consideration, the Chief Clerk shall, during the Fifth Order
 26 of Business, announce the fact that a divided committee report
 27 has been received, including a report, or reports, for
 28 amendment. The amendments, except as provided in subsection 3
 29 of Rule 47, shall then go on the calendar under the Sixth
 30 Order of Business in accordance with subsection 2 of Rule 47.

31 If more than one amendment is recommended by divided
 32 reports relating to a particular measure, the Speaker shall
 33 direct that they be placed on the calendar in order in
 34 accordance with the number of members signing the report, with
 35 the amendment recommended by the report signed by the largest

Page 5

1 number of committee members being placed on the calendar
 2 first. In the event that the reports recommending amendment
 3 are signed by an equal number of members, the Speaker shall
 4 determine by some other equitable method the order in which
 5 they will be placed on the calendar during the Sixth Order of
 6 Business. The Speaker shall also rule, in the case of a
 7 divided committee report recommending two or more amendments,
 8 as to the effect of the passage of the first amendment on each
 9 subsequent amendment recommended to that particular
 10 legislative measure.

11 55. CONFERENCE COMMITTEE REPORTS, EXCEPTION TO
 11a HOUSE RULES 47

12 AND 54

13 On the sixtieth legislative day only, the provisions of
 14 House Rules 47 and 54 shall not prohibit the (((adoption)))
 15 reading of a conference committee report (((, together with)))
 16 and the adoption or rejection of any amendments therein
 17 recommended, nor the placing of any bill or resolution
 18 affected by such conference committee report on the calendar
 19 for final action on the same day the conference committee
 20 report is received (((by majority vote))), nor shall the
 21 requirement of placing a full mimeographed or printed copy of
 22 (((a committee report))) recommended amendments in the hands
 23 of all members apply to conference committee reports (((, or
 24 amendments, bills, or resolutions affected by the conference
 25 committee report))) for amendment.

25a SECTION 2. REPEAL.) House Rule No. 27 is hereby repealed.

25b SECTION 3.) House Rule No. 36.1 is hereby created to read as
 25c follows:

1 36.1. PRINTING AND DISTRIBUTION OF BILLS

2 Seven hundred copies of each bill, and five hundred copies
 3 of each resolution shall be printed, unless the house of
 4 introduction shall order a greater or lesser number to be
 5 printed. Bill room employees, under the supervision of the
 6 Chief Clerk, may, as time and physical space allow, set aside
 7 not more than five copies of each bill or resolution, or

Page 6

1 specified bills and resolutions, to be delivered to certain
 2 specified persons. Persons on an approved list to receive
 3 bills as of January 4, 1977, shall have priority for receiving
 4 bills and Resolutions pursuant to this rule. This rule shall
 5 not apply to the staff of the Legislative Council which may
 6 have such number of bills set aside as are necessary to aid it
 7 in carrying on legislative business. Bill room employees
 8 shall not distribute more than five copies of any bill or
 9 resolution to any one person, except to legislators,
 10 legislative employees, and members of the Legislative Council
 11 staff.

11a SECTION 4. AMENDMENT.) House Rule No. 39.1 is hereby
 11b amended to read as follows:

1 39.1. DETERMINATION OF SENIORITY SEATING IN HOUSE

1a CHAMBERS

- 2 1. Seniority shall be measured by the total number of
 3 years a member has served in the Legislative Assembly,
 4 regardless of continuity of terms of office, and shall
 5 include service in the Senate. Seating of members
 6 shall be by district delegation, with the delegations
 7 containing past Speakers and the Majority and Minority
 8 Floor Leaders being seated first, in that order, and
 9 the remaining delegations being seated in order of
 10 seniority of each delegation's most senior member.
 11 The Speaker may also permit extra seats on the floor
 12 of the House chambers to be utilized by members of the
 13 press, and may reserve certain seats for that purpose.
- 14 2. When two or more members have exactly the same
 15 seniority as determined pursuant to the first sentence
 16 of this Rule, seniority as between those members shall
 17 be determined by their birth dates, with the oldest of
 18 the group being most senior, and so on until all
 19 members of the group are ranked.
- 20 3. In making committee assignments pursuant to Rules 7
 21 and 40, the Speaker shall first consider the best
 22 interests of North Dakota, and a member's individual
 Page 7
 1 committee assignment preference shall be given second
 2 consideration.
- 3 4. In making appointments of Committee Chairmen and Vice
 4 Chairmen, the Speaker shall give no less weight to
 5 ability, knowledge of subject matter; and experience
 6 than he gives to seniority.
- 7 (((In all cases, a majority of the committee shall
 8 constitute a quorum. The Committee Chairman or such person who
 9 is duly appointed to act as Chairman shall ensure that minutes
 10 of each committee meeting be kept. Such minutes shall include
 11 the names of all committee members present; the time of
 12 commencement and adjournment of each meeting; the bills or
 13 resolutions discussed by number, and a short phrase explaining
 14 what each bill or resolution relates to; and the names and
 15 addresses of all persons who appear in relation to any certain
 16 bill or resolution and a brief summary of their remarks. The
 17 minutes shall also include a record of recommended amendments
 18 to bills and resolutions, and the total aye and nay vote of
 19 the committee on all bills and resolutions referred out of the
 20 committee. Upon final adjournment of the legislative session,
 21 the minutes of all committee meetings shall be delivered to
 22 the Legislative Council and shall be retained by the Council
 23 for a period of not less than one year.)))
- 24 SECTION 5. AMENDMENT.) The final paragraph of House Rule No.
 24a 40 is hereby amended to read as follows:

1 In all cases, a majority of the committee shall constitute
 2 a quorum. The Committee Chairman or such person who is duly
 3 appointed to act as Chairman shall ensure that minutes of each
 4 committee meeting be kept. Such minutes shall include the
 5 names of all committee members present; the time of
 6 commencement and adjournment of each meeting; the bills or

7 resolutions discussed by number, and a short phrase explaining
8 what each bill or resolution relates to; and the names and
9 addresses of all persons who appear in relation to any certain
10 bill or resolution and a brief summary of their remarks. The

Page 8

1 minutes shall also include a record of recommended amendments
2 to bills and resolutions, and (((the total aye and nay))) may
3 include a recorded roll call vote of the committee on all
4 bills and resolutions referred out of the committee, and shall
5 include a recorded roll call vote on demand of any member.
6 Upon final adjournment of the legislative session, the minutes
7 of all committee meetings shall be delivered to the
8 Legislative Council and shall be retained by the Council for a
9 period of not less than one year.

9a SECTION 6. AMENDMENT.) House Rule No. 44 is hereby amended
9b to read as follows:

1 44. NOTICE OF HEARINGS

2 On or before 2:00 p.m. on Wednesday of each week, with
3 respect to committees which meet on Monday through Wednesday,
4 or on Friday of each week, with respect to the Appropriations
5 Committee and those committees which meet on Thursday and
6 Friday, each Chairman shall deliver to the Chief Clerk
7 (((four))) five copies of a notice of the time and place of
8 the meetings of his committee for the following week,
9 including a list of the bills, memorials, and resolutions to
10 be considered. This rule, however, shall not prevent a change
11 in such schedule as to time, place, or bill, if circumstances
12 may so require. The decision of the Chairman in this regard
13 shall be final. The Clerk shall read said notices to the
14 House and post the same on the bulletin board. Three copies
15 shall be given to the press, and one copy shall be delivered
16 to the Legislative Council staff office.

16a SECTION 7. AMENDMENT.) House Rule No. 45 is hereby amended
16b to read as follows:

1 45. DISPOSITION OF MEASURES

2 No bill or resolution, except an appropriations measure,
3 may be held in a committee for more than twenty-one
4 legislative days after it is referred to the committee, unless
5 an extension of time is granted by the House. All House bills
6 and resolutions, except resolutions proposing amendments to

Page 9

1 the Constitutions of the United States or North Dakota, or
2 resolutions directing an interim study by the Legislative
3 Council, shall be reported back to the House no later than the
4 thirty-first legislative day, and if not so reported back,
5 shall automatically be placed on the calendar without
6 recommendation. The same rule shall apply to Senate bills and
7 resolutions not reported back to the House by the (((forty-
8 seventh))) forty-eighth legislative day.

8a SECTION 8. AMENDMENT.) Joint Rule No. 6 is hereby amended to
8b read as follows:

1 6. CONFERENCE COMMITTEES

2 In every case of a difference between the two Houses

3 arising from a refusal by one House to concur in amendments
 4 made by the other House, if either House shall request a
 5 conference on the difference which has arisen and shall
 6 appoint a committee for that purpose, the other House shall
 7 also appoint such a committee. The committees so appointed
 8 shall meet at such hour and place as shall be agreed on by the
 9 Chairmen; and shall state to each other, verbally, or in
 10 writing, as either may choose, the reasons of their respective
 11 Houses, and confer thereon; and they shall be authorized to
 12 report, in the manner set out below, to their respective
 13 Houses regarding the manner in which they recommend that the
 14 difference between the two Houses should be resolved. The
 15 Chairman of the conference committee representing the House of
 16 origin of the bill or resolution under consideration shall
 17 ensure that minutes of the meetings of the conference
 18 committee be kept in the same manner as other standing
 19 committee minutes. Conference committees appointed pursuant
 20 to this rule shall confine their conferences and
 21 recommendations to consideration of the stated difference
 22 which gave rise to the appointment of the committees. The
 23 conference committee report shall first be submitted to the
 24 House having possession of the bill over which the difference
 25 has arisen, where it shall be acted upon and notice of such

Page 10

1 action transmitted to the other House. When the other House
 2 shall have also acted upon the report, it shall notify the
 3 House having possession of the bill, which House shall, if
 4 appropriate, proceed to take action on the bill and transmit
 5 it to the other House for appropriate action

5a SECTION 9. REPEAL.) Joint Rule No. 23 is hereby repealed.

5b SECTION 10.) Joint Rule No. 24 is hereby created to read as follows:

1 24. JOINT CONSTITUTIONAL REVISION COMMITTEE

2 The joint constitutional revision committee shall consist
 3 of eight members, four from each House, appointed in the same
 4 manner as the members of other standing committees are
 5 appointed. The first-named member from each House shall act
 6 as co-chairperson of the committee. The committee shall meet
 7 at the call of the chairpersons at such times and places as
 8 they may determine. All resolutions proposing amendments,
 9 additions, or repeals to the Constitution of the State of
 10 North Dakota shall be referred to the committee. The
 11 committee will report on those resolutions in the same manner
 12 and in accordance with the same time schedules as do other
 13 standing committees. A resolution shall be first reported
 14 back to its House of origin.

14a SECTION 11.) Joint Rule No. 25 is hereby created to read as follows:

1 25. PRINTING AND DISTRIBUTION OF BILLS

2 Seven hundred copies of each bill, and five hundred copies
 3 of each resolution shall be printed, unless the House of
 4 introduction shall order a greater or lesser number to be
 5 printed. Bill room employees, under the supervision of the
 6 Chief Clerk or the Secretary of the Senate, as the case may
 7 be, may, as time and physical space allow, set aside not more

8 than five copies of each bill or resolution, or specified
9 bills and resolutions, to be delivered to certain specified
10 persons. Persons on an approved list to receive bills as of
11 January 4, 1977, shall have priority for receiving bills' and
Page 11

1 resolutions pursuant to this rule. This rule shall not apply
2 to the staff of the Legislative Council which may have such
3 number of bills set aside as are necessary to aid it in
4 carrying on legislative business. Bill room employees shall
5 not distribute more than five copies of any bill or resolution
6 to any one person, except to legislators, legislative
7 employees, and members of the Legislative Council staff.

Representative Oscar Solberg
Speaker
Chairman ex officio

Representative Strinden moved that the report be adopted.

Rep. Backes moved that the rules be suspended and that the House dispense with the reading of the Report of the Rules Committee, which motion prevailed.

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

On page 2, line 11, following the ":" insert the word "do"
and also on line 11 following the word "then" insert the word "do"
On page 2, line 34, following the word "measure" insert the word "do"
Which motion prevailed.

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

MESSAGE FROM THE SENATE
Senate Chamber

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

Senate Bill No. 2033
Senate Bill No. 2034
Senate Bill No. 2036
Senate Bill No. 2115

LEO LEIDHOLM, Secretary

Rep. Backes moved that the House stand recessed until 1:30 p.m., Tuesday, January 11, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



FIFTH DAY AFTER RECESS AND SIXTH DAY

Bismarck, January 11, 1977

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Solberg 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. 1103

House Bill No. 1115

House Bill No. 1127

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

MEMORIAL

Speaker Solberg requested that the House rise for a one-minute period of silence to the memory of former Rep. Walter O. Burk, who died in Williston, North Dakota, January 11, 1977. Rep. Burk served in the House of Representatives from the Thirty-fifth through the Thirty-ninth Sessions.

APPOINTMENT OF COMMITTEES

Speaker Solberg announced the appointment of the following committees:

COMMITTEE ON JOINT MEMORIAL SERVICE AND HOSPITAL

Rep. Olson

Rep. Martinson

Rep. Kelly

COMMITTEE ON CONSTITUTIONAL REVISIONS

Rep. Kretschmar

Rep. Conmy

Rep. Maixner

Rep. Matchie

MULTI-STATE TAX COMPACT ADVISORY COMMITTEE

Rep. Gackle

Rep. Weber

SIXTH ORDER OF BUSINESS

Rep. Gengler moved that the amendments to House Bill No. 1036 as recommended by the Committee on Industry, Business and Labor as printed on page 113 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1077 as

recommended by the Committee on Social Welfare as printed on page 113 of the House Journal be adopted, which motion prevailed.

House Bill No. 1077 was re-referred to the Committee on Appropriations.

Rep. Haugland moved that the amendments to House Bill No. 1119 as recommended by the Committee on Social Welfare as printed on page 114 of the House Journal 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:

Alan Sheppard	Assistant Chief Clerk
Millie Lorenz	Assistant Desk Reporter
Gladys Derrick	Bill Clerk
Theola Stetson	Chief Stenographer and Payroll Clerk
Betty Perkins	Appropriations Committee Clerk
Sonja Jossart	Assistant Appropriations Committee Clerk
Lela Knudsen	Committee Clerk
Janice Thon	Committee Clerk
Rose Robertta	Committee Clerk
Helen Soma	Committee Clerk
Andrea Perry	Committee Clerk
Cheryl Vig	Committee Clerk
Leah Rogne	Committee Clerk
Mary Schmidt	Committee Clerk
Betty Whitman	Committee Clerk
Dianne Nelson	Committee Clerk
Maude Grambs	Assistant Committee Clerk
Eleanor Piehl	Assistant Committee Clerk
Terry Paulson	Calendar Clerk
Janna Tjaden	Enrolling and Engrossing Clerk
Diane Zainhofsky	Chief Page
Millie Lorenz	Secretary to the Speaker
Mavis Patchen	Secretary to the Republican Floor Leader
Jeri Kirchmeier	Secretary to the Democrat Floor Leader
Marjorie Cleveland	Deputy Sergeant-at-Arms
Phyllis Connolly	Assistant Sergeant-at-Arms
Dana Robey	Assistant Sergeant-at-Arms
James Sette	Assistant Sergeant-at-Arms
Philip Peterson	Assistant Sergeant-at-Arms
Karen Campbell	Assistant Sergeant-at-Arms
Evelyn Sholts	Bill Room Clerk
Vida Mae Petersen	Bill Room Clerk
Selma Carlson	Bill Room Clerk
Barbara Dove	Bill Room Clerk
Jane Peterson	Stenographer
Darlyne Clausnitzer	Stenographer
Judy Hoffman	Stenographer
Joan Ness	Stenographer
Barbara Stickland	Stenographer
Phyllis Jensen	Typist
Marsha Maus	Assistant Enrolling and Engrossing Clerk
Ranette Schmidt	Page and Bill Book Clerk
Sandy Gehrke	Page and Bill Book Clerk

Helen Hertz	Page and Bill Book Clerk
Diane Laub	Page and Bill Book Clerk
Jerry Patchen	Page and Bill Book Clerk
Mary Kay Brauer	Page and Bill Book Clerk
Renee Ulmer	Page and Bill Book Clerk
Abigail Ring	Page and Bill Book Clerk
Mark Knoll	Page and Bill Book Clerk
John Bell	Page and Bill Book Clerk
Cheryl Hilleren	Page and Bill Book Clerk
Bill Siebert	Page and Bill Book Clerk
Karen Sondag	Page and Bill Book Clerk
Renaee Doan	Page and Bill Book Clerk
Ruby Stadick	Page and Bill Book Clerk
Magdalen West	Chief Telephone Attendant
Willa Carlson	Telephone Attendant
Susie Thompson	Telephone Attendant
Eunice Anderson	Information Desk Attendant
Hazel Ludemann	Journal Room Clerk
Jeannette Miller	Journal Room Clerk
Esther Rygg	Journal Room Clerk-Typist
John Dockter	Parking Lot Attendant
Bernice Asbridge	Journal Proofreader
Marjorie Langford	Journal Proofreader
John Sprynczynatyk	Janitor
Arnold Schmitt	Janitor
Melvin Nelson	Janitor
George A. Heid	Janitor

Representative Martinson
 Representative Gerl, Co-Chairmen

Representative Scofield moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Solberg administered the Oath of Office to the employees listed above.

SECOND READING OF HOUSE BILLS

House Bill No. 1019. A Bill for an Act to repeal section 12-48-13 of the North Dakota Century Code, relating to depositing receipts from manufacture and sale of license plates and road signs at the state penitentiary into the general fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEE			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS	•				
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		

• EAGLES	• LAUGHLIN	• REED
• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1033. A Bill for an Act to amend and reenact section 49-01-08 of the North Dakota Century Code, relating to the appointment of examiners by the public service 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMMOTT			• MUSIK			• UMHJEM		
• BENEDICT			• KLOUBEC			• NICHOLAS			• VANDER VORST		
• BERG			• KNUDSON			• NORDBY			• WAGNER		
• BERGER			• KRETSCHMAR			• OLSON			• WALSH		
• BLACK			• KUCHERA			• OPEDAHL			• WEBER		
• CHRISTENSEN			• LANG			• O'SHEA			• WENTZ		
• CONMY			• LANGLEY			• PETERSON			• WINGE		
• CRABTREE			• LARDY			• POWERS			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• RAU			• MR SPEAKER		
• DUBORD			• LARSON, G. #29			• REED					
• EAGLES			• LAUGHLIN			• RICHARD					
• ERICKSON			• LEE			• RICHIE					
• FLEMING			• LIPSIEA			• RICHTER					
• GACKLE			• LOKKEN			• RIEHL					
• GENGLER			• LUNDENE			• ROCHELEAU					
• GERL			• MAIXNER			• RUED					
• GRONNEBERG			• MARSDEN			• RUSSELL					
• GUNDERSON			• MARTIN, C. #38			• RYLANCE					
• GUNSCH			• MARTIN, G. #43			• SCHINDLER					
• HAUGLAND			• MARTINSON			• SCHUETT					
• HAUSAUER, A. #49			• MATCHIE			• SCOFIELD					
• HAUSAUER, L. #25			• McCAFFREY			• SOLBERG					
• HERMAN			• MCGAUVRAN			• STENEHJEM					
• HERSLIP			• MEIERS			• STRINDEN					
• HICKLE			• MERTENS			• SWIONTEK					
• HILL			• METZ			• THORSGARD					
• HORGAN			• METZGER			• TIMM					
• JACOBSON			• MEYER								

So the bill passed and the title was agreed to.

House Bill No. 1034. A Bill for an Act to amend and reenact section 49-02-01 of the North Dakota Century Code, relating to public service commission jurisdiction over public utilities.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMOTT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DUBORD	• LARSON, G #29	• RAO	
• EAGLES	• LAUGHLIN	• REED	• MR. SPEAKER
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVIRAN	• SOLBERG	
• HERSHP	• MEERS	• STENHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Rep. Backes 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 adjourned, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Rued introduced:

House Bill No. 1199. A Bill for an Act to create and enact a new subsection to section 39-24-09 of the North Dakota Century Code, relating to the towing of sleds behind snowmobiles.

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

Rep. Rued introduced:

House Bill No. 1200. A Bill for an Act to amend and reenact section 39-21-01 of the North Dakota Century Code, relating to the use of lighted lamps on motor vehicles.

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

Rep. Rylance introduced:

House Bill No. 1201. A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and to adjustments to taxable income for corporations; to repeal section 57-38-66 of the North Dakota Century Code, providing for a business and corporation privilege tax; and to provide an effective date.

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

Reps. Rylance and G. Martin introduced:

House Bill No. 1202. A Bill for an Act to amend and reenact section 51-14-03 of the North Dakota Century Code, relating to maximum interest charges on revolving charge accounts.

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. 1203. A Bill for an Act to create and enact section 43-23-06.1 of the North Dakota Century Code and to repeal section 43-23-06 of the North Dakota Century Code, all relating to the definition of real estate brokers, mortgage brokers, and salesman.

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. 1204. A Bill for an Act to amend and reenact section 64-02-07 of the North Dakota Century Code, relating to duties of the director.

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

Committee on Social Welfare introduced:

House Bill No. 1205. A Bill for an Act to create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to requiring maintenance of a patient profile record system by pharmacies.

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

Committee on Judiciary introduced:

House Bill No. 1206. A Bill for an Act to prohibit registering in a hotel under a fictitious name and providing a penalty.

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

Committee on Transportation introduced:

House Bill No. 1207. A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 39-01-01 of the North Dakota Century Code, relating to the definition of class C emergency vehicles.

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

Committee on Finance and Taxation introduced:

House Bill No. 1208. A Bill for an Act to amend and reenact section 57-54-16 of the North Dakota Century Code, relating to the deduction of the cost of collecting motor vehicle fuel tax.

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

Committee on Transportation introduced:

House Bill No. 1209. A Bill for an Act to amend and reenact section 39-01-02 of the North Dakota Century Code, relating to department names being painted on the side of state-owned vehicles.

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

Committee on Finance and Taxation introduced:

House Bill No. 1210. A Bill for an Act to repeal sections 57-22-26, 57-22-27, and 57-22-28 of the North Dakota Century Code, relating to the deduction of personal property taxes from salaries, wages, and claims against public funds.

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

Committee on Judiciary introduced:

House Bill No. 1211. A Bill for an Act to amend and reenact subsection 1 of section 12.1-21-02 of the North Dakota Century Code, relating to the crime of endangering by fire or explosion.

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

Rep. Berg introduced:

House Bill No. 1212. A Bill for an Act to amend and reenact section 61-16-19.1 of the North Dakota Century Code, relating to contracts for construction or maintenance of project.

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

Rep. Lee introduced:

House Bill No. 1213. A Bill for an Act to amend and reenact subsection 2 of section 16.1-16-01 of the North Dakota Century Code as created by section 15 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, or, in the alternative, to amend and reenact section 16-13-47.1 of the North Dakota Century Code, both relating to the time for demanding election recounts.

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

Reps. Peterson, Kermott, Benedict, Winge and L. Hausauer introduced:

House Bill No. 1214. A Bill for an Act to declare the purpose of marking personal property, and making it an offense, to remove from or have possession of personal property, on which the serial numbers or owners identification mark has been changed or obliterated, and providing a penalty.

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

Committee on Finance and Taxation introduced:

House Bill No. 1215. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to the filing time for the refund of motor fuel tax.

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

Rep. A. Hausauer introduced:

House Bill No. 1216. A Bill for an Act to amend and reenact sections 23-11-31, 23-11-32, 23-11-33, 23-11-34, and subsection 8 of section 23-11-35 of the North Dakota Century Code, relating to housing for veterans.

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

Reps. Tweten, Fleming, Nicholas and Olson introduced:

House Bill No. 1217. A Bill for an Act to amend and reenact section 4-10.1-09 of the North Dakota Century Code, relating to potato promotion assessment.

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

Reps. Langley and B. Larson introduced:

House Bill No. 1218. A Bill for an Act to amend and reenact subsection 2 of section 43-28-02 of the North Dakota Century Code, relating to persons exempt for the licensing provisions for dentists.

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

Rep. Strinden introduced:

House Bill No. 1219. A Bill for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to restrictions on long electric transmission lines.

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. 1220. 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 Political Subdivisions.

Committee on Industry, Business and Labor introduced:

House Bill No. 1221. A Bill for an Act to provide for a solvency contribution to the unemployment compensation fund and declaring an emergency.

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

Committee on Judiciary introduced:

House Bill No. 1222. A Bill for an Act to repeal section 12-59-19 of the North Dakota Century Code, relating to reports by the governor and the board of pardons to the legislature.

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

Committee on Judiciary introduced:

House Bill No. 1223. A Bill for an Act to create and enact a new subsection to section 29-28-07 of the North Dakota Century Code, relating to an appeal by the state of an order suppressing evidence.

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

Committee on Judiciary introduced:

House Bill No. 1224. A Bill for an Act to amend and reenact section 27-08-38 of the North Dakota Century Code, relating to a change of judge for trial of a criminal action in county court with increased jurisdiction.

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

Committee on Social Welfare introduced:

House Bill No. 1225. A Bill for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to the disclosure of information contained in social service board records and providing a penalty; and to repeal sections 50-06.1-11 and 50-09-13, relating to the disclosure of information contained in vocational rehabilitation records and aid to dependent children records.

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

Committee on Judiciary introduced:

House Bill No. 1226. A Bill for an Act to create a new section to chapter 12-53 of the North Dakota Century Code, relating to the confidentiality of pardon board records; to amend and reenact sections 12-53-06, 12-53-07, 12-53-09, 12-53-10, 12-53-14, and 12-53-16 of the North Dakota Century Code, relating to the functions and procedures of the pardon and parole boards; to amend and reenact sections 12-59-09 and 12-59-15 of the North Dakota Century Code, relating to parole applications and the hearing and parole board procedures following a breach of parole; and to repeal sections 12-53-08, 12-55-15, and 12-59-19 of the North Dakota Century Code, relating to the parole board furnishing forms to the court clerk, requirements precedent to parole, and reports of the parole board.

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

Committee on Natural Resources introduced:

House Bill No. 1227. A Bill for an Act to create and enact section 49-22-05.1, 49-22-07.1, 49-22-07.2, 49-22-12.1, and 49-22-14.1 of the North Dakota Century Code, relating to inventory of exclusion areas, letters of intent prior to construction of energy conversion or transmission facilities, waiver of procedures and time schedules, emergency certification, and

cooperation with state and federal agencies; to amend and reenact subsections 8, 10, 11, and 12 of section 49-22-03, sections 49-22-04, 49-22-07, 49-22-08, 49-22-10, 49-22-11, 49-22-13, 49-22-19, 49-22-21, and subsections 1 and 2 of section 49-22-22 of the North Dakota Century Code, relating to definitions, ten-year plans of utilities, certificates of site compatibility, application for a certificate of site compatibility, designation of sites and corridors, approval of routes within corridors, public hearings, requests for rehearings, penalties, and application fees; to repeal sections 49-22-05, 49-22-06, and 49-22-12, relating to inventory of potential sites, energy conversion and transmission facility development plans, and emergency certification.

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

Committee on Finance and Taxation introduced:

House Bill No. 1228. A Bill for an Act to create and enact new sections to chapters 57-52 and 57-53 of the North Dakota Century Code, relating to special fuel shrinkage provisions; and to amend and reenact sections 57-35-06, 57-35.1-02, 57-50-04, 57-52-12, 57-52-17, 57-54-11 and 57-54.1-12 of the North Dakota Century Code, relating to the subjection of banks, trust companies and building and loan associations to motor fuel tax, occasional trip permits and general penalty provisions.

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

Committee on Transportation introduced:

House Bill No. 1229. A Bill for an Act to provide for the regulation of off-road vehicles; to provide a short title; to provide for declaration of policy; to provide for definitions; to provide for exemptions; to provide for operating restrictions; to provide to municipalities, counties and state agencies authority to regulate time periods and zones of use for off-road vehicles; to provide for enforcement and providing a penalty.

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

Committee on Appropriations introduced:

House Bill No. 1230. A Bill for an Act to provide funds to reimburse the federal government for the state's twenty-five percent share of three individual and family grant programs that were conducted in North Dakota following the spring flood of 1975, the severe storm and summer floods of 1975, and the spring flood of 1976.

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

Committee on Finance and Taxation introduced:

House Bill No. 1231. A Bill for an Act to amend and reenact subsection 3 of section 57-38-45 of the North Dakota Century Code, relating to a penalty for failing to file or fraudulently filing a North Dakota income tax return.

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

Committee on Transportation introduced:

House Bill No. 1232. A Bill for an Act to amend and reenact section 2-05-01 of the North Dakota Century Code, relating to the aeronautics commission, its creation, membership and salary of its members.

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

Committee on Judiciary introduced:

House Bill No. 1233. A Bill for an Act to provide a method of reimbursing counties for certain court costs incurred in the prosecution and defense of felonies involving physical violence; to amend and reenact sections 29-07-01.1, 29-26-22, and 29-32-05 of the North Dakota Century Code, relating to the reimbursement of certain court costs and fees of counsel appointed to defend indigents; and providing an appropriation.

Was read the first time and referred to the committee on Judiciary.
Committee on Industry, Business and Labor introduced:

House Bill No. 1234. A Bill for an Act to create and enact section 36-04-11.1 of the North Dakota Century Code, relating to rules and regulations; and to amend and reenact subsection 4 of section 36-04-02, subsection 1 of section 36-04-04, and sections 36-04-07 and 36-04-21 of the North Dakota Century Code, relating to licensing of livestock dealers.

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

Committee on Natural Resources introduced:

House Bill No. 1235. A Bill for an Act to create and enact three new sections to chapter 55-08, relating to the functions of the recreation division of the North Dakota parks and recreation department and the outdoor recreation interagency council; to amend and reenact section 55-08-01 of the North Dakota Century Code, relating to the combination of the North Dakota park service and the state outdoor recreation agency into the North Dakota parks and recreation department; and to repeal chapter 53-07 of the North Dakota Century Code, relating to the state outdoor recreation agency.

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

Committee on Natural Resources introduced:

House Bill No. 1236. A Bill for an act to create and enact a new section to chapter 61-03 of the North Dakota Century Code, relating to the authorization of dikes and dams; to amend and reenact section 61-16-15 of the North Dakota Century Code, relating to the removal of unauthorized dikes and dams by the state engineer.

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

Committee on Political Subdivisions introduced:

House Bill No. 1237. A Bill for an Act to provide state assistance for local law enforcement effort, to establish procedures for provision of that assistance, and to provide for the setting of standards of eligibility for assistance; to provide penalties; and to provide an appropriation.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1238. A Bill for an Act to amend and reenact sections 5-02-03 and 5-02-04 of the North Dakota Century Code, relating to establishing exclusive on sale alcoholic beverage licenses and fees therefor.

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. 1239. A Bill for an Act to amend and reenact sections 53-06-01 and 53-06-08 of the North Dakota Century Code, relating to the licensing of dance halls, and halls owned privately and used for public purposes.

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

Committee on Judiciary introduced:

House Bill No. 1240. A Bill for an Act to provide for the impanelling, powers, duties, composition and function of a state grand jury, and authorizing the attorney general to request that a state grand jury be impanelled in certain cases.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1241. A Bill for an Act to create and enact chapter 49-10.1 of the North Dakota Century Code relating to the regulation of railroads by the public service commission; to amend and reenact section 49-04-09 of the North Dakota Century Code, relating to long and short haul rates; and to repeal chapters 49-12, 49-13, 49-14, 49-15 and 49-17, and sections 49-16-01, 49-16-06, 49-16-07, 49-16-09 and 49-16-10 of the North Dakota Century Code relating generally to railroads.

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. 1242. A Bill for an Act to amend and reenact section 5-02-06 of the NDCC, relating to permitting a person under twenty-one years of age to remain on the licensed premises while alcoholic beverages are being sold or displayed.

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

Committee on Judiciary introduced:

House Bill No. 1243. A Bill for an Act to create and enact a new section to chapter 12-55 of the North Dakota Century Code, relating to confidentiality of pardon board records and disclosure to certain persons and under certain conditions.

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

Committee on Finance and Taxation introduced:

House Bill No. 1244. A Bill for an Act to amend and reenact subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the adjustments to the taxable income of a corporation under North Dakota income taxation; and providing for an effective date.

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

Committee on Transportation introduced:

House Bill No. 1245. A Bill for an Act to amend and reenact section 39-20-14 of the North Dakota Century Code, relating to chemical screening tests.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3001. A concurrent resolution to repeal article 14 of the amendments to the Constitution of the State of North Dakota, relating to state operation of terminal grain elevators in Minnesota or Wisconsin.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3002. A concurrent resolution to repeal article 19 of the amendments to the Constitution of the State of North Dakota, relating to state operation of terminal grain elevators in North Dakota.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3003. A concurrent resolution to repeal article 24 of the amendments to the Constitution of the State of North Dakota, relating to a mill levy to create a hail insurance fund.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3004. A concurrent resolution to repeal articles 59, 65, and 87 of the amendments to the Constitution of the State of North Dakota, relating to bonds for bonuses to veterans of World War II, the Korean conflict and the Vietnam conflict.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3005. A concurrent resolution to repeal article 88 of the amendments to the Constitution of the State of North Dakota, relating to the calling of a constitutional convention.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3006. A concurrent resolution to repeal sections 132 and 133 of the Constitution of the State of North Dakota, relating to the charters of corporations in existence at the time the Constitution took effect.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3007. A concurrent resolution to repeal section 135 of the Constitution of the State of North Dakota, relating to elections of managers or directors of a corporation.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3008. A concurrent resolution to repeal section 136 of the Constitution of the State of North Dakota, relating to foreign corporations doing business in North Dakota.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3009. A concurrent resolution to repeal section 137 of the Constitution of the State of North Dakota, relating to the authorized business of a corporation.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3010. A concurrent resolution to

repeal section 138 of the Constitution of the State of North Dakota, relating to the issuance of stocks and bonds by corporations.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3011. A concurrent resolution to repeal sections 140, 141, and 143 of the Constitution of the State of North Dakota, relating to operating conditions for railroad corporations, stock consolidations of railroad corporations, and the rights of corporations to construct railroad lines in North Dakota.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3012. A concurrent resolution to repeal section 144 of the Constitution of the State of North Dakota, relating to the scope of the term "corporation".

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3013. A concurrent resolution to repeal section 145 of the Constitution of the State of North Dakota, relating to notes and bills circulated by banks.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3014. A concurrent resolution creating a new Article V of the North Dakota Constitution, relating to the elective franchise, and to repeal Article V, consisting of sections 121 through 129 of the North Dakota Constitution, relating to the elective franchise, and articles 36 and 40 of the amendments to the North Dakota Constitution, relating to residency for voting purposes.

Was read the first time and referred to the committee on Constitutional Revision.

Interim Committee on Constitutional Revision introduced:

House Concurrent Resolution No. 3015. A concurrent resolution for the amendment of section 84 of the North Dakota Constitution, relating to the salaries of public officers.

Was read the first time and referred to the committee on Constitutional Revision.

FIRST READING OF SENATE BILLS

Senate Bill No. 2033. A Bill for an Act to amend and reenact section 6-01-09 of the North Dakota Century Code, relating to supervision and examination of state banks by the commissioner of banking and financial institutions.

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

Senate Bill No. 2034. A Bill for an Act to repeal section 6-07-50 of the North Dakota Century Code, relating to additional compensation for the commissioner of banking and financial institutions for terminating insolvent banks.

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

Senate Bill No. 2036. A Bill for an Act to amend and reenact sections 6-05-22 and 6-05-34 of the North Dakota Century Code, relating to certificates of authority for corporations writing fidelity and surety bonds and code provisions applicable to annuity, deposit, surety, and trust companies.

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

Senate Bill No. 2115. A Bill for an Act to repeal sections 19-05-05, 19-05-07, 19-05-08, 19-05-09, 19-05-10, 19-05-11, 19-05-14, 19-05-18, and 19-05-19 of the North Dakota Century Code, relating to the taxation of oleomargarine.

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

Pursuant to Rep. Backes's motion, the House stood adjourned.

ROY GILBREATH, Chief Clerk

SIXTH DAY

Bismarck, January 11, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Stanley Malmgren, Pastor, First Baptist Church, Bismarck.

The roll was called, and all members were present except Rep. Horgan.

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, and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Stenehjem 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 Bill No. 1023 has had the same under consideration and recommends that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1023 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1032 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 3, after the word "for" insert the following language: "rate increase application"

On page 3, line 8, after the word "shall" insert the words "upon the order of the commission"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1032 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1039 has had the same under consideration and recommends that the same do pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1039 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation 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 19, delete the words "sixty days" and insert in lieu thereof the words "six months"

On page 1, line 20, delete the words "has been paid in full" and insert in lieu thereof the words "becomes due, or at any time during the taxable year that a mobile home qualifies under the provisions of section 57-55-10"

On page 1, line 23, delete the word "application" and insert in lieu thereof the word "abatement"

And when so amended recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1042 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1054 has had the same under consideration and recommends that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1054 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1056 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16 delete the words "judicial council" and insert in lieu thereof the words "supreme court"

On page 1, line 18 delete the words "judicial council" and insert in lieu thereof the words "supreme court"

And renumber the lines accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

REP. WINKJER, Chairman

House Bill No. 1056 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1064 has had the same under consideration and recommends that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1064 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1065 has had the same under consideration and recommends that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1065 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1076 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, after the word "than" place triple parentheses around the word "two" and insert in lieu thereof the word "four"

On page 1, line 15, after the word "budget," insert the following: "whichever is greater,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1076 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1078 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1078 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1082 has had the same under consideration and recommends that the same do not pass.

REP. KNUDSON, Chairman

House Bill No. 1082 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1101 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1101 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1117 has had the same under consideration and recommends that the same do pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1117 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1118 has had the same under consideration and recommends that the same do pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1118 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1145 has had the same under consideration and recommends that the same do not pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1145 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1038. A Bill for an Act to create and enact chapter 49-03.1 of the North Dakota Century Code, relating to certificates of public convenience and necessity for public utilities other than electric public utilities or carriers of persons or property for hire; and to amend and reenact section 49-03-01 of the North Dakota Century Code, relating to certificates of public convenience and necessity secured by electric public utilities.

Which has been read.

The question being on the final passage of the bill.

Rep. Murphy moved that House Bill No. 1038 be laid over one legislative day, which motion prevailed.

House Bill No. 1103. A Bill for an Act to amend and reenact section 57-02-31 of the North Dakota Century Code, relating to the furnishing of assessment books to county assessors by the county auditor.

Which has 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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEH					
• GERI			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAIN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Rep. Backes requested that the courtesy of the House be extended to Mr. Gorman King, Chairman of the Legislative Compensation Commission to the 45th Legislative Assembly, to discuss the report of the Commission, which request was granted, and thereupon Mr. King was introduced:

Rep. Backes moved that the following report of Mr. Gorman King be printed in the Journal, which motion prevailed.

1977
REPORT
of the
LEGISLATIVE COMPENSATION COMMISSION
submitted to the
Forty-fifth Legislative Assembly

The Legislative Compensation Commission created by the 1969 Legislative Assembly consists of five members appointed by the Governor to four-year terms. The Governor also appoints one of the members as chairman of the commission. The current commission membership is: Mr. Gorman King, Bismarck, Chairman; Mrs. Mavis Couchigian, Grand Forks; Dr. James Mahoney, Devils Lake; Mr. Edward Nesemeier, Casselton; and Mrs. Florence Olson, Enderlin.

The commission's principal responsibility, as outlined in Sections 54-03-20.2 and 54-03-20.3 of the Century Code, is to make recommendations

concerning the appropriate rates of expense allowance and reimbursement for legislators during legislative session, and for interim legislative work.

The commission believes rates of compensation and reimbursement should be designed to permit citizens to hold legislative office without undue financial sacrifice or disadvantage, but should not be designed to work a detriment to the citizen-legislator concept.

The commission is required by law to report to each Legislative Assembly within 10 days after it convenes in regular session. The commission is also authorized to seek the assistance of the Legislative Council staff, which assistance has been provided during this biennium. The 1975 commission report contained three specific recommendations concerning legislative expense reimbursement, and a fourth recommendation that the Constitution be amended to create a Legislative Standards Commission. The three specific reimbursement recommendations were that the daily session unvouchered expense allowance be increased to \$60 a day; that the interim mileage reimbursement be increased from 12 cents to 15 cents per mile and the lodging and meals allowance be increased to a total of \$30; and that the monthly unvouchered expense allowance be increased from \$50 to \$150 per month. The latter recommendation was amended to increase the monthly allowance from \$50 to \$75 per month but the first two recommendations were adopted by the Legislative Assembly. The resolution amending Section 45 of the Constitution to provide an independent commission to set legislative pay and compensation was indefinitely postponed. A similar resolution was defeated at the general election on November 5, 1974.

The commission considered "typical" legislators compensation and expense reimbursement during the current biennium before it formulated its recommendations. It was assumed that the typical legislator served on one interim committee of the Legislative Council, that he lived 100 miles from Bismarck, that he was not the chairman of the standing or interim committee, and that his interim committee met four times during the interim.

Section 45 of the North Dakota Constitution sets the salary for legislators at \$5 a day and allows 10 cents per mile of necessary travel to and from the place of meeting of the Legislative Assembly. The compensation for a 60-day legislative session, including the maximum of round trips to and from the Capitol, calculated at an average round trip of 200 miles, amounted to \$440. Compensation for an 80-day session including travel would amount to \$540.

In addition to the salary level set by the Constitution, the legislature has provided unvouchered expense allowance for its members. In 1975 the Legislative Compensation Commission recommended and the legislature passed a measure providing that the daily session unvouchered expense allowance be increased from \$50 to \$60 a day. This amount is to be paid for each calendar or natural day during an organizational, special, or regular session as well as for each day or portion of a day spent in traveling to or returning from those sessions.

The 45th Legislative Assembly convenes on January 4, 1977, and the 60th legislative day ends on Monday, March 28, 1977. Including two days travel to and from the session, the 1977 Session would cover 86 natural or calendar days. Under the current language, Section 54-03-20, the expense allowance for living, which includes meals, lodging, uncompensated

travel, and other necessary expenses would amount to \$5,160. If the legislature uses the 80-day session as authorized by the voters in November, natural or calendar days for the session would be 114 days and the expense allowance would amount to \$6,840.

The 1975 Legislative Assembly raised the monthly unvouchered expense allowance to \$75 per month. The total for the monthly expense allowance for the biennium amounts to \$1,800.

With respect to reimbursement of specific current expenses, Sections 44-08-04 and 54-06-09 of the North Dakota Century Code provide interim mileage reimbursement of 15 cents per mile and lodging and meals allowance of \$26 per day. During the interim a typical legislator attended eight days of meetings and made four round trips at 200 miles per trip. At \$45 per day for 10 days (included four half days for travel), 15 cents per mile for 800 miles and eight days at \$26 per day and two days claiming third and fourth quarter expenses, the average reimbursement for the interim was \$820.

The typical legislator's total biennial compensation and expense reimbursement during 1975-76 would be \$8,220. The average amount received per month would be \$342.50. Of this amount the actual compensation received (i.e., daily constitutional salary during the session of \$5 and interim per diem of \$45) equals \$890 per biennium, and the average compensation per month equals \$37.08. The average compensation per day spent on legislative work, excluding work in the legislative district for constituents or while campaigning, was \$11.86 per day.

North Dakota is ranked 42nd among the states with regard to legislative compensation, according to a publication prepared by the Citizens Conference on State Legislators, September 1975. In 1974-75 North Dakota ranked 45th, and ranked 47th in 1971, in estimated biennial compensation paid its legislators.

North Dakota's neighboring states are ranked as follows: Minnesota is ranked 13th with an average total biennial compensation of \$23,895, and South Dakota ranks 45th with an average total biennial compensation of \$6,825. The legislatures of Minnesota and South Dakota meet annually. Montana ranks 44th with an average total biennial compensation of \$6,954. Its legislature meets biennially for 90 legislative days. These figures do not include salary or expenses for special sessions, per diem while on legislative business in the interim, nor vouchered expenses. North Dakota's average total minus these expenses is \$7,400 for a 60-day session and \$9,180 for an 80-day session.

The commission reasserts the belief that the prime responsibility of the Legislative Assembly is to respond to the needs of the people of North Dakota. The commission believes that if this response is not forthcoming from the legislature, governmental power will assuredly continue to flow to the federal government and away from state and local government. One method of assuring that the legislature is responsive to the needs of its constituency is to attempt to make sure that the legislative body is made up of highly motivated and competent men and women.

Although the commission hopes that its compensation recommendations, if adopted, would aid in motivating competent men and women to seek or remain in legislative office, the commission realizes that the compensation factor is only one of the combination of factors which motivate people toward public service. The commission in its 1975 report recommended that improvement in the total range of legislative

compensation and expense reimbursement should be added to improvement of physical facilities available, to additional professional staff services, and to the length of time available for legislative business. The 1975 Legislative Assembly increased legislative compensation and expense reimbursement and approved an appropriation for the remodeling of the physical facilities in the Capitol. Additionally, the professional staff of the Legislative Council was increased, and the voters approved a constitutional amendment increasing the length of the legislative session to 80 days in the 1976 general election.

It is hoped that the improvements made in all four of these areas will motivate even greater numbers of highly qualified people to seek legislative office.

Specific Compensation Recommendations

The commission recommends that Section 54-03-20 of the North Dakota Century Code be amended to increase the monthly unvouchered expense allowance from \$75 a month to \$150 a month. Each legislator receives the monthly allowance during the term for which he was elected, for uncompensated expenses incurred in the execution of public duties during the biennium, payable every six months. The commission's recommendations will result in an increase of \$1,800 per legislator during the biennium and a total monthly unvouchered expense allowance during the biennium of \$3,600. The commission believes that the increase is justified by the corresponding increase in the cost of living and increased demands on legislators' time.

The commission makes no further recommendations regarding legislative compensation as it is believed that the economic conditions in the state do not warrant across the board raises in all the unvouchered and vouchered expense allowance items.

However, the commission recommends to the legislature that, in its consideration of constitutional amendments that may be proposed to the people, it consider submission of a constitutional amendment to create a Legislative Standards Commission, which would be a constitutional body authorized to establish legislative compensation and expense allowances, among other duties. The commission is having a concurrent resolution to accomplish this result prepared for introduction into the Senate.

General Recommendations

The commission believes it is proper to make general recommendations in other areas of the legislative field. This is so because it is impossible not to consider other means of challenging and encouraging citizens to serve in the legislature, while studying legislative compensation for those same purposes. Further, the commission believes that if a legislator's working conditions are deemed by that legislator to be atrocious, or if the possibility of accomplishing anything worthwhile is remote, then no amount of money will induce them to run for, or continue to serve in, the Legislative Assembly.

The commission discussed several general recommendations, and in the past has made many, to which the Legislative Assembly could refer. However, in this report, the committee is limiting its general recommendations to two.

The first recommendation is with respect to legislative space needs. The commission recommends that the Legislative Assembly as one of the three major branches of government should be given priority for space over the other departments of government. The commission believes the

Legislative Assembly should give serious thought to providing different facilities for executive branch agencies, so that adequate space could be made available in the Capitol proper for the legislative use during any session, and during the interim. The commission's recommendation does not include specifics on whether this space should be provided by construction or rental.

The second recommendation concerns a consideration of retirement benefits for members of the legislature. Presently members of the legislature may join the retirement program for state employees; however, their low base pay and the structure of the program precludes legislators from benefiting under the program. Thus the commission recommends that an interim study of a retirement program for state legislators be conducted in the 1977-79 interim.

Finally, the commission recommends that Section 54-03-20.3 be amended to provide \$35 per diem for days spent on commission business for commission members. This recommendation is in keeping with the commission's philosophy that compensation is one motivating factor to encourage qualified and competent citizens to serve as advisory members to the Legislative Assembly. Further, it is believed that volunteer citizen participation in government, while an idealistic concept, is not realistic in terms of today's economy.

SECOND READING OF HOUSE BILLS

House Bill No. 1104. A Bill for an Act to amend and reenact section 28-22-05 of the North Dakota Century Code, relating to the judgment exemptions for a single person.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA	•		• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONNLY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSKCH			• MARTIN, G. #43			• RYLANDER		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATHIE			• SCHULTZ		
• HAUSAUER, L. #25			• McCAFFREY	•		• SCOFIELD		
• HERMAN			• McGAUVYRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSgard		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.†

House Bill No. 1115. A Bill for an Act to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for truck-mounted haystack movers.

Which has 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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES		•	• KELLY		•	• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER		•	• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING		•	• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERI		•	• MAIXNER			• ROCHELEAU					
• GRONNBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY		•	• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1127. A Bill for an Act to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for recreational 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, 60; nays, 39; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER		•	• TINJUM		•
• BACKES			• KELLY		•	• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER		•	• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONNY		•	• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		•
• EAGLES			• LAUGHLIN			• REED		•			
• ERICKSON			• LEE			• RICHARD					
• FLEMING		•	• LIPSIEA			• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI		•	• MAIXNER			• ROCHELEAU					
• GRONNBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					

HAUSAUER, A #49	MAATCHIE	SCHUETT
HAUSAUER, L #25	MCCAFFREY	SCOFIELD
HERMAN	MCGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Peterson, L. Hausauer and Mertens introduced:

House Concurrent Resolution No. 3016. A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the Garrison Diversion Project.

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

Reps. Strinden, Backes and Solberg introduced:

House Concurrent Resolution No. 3017. A concurrent resolution commending President Gerald R. Ford for his service to the nation.

Which was read the first time.

Representative Backes moved that the rules be suspended, that House Concurrent Resolution No. 3017 not be referred to committee, be read in its entirety, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3017

Introduced by Representatives Strinden, Backes, Solberg.

A concurrent resolution commending President Gerald R. Ford for his service to the nation.

WHEREAS, President Gerald Ford, the nation's 38th President, will leave that high office on January 20, 1977; and

WHEREAS, President Ford came to office under unusual circumstances that caused additional problems and pressures not ordinarily associated with the presidency; and

WHEREAS, President Ford has handled his presidential duties in a forthright and forceful manner, seeking at all times to serve his country to the very best of his abilities; and

WHEREAS, President Ford's entire adult career has been one of public service to the United States and its citizens, first as Congressman, later as Vice President, and finally as President;

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

That the Forty-fifth Legislative Assembly of the State of North Dakota extend to President Gerald R. Ford the sincere thanks and appreciation of all North Dakotans for the many years of service he has given the nation in his duties as Congressman, Vice President, and President; and

BE IT FURTHER RESOLVED, that the Forty-fifth Legislative Assembly extend to President Ford the best wishes and prayers of all North Dakotans in his post-presidential activities; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the North Dakota Congressional Delegation and to President Gerald R. Ford.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3017. A concurrent resolution commending President Gerald R. Ford for his service to the nation.

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.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Backes, Solberg and Strinden introduced:

House Concurrent Resolution No. 3018. A concurrent resolution congratulating President-elect Jimmy Carter and wishing him well as he begins his administration.

Which was read the first time.

Representative Backes moved that the rules be suspended, that House Concurrent Resolution No. 3018 not be referred to committee, be read in its entirety, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3018

Introduced by Representatives Backes, Solberg, Strinden.

A concurrent resolution congratulating President-elect Jimmy Carter and wishing him well as he begins his administration.

WHEREAS, Jimmy Carter will be inaugurated as the nation's 39th President on January 20, 1977; and

WHEREAS, the problems and pressures facing a new presidential administration are immense; and

WHEREAS, President-elect Carter, if he is to succeed in serving all of the people, must have the cooperation and support of all Americans; and

WHEREAS, many North Dakotans can identify with President-elect Carter because of his farm background and his campaign visit to the state;

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

That the Forty-fifth Legislative Assembly of the State of North Dakota extend to President-elect Jimmy Carter the hopes, prayers, and best wishes of all North Dakotans upon the beginning of the Carter Administration; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the North Dakota Congressional Delegation and to the transition office of President-elect Carter.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3018. A concurrent resolution congratulating President-elect Jimmy Carter and wishing him well as he begins his administration.

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.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Employment introduced:

House Concurrent Resolution No. 3019. A concurrent resolution providing and designating House and Senate employees and fixing their compensation.

Was read the first time. MOTION

Rep. Martinson moved that the rules be suspended, that House Concurrent Resolution No. 3019 not be printed as a bill, not referred to a committee, but printed in the Journal and laid over one legislative day, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3019

Introduced by Committee on Employment.

- 1 A concurrent resolution providing and designating House and
 2 Senate employees and fixing their compensation.

3

4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF

4a THE STATE OF

5 NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

6

7 SECTION 1.) That for and during the Forty-fifth

8 Legislative Assembly the following named persons are employed

9 and appointed as employees of the House and Senate and shall be

10 paid the daily wages opposite their respective names in

11 accordance with their positions as shown below:

12 HOUSE

13	Roy Gilbreath, Chief Clerk	\$59.00
14	Barbara King, Desk Reporter	55.00
15	Art Buchwitz, Sergeant-at-Arms	42.50
16	Alan Sheppard, Assistant Chief Clerk	50.00
17	Gladys Derrick, Bill Clerk	42.50
18	Theola Stetson, Chief Stenographer & Payroll Clerk	45.00
19	Betty Perkins, Appropriations Committee Clerk	45.00
20	Sonja Jossart, Assistant Appropriations Committee Clerk	35.00
22	Lela Knudsen, Committee Clerk	40.00
23	Janice Thon, Committee Clerk	40.00
24	Roberta Rose, Committee Clerk	40.00

Page 2

1	Helen Soma, Committee Clerk	\$40.00
2	Andrea Perry, Committee Clerk	40.00
3	Cheryl Vig, Committee Clerk	40.00
4	Leah Rogne, Committee Clerk	40.00
5	Mary Schmidt, Committee Clerk	40.00
6	Betty Whitman, Committee Clerk	40.00
7	Dianne Nelson, Committee Clerk	40.00
8	Maude Grambs, Assistant Committee Clerk	37.50
9	Eleanor Piehl, Assistant Committee Clerk	37.50
10	Terry Paulson, Calendar Clerk	37.50
11	Janna Tjaden, Enrolling and Engrossing Clerk	37.50
12	Diane Zainhofsky, Chief Page	40.00
13	Millie Lorenz, Secretary to the Speaker and and Assistant Desk Reporter	50.00
15	Mavis Patchen, Secretary to the Republican Floor Leader	45.00
17	Jeri Kirchmeier, Secretary to the Democrat Floor Leader	45.00
19	Marjorie Cleveland, Deputy Sergeant-at-Arms	37.50
20	Phyllis Connolly, Assistant Sergeant-at-Arms	35.00
21	Dana Robey, Assistant Sergeant-at-Arms	35.00
22	James Sette, Assistant Sergeant-at-Arms	35.00
23	Philip Peterson, Assistant Sergeant-at-Arms	35.00
24	Karen Campbell, Assistant Sergeant-at-Arms	35.00

25	Evelyn Sholts, Bill Room Clerk	35.00
26	Vida Mae Petersen, Bill Room Clerk	35.00
27	Selma Carlson, Bill Room Clerk	35.00
28	Barbara Dove, Bill Room Clerk	35.00
29	Jane Peterson, Stenographer	37.50
30	Darlyne Clausnitzer, Stenographer	37.50
31	Judy Hoffman, Stenographer	37.50
32	Joan Ness, Stenographer	37.50
33	Barbara Stickland, Stenographer	37.50
34	Phyllis Jensen, Typist	37.50
35	Marsha Maus, Assistant Enrolling & Engrossing Clerk	37.50

Page 3

1	Ranette Schmidt, Page and Bill Book Clerk	\$35.00
2	Ruby Stadick, Page and Bill Book Clerk	35.00
3	Sandy Gehrke, Page and Bill Book Clerk	35.00
4	Helen Hertz, Page and Bill Book Clerk	35.00
5	Diane Laub, Page and Bill Book Clerk	35.00
6	Jerry Patchen, Page and Bill Book Clerk	35.00
7	Mary Kay Braus, Page and Bill Book Clerk	35.00
8	Renee Ulmer, Page and Bill Book Clerk	35.00
9	Abigail Ring, Page and Bill Book Clerk	35.00
10	Mark Knoll, Page and Bill Book Clerk	35.00
11	John Bell, Page and Bill Book Clerk	35.00
12	Cheryl Hilleren, Page and Bill Book Clerk	35.00
13	Bill Siebert, Page and Bill Book Clerk	35.00
14	Karen Sondag, Page and Bill Book Clerk	35.00
15	Renae Doan, Page and Bill Book Clerk	35.00
16	Magdalen West, Chief Telephone Attendant	37.50
17	Willa Carlson, Telephone Attendant	35.00
18	Susie Thompson, Telephone Attendant	35.00
19	Eunice Anderson, Information Desk Attendant	35.00
20	Hazel Ludemann, Journal Room Clerk	35.00
21	Jeanette Miller, Journal Room Clerk	35.00
22	Esther Rygg, Journal Room Clerk-Typist	35.00
23	John Dockter, Parking Lot Attendant	35.00
24	Bernice Asbridge, Journal Proofreader	37.50
25	Marjorie Langford, Journal Proofreader	37.50

SENATE

27	Leo Leidholm, Secretary of the Senate	59.00
28	Doris McMahan, Desk Reporter	55.00
29	A. E. Bradley, Sergeant-at-Arms	42.50
30	J. Vernon Asheim, Assistant Secretary of the Senate	50.00
31	Sandra Boehler, Bill Clerk	42.50
32	Mary Alice Simonson, Chief Stenographer & Payroll Clerk	45.00
34	Peggy Ormseth, Chief Committee Clerk	45.00
35	Eleanor Runyan, Appropriations Committee Clerk	45.00

Page 4

1	Lyla Flagg, Committee Clerk	\$40.00
2	Liane Johnson, Committee Clerk	40.00
3	Brenda Lee, Committee Clerk	40.00
4	Paulette Wilson, Committee Clerk	40.00
5	Elsie Christensen, Committee Clerk	40.00

6	Lorraine Moos, Committee Clerk	40.00
7	Arlene Reich, Committee Clerk	40.00
8	Christine Hill, Committee Clerk	40.00
9	Darlene Hedstrom, Committee Clerk	40.00
10	Richard Olschlager, Calendar Clerk	37.50
11	Joanne Hetland, Chief Page	40.00
12	Thomas Neill, Enrolling and Engrossing Clerk	37.50
13	Eileen Gerl, Secretary to the President	45.00
14	Lois Scherr, Secretary to the Majority Floor Leader	45.00
15	Dee Hanson, Secretary to the Minority Floor Leader	45.00
16	Carl Bjerke, Deputy Sergeant-at-Arms	37.50
17	Stanley Schultz, Assistant Sergeant-at-Arms	35.00
18	Olger Sandven, Assistant Sergeant-at-Arms	35.00
19	Jack Whereatt, Assistant Sergeant-at-Arms	35.00
20	Sewall Peterson, Assistant Sergeant-at-Arms	35.00
21	Dorothy Yule, Bill Room Clerk	35.00
22	Earl Boyd, Bill Room Clerk	35.00
23	Marie Harper, Stenographer	37.50
24	Sharon Tesky, Stenographer	37.50
25	Michelle Igoe, Stenographer	37.50
26	Jane Thoenke, Stenographer	37.50
27	Mary Rust, Assistant Enrolling & Engrossing Clerk	37.50
28	Gina Smith, Page	35.00
29	Laurie Natwick, Page	35.00
30	Ronald Baker, Page	35.00
31	Tobyn Anderson, Page	35.00
32	Teri Schuster, Page	35.00
33	Ruth Moyer, Telephone Attendant	35.00
34	Jane Schiele, Telephone Attendant	35.00
35	Robert Evanenko, Bill Book Clerk	35.00

Page 5

1	Sheryl Manstrom, Bill Book Clerk	\$35.00
2	Kelly Whalen, Bill Book Clerk	35.00
3	Esther Davis, Information Desk Attendant	35.00
4	Loren Vannett, Journal Room Clerk	35.00
5	Ernest Halvorson, Journal Room Clerk	35.00
6	Joe Wolf, Parking Lot Attendant	35.00
7	Ray David, Chief Bill and Journal Room Clerk	42.50
8	Marion Hadzor, Journal Proofreader	37.50
9	Grace Goehring, Journal Proofreader	37.50
10	Joleen Neidermann, Assistant to Committee Clerk	37.50
11	Kari Lee, Assistant Appropriations Committee Clerk	35.00
12	SECTION 2.) In the event any employee shall resign, be	
13	discharged, or for other reasons terminate his employment, the	
14	compensation provided for in this resolution shall cease,	
15	effective the last day of such employment.	

FIRST READING OF HOUSE RESOLUTIONS

Reps. C. Martin and Knudson introduced:

House Concurrent Resolution No. 3020. A concurrent resolution directing the Legislative Council to conduct a study of the feasibility of manufacturing, milling, processing, and refining North Dakota-grown products, the construction of agriculturally related small machinery, and the establishment of feedlot operations within North Dakota.

Was read the first time and referred to the committee on Agriculture.
Rep. Lardy introduced:

House Concurrent Resolution No. 3021. A concurrent resolution urging the President and the Congress of the United States to expeditiously enact a long-range and comprehensive energy conservation and development program

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

Rep. Strinden introduced:

House Concurrent Resolution No. 3022. A concurrent resolution directing the Legislative Council to study regional planning agencies.

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

Reps. C. Martin, VanderVorst, Lardy, Maixner and Knudson introduced:

House Concurrent Resolution No. 3023. A concurrent resolution directing the legislative council to study and inventory the availability of ground and surface water in North Dakota, and to prepare a comprehensive plan which projects the use of the waters of North Dakota during the next fifty years.

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

MOTION

Rep. Gengler moved that House Bill No. 1178 be returned to the House from the Committee on Industry, Business and Labor, and that House Bill No. 1178 be re-referred to the Committee on Natural Resources, 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. 1040

House Bill No. 1090

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

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

Senate Bill No. 2021

Senate Bill No. 2063

Senate Bill No. 2052

Senate Bill No. 2109

Senate Bill No. 2053

Senate Concurrent Resolution No. 4025

LEO LEIDHOLM, Secretary

Senate Chamber

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

Senate Concurrent Resolution No. 4019

LEO LEIDHOLM, Secretary

Rep. Backes moved that the House stand recessed until 1:30 p.m., Wednesday, January 12, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTH DAY AFTER RECESS AND SEVENTH DAY

Bismarck, January 12, 1977

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Solberg presiding.

RECOGNITION

Speaker Solberg introduced a group of students and faculty members from Trinity Bible Institute of Ellendale, North Dakota, who appeared before the Assembly and presented several musical selections.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1036

House Bill No. 1077

House Bill No. 1119

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Backes moved that the absent member be excused, which motion prevailed.

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

ROY GILBREATH, Chief Clerk

SEVENTH DAY

Bismarck, January 12, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Dr. Roy Wead of the Trinity Bible Institute, Ellendale, North Dakota.

The roll was taken, 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 Fifth Day After Recess and Sixth Day and recommends that the same be corrected as follows:

Page 124, line 20, delete "Rose Roberts" and insert in lieu thereof "Roberta Rose"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1048 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, following the period delete the words "Notwithstanding any provision" and insert in lieu thereof the following: "If a group health, accident or disability policy or contract of insurance, or any other type of employee group benefit or safety program specifically provides for the payment of optometric services within the scope of section 43-13-01, the payment shall be made regardless of whether the service is performed by a physician or optometrist."

On page 1, delete all of lines 13 through 18

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1048 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1059 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, following the word "inmates" insert the following: "; providing for retroactive effect; and declaring an emergency"

On page 2, delete line 2

On page 2, line 3, delete the words "work on assigned jobs", and insert in lieu thereof the words "Compliance with institutional rules and cooperation in performing assigned jobs"

On page 2, line 4, after the period, insert the following sentence: "Jobs should be assigned according to the individual's talents and shall include both physical-mental and mental-creative forms of labor."

On page 3, following line 11, insert the following new sections:

"SECTION 5. RETROACTIVITY.) The provisions of this Act shall be retroactive to July 1, 1975. Offenders sentenced since that date shall be eligible for good conduct and meritorious conduct sentence reductions for each month served pursuant to the conditions of this Act.

SECTION 6. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1059 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1060 has had the same under consideration and recommends that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1060 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1075 has had the same under consideration and recommends that the same do not pass.

REP. KNUDSON, Chairman

House Bill No. 1075 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1085 has had the same under consideration and recommends that the same do pass.

REP. GACKLE, Chairman

House Bill No. 1085 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1106 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 3 delete the word "forty" and insert in lieu thereof the word "sixty"

On page 2, line 18 place triple parentheses around the word "forty" and insert in lieu thereof the word "sixty"

On page 2, line 21 place triple parentheses around the word "forty" and insert in lieu thereof the word "sixty"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1106 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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. WINKJER, Chairman

House Bill No. 1122 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1128 has had the same under consideration and recommends that the same do pass.

REP. GACKLE, Chairman

House Bill No. 1128 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1138 has had the same under consideration and recommends that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1138 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor 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 2, line 12, delete the word "twenty" and insert in lieu thereof the word "thirty"

On page 2, line 27, delete the word "ten" and insert in lieu thereof the word "thirty"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1151 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1153 has had the same under consideration and recommends that the same do pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1153 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Gengler moved that the amendments to House Bill No. 1032 as recommended by the Committee on Industry, Business and Labor as printed on page 136 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Gackle moved that the House reconsider its action by which the Committee Report recommending amendment to House Bill No. 1042 was accepted, which motion prevailed.

Rep. Gackle moved that House Bill No. 1042 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Winkjer moved that the amendments to House Bill No. 1056 as recommended by the Committee on Judiciary as printed on page 137 of the House Journal be adopted, which motion prevailed.

House Bill No. 1056 was re-referred to the Committee on Appropriations.

Rep. Knudson moved that the amendments to House Bill No. 1076 as recommended by the Committee on Education as printed on pages 137 and 138 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Maixner moved that House Bill No. 1038 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that the House reconsider its action by which House Bill No. 1034 was passed, which motion prevailed.

Rep. Gengler moved that House Bill No. 1034 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1023. A Bill for an Act to provide for the publication of a short-form version of the North Dakota Constitution by the secretary of state, 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, 37; nays, 63; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONNRY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DuBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
FAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		•			

HERMAN	●	McGAUVIRAN	●	SOLBERG	
HERSLIP	●	MEIERS	●	STENEHJEM	
HICKLE	●	MERTENS	●	STRINDEN	●
HILL	●	METZ	●	SWIONTEK	
HORGAN	●	METZGER	●	THORSGARD	●
JACOBSON	●	MEYER	●	TIMM	●

So the bill lost.

House Bill No. 1036. A Bill for an Act to authorize the public service commission to assess a civil penalty against any person subject to the commission's authority.

Which has 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, 24; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		●	JOHNSON	●		MILLER			TINJUM		
BACKES			KELLY	●		MUND			TWETEN		
BEAUCLAIR			KERMOTT	●		MURPHY	●		UNHJEM		
BENEDICT		●	KLOUBEC	●		MUSHIK			VANDER VORST		
BERG			KNUDSON	●		NICHOLAS	●		WAGNER		
BERGER			KRETSCHMAR	●		NORDBY	●		WALSH		
BLACK			KUCHERA	●		OLSON	●		WEBER		
CHRISTENSEN		●	LANG	●		OPEDAHL	●		WENTZ		
CONNY			LANGLEY	●		O'SHEA	●		WINGE		
CRABTREE			LARDY	●		PETERSON	●		WINKJER		
DOTZENROD		●	LARSON, B. #12			POWERS					
DuBORD			LARSON, G. #29			RAU	●		MR SPEAKER		
EAGLES			LAUGHLIN	●		REED	●				
ERICKSON		●	LEE	●		RICHARD	●				
FLEMING			LIPSIEA	●		RICHIE	●				
GACKLE		●	LOKKEN	●		RICHTER	●				
GENGLER			LUNDENE	●		RIEHL	●				
GERL			MAIXNER	●		ROCHELEAU	●				
GRONNEBERG			MARSDEN	●		RUED	●				
GUNDERSON			MARTIN, C. #38	●		RUSSELL	●				
GUNSCH			MARTIN, G. #43	●		RYLANCE	●				
HAUGLAND			MARTINSON	●		SCHINDLER	●				
HAUSAUER, A. #49	●		MATCHIE	●		SCHUETT	●				
HAUSAUER, I. #25			McCAFFREY	●		SCOFIELD	●				
HERMAN			McGAUVIRAN	●		SOLBERG	●				
HERSLIP			MEIERS	●		STENEHJEM	●				
HICKLE			MERTENS	●		STRINDEN	●				
HILL			METZ	●		SWIONTEK	●				
HORGAN			METZGER	●		THORSGARD	●				
JACOBSON			MEYER	●		TIMM	●				

So the bill passed and the title was agreed to.

House Bill No. 1039. A Bill for an Act to amend and reenact section 49-04-05 of the North Dakota Century Code, relating to the consent of the public service commission to dispose of or encumber public utility franchises, works, or systems.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 3; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON	●		MILLER			TINJUM		
BACKES			KELLY	●		MUND			TWETEN		
BEAUCLAIR			KERMOTT	●		MURPHY	●		UNHJEM		
BENEDICT			KLOUBEC	●		MUSHIK	●		VANDER VORST		
BERG			KNUDSON	●		NICHOLAS	●		WAGNER		
BERGER			KRETSCHMAR	●		NORDBY	●		WALSH		
BLACK			KUCHERA	●		OLSON	●		WEBER		
CHRISTENSEN			LANG	●		OPEDAHL	●		WENTZ		
CONNY			LANGLEY	●		O'SHEA	●		WINGE		
CRABTREE			LARDY	●		PETERSON	●		WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DuBORD			LARSON, G. #29			RAU	●		MR SPEAKER		

• EAGLES	• LAUGHLIN	• REED
• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1054. A Bill for an Act to amend and reenact subsection 1 of section 27-20-22 and section 27-20-24 of the North Dakota Century Code, relating to the time for a hearing and the right of dismissal of a petition against a juvenile.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1064. A Bill for an Act to amend and reenact section 28-32-02 of the North Dakota Century Code, relating to the rulemaking power of an administrative agency, and providing for public opportunity to submit data, views, and arguments and for required oral hearings.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERAMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU	•	• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEF			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVYRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1065. A Bill for an Act to provide for legislative review of administrative rules and regulations when assigned by the legislative council chairman to interim committees, and providing for recommendations by the 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, 47; nays, 52; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERAMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEF			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVYRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill lost.

House Bill No. 1078. A Bill for an Act to amend and reenact section 15-28-03 of the North Dakota Century Code, relating to school board 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, 83; nays, 16; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES										
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
			•	JOHNSON		•	MILLER		•	TINJUM
•	BACKES		•	KELLY		•	MUND		•	TWETEN
•	BEAUCLAIR		•	KERMOTT	•	•	MURPHY		•	UNHJEM
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH
•	BLACK	•	•	KUCHERA		•	OLSON		•	WEBER
•	CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ
•	CONNY		•	LANGLEY	•	•	O'SHEA		•	WINGE
•	CRABTREE		•	LARDY	•	•	PETERSON		•	WINKJER
•	DOTZENROD	•	•	LARSON, B #12		•	POWERS			
•	DUBORD		•	LARSON, G #29		•	RAU		•	MR SPEAKER
•	EAGLES		•	LAUGHLIN		•	REED			
•	ERICKSON		•	LEE		•	RICHARD			
•	FLEMING		•	LIPSIEA		•	RICHIE			
•	GACKLE		•	LOKKEN		•	RICHTER			
•	GENGLER		•	LUNDENE		•	RIEHL			
•	GERI		•	MAIXNER		•	ROCHELEAU			
•	GRONNEBERG		•	MARSDEN		•	RUED		•	
•	GUNDERSON		•	MARTIN, C #38		•	RUSSELL			
•	GUNSCH		•	MARTIN, G #43		•	RYLANCE			
•	HAUGLAND	•	•	MARTINSON		•	SCHINDLER			
•	HAUSAUER, A #49		•	MATCHIE		•	SCHUETT			
•	HAUSAUER, L #25		•	MCCAFFREY		•	SCOFFELD		•	
•	HERMAN		•	MCCALUVRAN	•	•	SOLBERG			
•	HERSLIP		•	MEIERS		•	STENEHJEM			
•	HICKLE		•	MERTENS		•	STRINDEN			
•	HILL		•	METZ		•	SWIONTEK			
•	HORGAN		•	METZGER	•	•	THORSGARD			
•	JACOBSON		•	MEYER		•	TIMM		•	

So the bill passed and the title was agreed to.

House Bill No. 1082. A Bill for an Act to amend and reenact section 15-29-14 of the North Dakota Century Code, relating to the destruction of certain school board records.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 12; nays, 87; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES										
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
			•	JOHNSON		•	MILLER		•	TINJUM
•	BACKES		•	KELLY		•	MUND		•	TWETEN
•	BEAUCLAIR		•	KERMOTT	•	•	MURPHY		•	UNHJEM
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH
•	BLACK	•	•	KUCHERA		•	OLSON		•	WEBER
•	CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ
•	CONNY		•	LANGLEY	•	•	O'SHEA		•	WINGE
•	CRABTREE		•	LARDY	•	•	PETERSON		•	WINKJER
•	DOTZENROD	•	•	LARSON, B #12		•	POWERS			
•	DUBORD		•	LARSON, G #29		•	RAU		•	MR SPEAKER
•	EAGLES		•	LAUGHLIN		•	REED			
•	ERICKSON		•	LEE		•	RICHARD			
•	FLEMING		•	LIPSIEA		•	RICHIE			
•	GACKLE		•	LOKKEN		•	RICHTER			
•	GENGLER		•	LUNDENE		•	RIEHL			
•	GERI		•	MAIXNER		•	ROCHELEAU			
•	GRONNEBERG		•	MARSDEN		•	RUED		•	
•	GUNDERSON		•	MARTIN, C #38		•	RUSSELL			
•	GUNSCH	•	•	MARTIN, G #43		•	RYLANCE			
•	HAUGLAND	•	•	MARTINSON		•	SCHINDLER			

HAUSAUER, A #49 ●	MATCHIE ●	SCHUETT ●
HAUSAUER, L #25 ●	MCCAFFREY ●	SCOFIELD ●
HERMAN ●	MCGALVRAN ●	SOLBERG ●
HERSLIP ●	MEIERS ●	STENEHJEM ●
HICKLE ●	MERTENS ●	STRINDE ●
HILL ●	METZ ●	SWINTEK ●
HORGAN ●	METZGER ●	THORSgard ●
JACOBSON ●	MEYER ●	TIMM ●

So the bill lost.

House Bill No. 1101. A Bill for an Act to amend and reenact section 15-20.1-08 of the North Dakota Century Code, relating to a mill levy for cooperative vocational education programs.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY	●		● UNHJEM		
● BENEDICT			● KLOBUEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD	●				
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERI			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● MCCAFFREY			● SCOFIELD					
● HERMAN			● MCGALVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDE					
● HILL			● METZ		●	● SWINTEK					
● HORGAN			● METZGER			● THORSgard					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Gerl: "Mr. Speaker: "I would like to explain my vote. This measure calls for a 60 percent majority. I voted against this bill because I am against a 60 percent majority. I am for a simple majority in these matters."

House Bill No. 1117. A Bill for an Act to amend and reenact section 21-03-18 of the North Dakota Century Code, relating to the form and content of bonds, their coupons, and number of bonds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		

• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSKARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1118. A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to make loans.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES!											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS		YEAS	N-V	NAYS		YEAS	N-V	NAYS	
• ANDERSON				• JOHNSON				• MILLER			• TINJUM
• BACKES				• KELLY				• MUND			• TWETEN
• BEAUCLAIR				• KERMBTT				• MURPHY			• UNHJEM
• BENEDICT				• KLOUBEC				• MUSHIK			• VANDER VORST
• BERG				• KNUDSON				• NICHOLAS			• WAGNER
• BERGER				• KRETSCHMAR				• NORDBY			• WALSH
• BLACK				• KUCHERA				• OLSON			• WEBER
• CHRISTENSEN				• LANG				• OPEDAHL			• WENTZ
• CONMY				• LANGLEY				• O'SHEA			• WINGE
• CRABTREE				• LARDY				• PETERSON			• WINKJER
• DOTZENROD				• LARSON, B #12				• POWERS			
• DuBORD				• LARSON, G #29				• RAU			• MR SPEAKER
• EAGLES				• LAUGHLIN				• REED			
• ERICKSON				• LEE				• RICHARD			
• FLEMING				• LIPSIEA				• RICHIE			
• GACKLE				• LOKKEN				• RICHTER			
• GENGLER				• LUNDENE				• RIEHL			
• GERL				• MAIXNER				• ROCHELEAU			
• GRONNEBERG				• MARSDEN				• RUED			
• GUNDERSON				• MARTIN, C #38				• RUSSELL			
• GUNSCH				• MARTIN, G #43				• RYLANCE			
• HAUGLAND				• MARTINSON				• SCHINDLER			
• HAUSAUER, A #49				• MATCHIE				• SCHUETT			
• HAUSAUER, L #25				• McCAFFREY				• SCOFIELD			
• HERMAN				• MCGAUVVRAN				• SOLBERG			
• HERSLIP				• MEIERS				• STENEHJEM			
• HICKLE				• MERTENS				• STRINDEN			
• HILL				• METZ				• SWIONTEK			
• HORGAN				• METZGER				• THORSKARD			
• JACOBSON				• MEYER				• TIMM			

So the bill passed and the title was agreed to.

House Bill No. 1119. A Bill for an Act to amend and reenact section 23-01-02 of the North Dakota Century Code, relating to the compensation, mileage and travel expenses for members of the Health Council.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY	•		• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK	•		• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE	•		• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA	•		• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON	•		• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ	•		• SWIONTEK					
• HORGAN			• METZGER	•		• THORSGARD					
• JACOBSON			• MEYER	•		• TIMM	•				

So the bill passed and the title was agreed to.

House Bill No. 1145. A Bill for an Act to prohibit requiring a fingerprint or thumbprint upon a check for identification or other check cashing 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, 52; nays, 42; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					

• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Rep. Strinden requested unanimous consent of the House to amend House Concurrent Resolution No. 3019, which request was granted.

Rep. Strinden moved that House Concurrent Resolution No. 3019, be amended as follows:

On page 3, following line 25, insert the following:

- “George A. Heid, Janitor • 23.00
- Melvin Nelson, Janitor • 23.00
- Arnold G. Schmitt, Janitor • 23.00
- John Sprynczynatyk, Chief Janitor • 23.00
- Partial pay only”

On page 5, following line 11, insert the following:

- “Joe Emineth, Janitor • 23.00
- Lucas K. Giesinger, Janitor • 23.00
- Steve Larson, Janitor • 23.00
- Edwin M. Keller, Janitor • 23.00
- Partial pay only”

And renumber the lines accordingly.

Which motion prevailed.

Rep. Strinden moved that the rules be suspended and that House Concurrent Resolution No. 3019 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3019. A concurrent resolution providing and designating House and Senate employees and fixing their compensation.

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, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNTSCH			• MARTIN, G #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHE			• SCHMETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					

• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the House Concurrent Resolution was declared adopted.

MOTIONS

Rep. Strinden moved that the House of Representatives authorize the Bismarck Tribune, Journal printer, to have permission to print more than seven hundred copies of the bills and distribute the numbers required by persons, firms and associations requesting more than the legal limit allowed for distribution. Further, Rep. Strinden moved that the Bismarck Tribune, Journal printer, be authorized to print more than the number of copies of resolutions as specified in the Rules of the House for distribution, which motion prevailed.

Rep. Backes moved that Reps. Winkjer and Scofield be named the official representatives of this House to attend the funeral of former Rep. Walter O. Burk on Saturday, January 15, which motion prevailed, and it was so ordered by the Speaker.

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. 1019
- House Bill No. 1033
- House Bill No. 1123

ROY GILBREATH, Chief Clerk

Rep. Backes 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 1:30 p.m., Thursday, January 13, 1977, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Gackle introduced:

House Bill No. 1246. A Bill for an Act to amend and reenact sections 11-07-03.1, 11-10-04, and 11-11-02 of the North Dakota Century Code, relating to the election of county commissioners.

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

Rep. Murphy introduced:

House Bill No. 1247. A Bill for an Act to amend and reenact sections 11-33-09, 11-33-10, and 11-33-13 of the North Dakota Century Code, relating to publication and approval of a county zoning ordinance proposed by a county planning commission and adopted by the board of county commissioners, separate hearings thereon, and the effect on existing uses of land.

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

Rep. Opedahl introduced:

House Bill No. 1248. A Bill for an Act to amend and reenact section 57-15-19.2 of the North Dakota Century Code, relating to township special road funds.

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

Rep. Meyer introduced:

House Bill No. 1249. A Bill for an Act to amend and reenact section 15-53.1-06 of the North Dakota Century Code, relating to the annexation of school districts.

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

Rep. Gronneberg introduced:

House Bill No. 1250. A Bill for an Act to amend and reenact sections 22-01-06.3, 22-01-10, 22-01-11, 22-01-15 and subsection 5 of section 41-03-53 of the North Dakota Century Code, relating to accounts furnished surety or guarantor, liability of guarantor upon default of principal, when notice to guarantor is required, when guarantor exonerated, and the contract of guarantor.

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

Reps. Richie, Gronneberg, Conmy and Dotzenrod introduced:

House Bill No. 1251. 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.

FIRST READING OF SENATE BILLS

Senate Bill No. 2021. A Bill for an Act to amend and reenact section 54-44.3-03 of the North Dakota Century Code, relating to selection of the constitutionally elected official to the state personnel board.

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

Senate Bill No. 2052. A Bill for an Act to create and enact section 27-20-54.1 of the North Dakota Century Code, relating to the destruction of juvenile court records; and to amend and reenact section 27-20-54 of the North Dakota Century Code, relating to the sealing of juvenile court records.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2053. A Bill for an Act to amend and reenact section 27-20-35 of the North Dakota Century Code, relating to the juvenile court's authority to commit children for mental health treatment.

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

Senate Bill No. 2063. A Bill for an Act to create and enact section 15-02-05.1 of the North Dakota Century Code, relating to the duties of the commissioner of university and school lands; and to amend and reenact section 54-01-05.3 of the North Dakota Century Code, relating to the duties of the attorney general in reviewing bills for the sale of state-owned land.

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

Senate Bill No. 2109. A Bill for an Act to amend and reenact section 15-08-27 of the North Dakota Century Code, relating to mineral reservations on nongrant land under authority of the board of university and school lands.

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

Senate Concurrent Resolution No. 4019. A concurrent resolution urging acceleration of the Garrison Diversion Project.

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

Pursuant to the motion of Rep. Backes, the House stood recessed until 1:30 p.m., Thursday, January 13, 1977.

ROY GILBREATH, Chief Clerk



SEVENTH DAY AFTER RECESS AND EIGHTH DAY

Bismarck, January 13, 1977

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Solberg 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. 1032

House Bill No. 1056

House Bill No. 1076

House Concurrent Resolution No. 3019

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTION

Rep. Backes moved that the rules be suspended, and those bills on the 6th and 11th Orders after 2:00 p.m. on the calendar, be considered at this time, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Gengler moved that the amendments to House Bill No. 1048 as recommended by the Committee on Industry, Business and Labor as printed on pages 151 and 152 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1059 as recommended by the Committee on State and Federal Government as printed on page 152 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1106 as recommended by the Committee on Judiciary as printed on page 153 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1151 as recommended by the Committee on Industry, Business and Labor as printed on page 153 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Veterans Affairs to whom was referred House Bill No. 1020 has had the same under consideration and recommends that the same do pass.

REP. LAUGHLIN, Chairman

House Bill No. 1020 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1107 has had the same under consideration and recommends that the same do pass.

REP. WINGE, Chairman

House Bill No. 1107 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1139 has had the same under consideration and recommends that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1139 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1146 has had the same under consideration and recommends that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1146 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1149 has had the same under consideration and recommends that the same do not pass.

REP. LANG, Chairman

House Bill No. 1149 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1058 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

House Bill No. 1058 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1168 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 10, after the word "year" delete "1966" and insert in lieu thereof "1978"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1168 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1088 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 5, before the period, insert the following: "; and declaring an emergency"

On page 2, after line 27, add the following new section:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1088 was placed on the 6th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1137 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15, delete the words "the department of aging services of"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1137 was placed on the 6th. order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILLS

Reps. Peterson, Strinden, Backes, Kermott and Winge introduced:

House Bill No. 1252. A Bill for an Act to provide an appropriation to the state penitentiary for the purpose of pheasant propagation.

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

Reps. Horgan and Winge introduced:

House Bill No. 1253. A Bill for an Act to provide an appropriation to indemnify E. P. Price for the loss of turkeys and property due to activities of the North Dakota national guard.

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

Rep. Mertens introduced:

House Bill No. 1254. A Bill for an Act to create and enact a new subsection to section 39-04-19 of the North Dakota Century Code, relating to the use of farm vehicles for custom combine operations.

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

Rep. Conmy introduced:

House Bill No. 1255. A Bill for an Act to amend and reenact section 27-11-17 of the North Dakota Century Code, relating to fees for admission to the bar upon examination, and for admission to the bar upon motion.

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

Reps. Conmy and Martinson introduced:

House Bill No. 1256. A Bill for an Act authorizing an easement over certain property of the state of North Dakota to the city of Bismarck for the construction and maintenance of a street and the reversion thereof in the event of nonuse.

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

Reps. Conmy and Eagles introduced:

House Bill No. 1257. A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to the salary of juvenile supervisors.

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

Rep. Marsden introduced:

House Bill No. 1258. A Bill for an Act to provide for a county tax on net income, procedures for the imposition, collection, and administration of such tax, for the distribution of revenues collected among certain taxing districts within counties, and to provide penalties; to amend and reenact

subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and to adjustments to taxable income for corporations; to repeal section 57-38-66 and chapter 57-58 of the North Dakota Century Code and sections 1 and 3 of House Bill No. 1004 as approved by the forty-fifth legislative assembly providing for a business and corporation privilege tax, personal property tax replacement allocations, and the appropriation for the replacement of personal property taxes; and to provide an effective date.

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

Rep. McCaffrey introduced:

House Bill No. 1259. A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, relating to the membership of the state board of higher education and providing for an advisory student member.

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

Rep. McCaffrey introduced:

House Bill No. 1260. A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, relating to membership of the state board of higher education and providing for an advisory faculty member.

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

Rep. McCaffrey introduced:

House Bill No. 1261. A Bill for an Act to amend and reenact section 15-38-17 of the North Dakota Century Code to allow the teachers' professional practices commission to reimburse members for the cost of substitute teachers to perform members' duties and for leave time taken to perform official functions.

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

Rep. Strinden introduced:

House Bill No. 1262. A Bill for an Act to create and enact a new section to chapter 57-62 of the North Dakota Century Code, relating to a coal development impact review committee; to amend and reenact subsection 4 of section 57-62-04 of the North Dakota Century Code, relating to the powers and duties of the coal development impact office; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

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

Rep. Nordby introduced:

House Bill No. 1263. A Bill for an Act to create and enact a new subsection to section 20.1-03-11 of the North Dakota Century Code, relating to limitations on licenses to hunt big game.

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

Reps. Strinden, Backes and Kretschmar introduced:

House Bill No. 1264. A Bill for an Act to allow nonprofit veterans, charitable, educational, religious, and fraternal organizations, civic and service clubs, and public-spirited organizations to conduct games of chance; and providing for definitions, licensure by the attorney general, city and county approval in certain instances, restrictions on the conduct

of games of chance, bookkeeping requirements, expense requirements, examination of books and records, licensure of distributors, and a criminal penalty for violation of this Act; to amend and reenact sections 12.1-28-01 and 12.1-28-02 of the North Dakota Century Code, relating to gambling definitions and classification of gambling offenses; and declaring an emergency.

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

FIRST READING OF A

SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4025. A concurrent resolution congratulating Sid Cichy on being named the national high school football coach of the year for 1975.

Which was read the first time.

Rep. Swiontek moved that the rules be suspended, that Senate Concurrent Resolution No. 4025 not be referred to committee, be read in its entirety, be printed in the journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4025

Introduced by Senators Hanson, Lodoen, Peterson, Tennefos, Lashkowitz.

A concurrent resolution congratulating Sid Cichy on being named the national high school football coach of the year for 1975.

WHEREAS, in twenty-nine years at Shanley High School, Sid Cichy has a won-loss-tie record of 220-38-3 and a winning percentage of 85.2 percent; and

WHEREAS, Sid Cichy has had eleven unbeaten seasons and 53 straight victories and 59 games without a loss; and

WHEREAS, the Shanley Deacons have won twelve East-West championships along with two ties, nine of which have occurred in the past ten years; and

WHEREAS, Sid Cichy first won the high school coach of the year title given by the North Dakota Associated Press Sports Writers and Sportscasters Association in 1950 and has won that title eight more times, and his squads have won Team of the Year honors five times; and

WHEREAS, Sid Cichy participated in athletics at North Dakota State University and was named to the Bison Athletic Hall of Fame in 1972; and

WHEREAS, Sid Cichy received the National High School Football Coach of the Year award, made by the National High School Athletic Coaches Association, for 1975.

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

That the legislature extends to Sid Cichy and to the Shanley Deacons the heartiest congratulations for his and their outstanding achievement in athletics; and

BE IT FURTHER RESOLVED, that the Secretary of State forward an enrolled copy of this resolution to Coach Sid Cichy.

SECOND READING OF A

SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4025. A concurrent resolution congratulating Sid Cichy on being named the national high school football coach of the year for 1975.

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. 1075. A Bill for an Act to amend and reenact sections 15-39.1-09 and 15-39.1-10 of the North Dakota Century Code, relating to membership assessments and benefits in the teachers' 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, 4; nays, 95; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	●		JOHNSON			MILLER	●		TINJUM		●
BACKES	●		KELLY	●		MUND	●		TWETEN		●
BEAUCLAIR	●		KERMOTT	●		MURPHY	●		UNJEH		●
BENEDICT	●		KLOUBEC	●		NICHOLAS	●		VANDER VORST		●
BERG	●		KNUSON	●		NORDBY	●		WAGNER		●
BERGER	●		KRETSCHMAR	●		OLSON	●		WALSH		●
BLACK	●		KUCHERA	●		OPEDAHL	●		WEBER		●
CHRISTENSEN	●		LANG	●		O'SHEA	●		WENTZ		●
CONNY	●		LANGLEY	●		PETERSON	●		WINGE		●
CRABTREE	●		LARDY	●		POWERS	●		WINKJER		●
DOTZENROD	●		LARSON, B. #12	●		RAU	●				
DuBORD	●		LARSON, G. #29	●		REED	●		MR SPEAKER		
EAGLES	●		LAUGHLIN	●		RICHARD	●				
ERICKSON	●		LEE	●		RICHIE	●				
FLEMING	●		LIPSIEA	●		RICHTER	●				
GACKLE	●		LOKKEN	●		RIEHL	●				
GENGLER	●		LUNDENE	●		ROCHELEAU	●				
GERL	●		MAIXNER	●		RUEJ	●				
GRONNEBERG	●		MARSDEN	●		RUSSELL	●				
GUNDERSON	●		MARTIN, C. #38	●		RYLANCE	●				
GUINSCH	●		MARTIN, G. #43	●		SCHINDLER	●				
HAUGLAND	●		MARTINSON	●		SCHUETT	●				
HAUSAUER, A. #49	●		MATCHIE	●		SCOFIELD	●				
HAUSAUER, L. #25	●		McCAFFREY	●		SOLBERG	●				
HERMAN	●		McGAUVRAN	●		STENEJEM	●				
HERSLIP	●		MEIERS	●		STRINDEN	●				
HICKLE	●		MERTENS	●		SWIONTEK	●				
HILL	●		METZ	●		THORSGARD	●				
HORGAN	●		METZGER	●		TIMM	●				
JACOBSON	●		MEYER	●							

So the bill lost.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Transportation 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 3, line 1 delete the words "a special" and insert in lieu thereof the words "the state snowmobile trail"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1148 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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 be amended as follows:

On page 2, line 16 delete the triple parentheses around the word "flagman" and also on line 16 delete the word "flagperson"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ERICKSON, Chairman

02-02 of the North Dakota Century Code, relating to commission powers with reference to public utilities.

Which has 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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON		●	MILLER		●	TINJUM	
●			●	KELLY	●	●	MUND		●	TWETEN	
●			●	KERMOTT		●	MURPHY		●	UNJEM	
●			●	KLOUBEC		●	MUSHIK		●	VANDER VORST	
●			●	KNUDSON		●	NICHOLAS		●	WAGNER	
●			●	KRETSCHMAR		●	NORDBY		●	WALSH	
●			●	KUCHERA		●	OLSON		●	WEBER	
●			●	LANG		●	OPEDAHL		●	WENTZ	
●			●	LANGLEY		●	O'SHEA		●	WINGE	
●			●	LARDY		●	PETERSON		●	WINKJER	
●			●	LARSON, B. #12		●	POWERS				
●			●	LARSON, G. #29		●	RAU		●	MR. SPEAKER	
●			●	LAUGHLIN		●	REED				
●			●	LEE		●	RICHARD				
●			●	LIPSIEA		●	RICHIE				
●			●	LOKKEN		●	RICHTER				
●			●	LUNDENE		●	RIEHL				
●			●	MAIXNER		●	ROCHELEAU				
●			●	MARSDEN		●	RUED				
●			●	MARTIN, C. #38		●	RUSSELL				
●			●	MARTIN, G. #43		●	RYLANCE				
●			●	MARTINSON		●	SCHINDLER				
●			●	MATCHIE		●	SCHUETT				
●			●	MCCAFFREY		●	SCOFIELD				
●			●	MCGAUVYRAN		●	SOLBERG				
●			●	MEIER		●	STENEHJEM				
●			●	MERTENS		●	STRINDEN				
●			●	METZ		●	SWIONTEK				
●			●	METZGER		●	THORSGARD				
●			●	MEYER		●	TIMM				

So the bill passed and the title was agreed to.

House Bill No. 1060. A Bill for an Act to amend and reenact section 12-48-15 of the North Dakota Century Code, relating to the disposition of moneys earned by a penitentiary inmate, allowing an inmate to deposit penitentiary earnings in a Bank of North Dakota interest account, and to deposit outside earnings in any bank or organization upon approval of the director of 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, 96; nays, 0; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON		●	MILLER		●	TINJUM	
●			●	KELLY		●	MUND		●	TWETEN	
●			●	KERMOTT		●	MURPHY		●	UNJEM	
●			●	KLOUBEC		●	MUSHIK		●	VANDER VORST	
●			●	KNUDSON		●	NICHOLAS		●	WAGNER	
●			●	KRETSCHMAR		●	NORDBY		●	WALSH	
●			●	KUCHERA		●	OLSON		●	WEBER	
●			●	LANG		●	OPEDAHL		●	WENTZ	
●			●	LANGLEY		●	O'SHEA		●	WINGE	
●			●	LARDY		●	PETERSON		●	WINKJER	
●			●	LARSON, B. #12		●	POWERS				
●			●	LARSON, G. #29		●	RAU		●	MR. SPEAKER	
●			●	LAUGHLIN		●	REED				
●			●	LEE		●	RICHARD				
●			●	LIPSIEA		●	RICHIE				
●			●	LOKKEN		●	RICHTER				
●			●	LUNDENE		●	RIEHL				
●			●	MAIXNER		●	ROCHELEAU				
●			●	MARSDEN		●	RUED				

● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANDCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MARCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1076. A Bill for an Act to amend and reenact section 15-47-15 of the North Dakota Century Code, relating to requirements for advertisement for bids on school district 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, 93; nays, 6; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY		●	● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR	●		● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY		●	● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA		●	● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERI			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARDSEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANDCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MARCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK		●			
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1085. A Bill for an Act to amend and reenact subsection 2 of section 57-55-10 of the North Dakota Century Code, relating to the exemption of mobile homes from taxation.

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, 23; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		

CONMY	LANGLEY	O'SHEA	WINGE
CRABTREE	LARDY	PETERSON	WINKJER
DOTZENROD	LARSON, B. #12	POWERS	
DUBORD	LARSON, G. #29	RAU	MR. SPEAKER
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIEA	RICHIE	
GACKLE	LOKKEN	RICHTER	
GENGLER	LUNDENE	RIEHL	
GERI	MAIXNER	ROCHELEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDERSON	MARTIN, C. #38	RUSSELL	
GUNSCH	MARTIN, G. #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A. #49	MATCHIE	SCHUETT	
HAUSAUER, L. #25	McCAFFREY	SCOFIELD	
HERMAN	McGAUVRAN	SOLBERG	
HERSLIP	MEIERS	STENEHJEM	
HICKLE	MERTENS	STRINDEN	
HILL	METZ	SWONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1122. A Bill for an Act to amend and reenact sections 11-10-05 and 44-01-03 of the North Dakota Century Code relating to the time county and district officers take office when elected to fill an unexpired 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, 98; nays, 2; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERI			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1128. A Bill for an Act to amend and reenact section 57-15-31.1 of the North Dakota Century Code, relating to the date by which a taxing district must certify taxes or submit budget amendments.

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, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONAMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLAND					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McCAUVVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1153. A Bill for an Act to amend and reenact subsection 2 of section 6-01-03 of the North Dakota Century Code, relating to the state credit union 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, 99; nays, 1; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONAMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLAND					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McCAUVVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

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

Senate Bill No. 2023
Senate Bill No. 2028
Senate Bill No. 2071
Senate Bill No. 2148
Senate Bill No. 2149
Senate Bill No. 2150
Senate C. R. No. 4026

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate C. R. No. 4025

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. 1103
House Bill No. 1104
House Bill No. 1115
House Bill No. 1127
House C. R. No. 3017
House C. R. No. 3018

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the House stand recessed until 1:00 p.m., Friday, January 14, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

EIGHTH DAY AFTER RECESS AND NINTH DAY

Bismarck, January 14, 1977

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1048

House Bill No. 1059

House Bill No. 1106

House Bill No. 1151

And find the same correctly Engrossed.

REP. L. Hausauer, Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Terry Irvine Eriksmoen and Rep. Eriksmoen was thereupon introduced to the House.

MOTION

Rep. Langley moved that House Bill No. 1139 be re-referred to the Committee on Transportation, which motion prevailed.

MOTION

Rep. Gackle moved that the rules be suspended, and that the Committee Report on House Bill No. 1088 be amended as follows:

Under the amendment recommended, following the word "SECTION" delete the number "3" and insert in lieu thereof the number "2"

Which motion prevailed.

The question then was on the motion for adoption of the amended amendment, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Haugland moved that the amendments to House Bill No. 1088 as recommended by the Committee on Social Welfare as printed on page 168 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1137 as recommended by the Committee on Social Welfare as printed on page 169 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1148 as recommended by the Committee on Transportation as printed on page 172 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1155 as

recommended by the Committee on Transportation as printed on page 172 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1168 as recommended by the Committee on Political Subdivisions as printed on page 168 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Stenehjem and Unhjem introduced:

House Bill No. 1265. A Bill for an Act to create and enact a new section to chapter 27-08 of the North Dakota Century Code, requiring judges of county courts having increased jurisdiction to be learned in the law; and declaring an emergency.

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

Reps. Stenehjem and Unhjem introduced:

House Bill No. 1266. A Bill for an Act to repeal section 27-15-07 of the North Dakota Century Code, relating to the duties of the judicial council to gather information relating to crime and criminal and civil litigation and to the preparation of a semi-annual report of district court case activity.

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

Rep. Rylance introduced:

House Bill No. 1267. A Bill for an Act to create and enact new subsections to sections 15-40.1-07 and 15-40.1-08 of the North Dakota Century Code to provide private elementary and secondary schools with foundation aid payments.

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

Rep. Rylance introduced:

House Bill No. 1268. A Bill for an Act to create and enact a new subdivision of subsection 1 of section 57-38-01.2 of the North Dakota Century Code to provide a deduction from state income taxes for parents whose minor children attend private elementary or secondary schools.

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

Rep. Rylance introduced:

House Bill No. 1269. A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to income tax credits for charitable contributions to nonprofit private institutions of education.

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

Reps. A. Hausauer, Mund and Wagner introduced:

House Bill No. 1270. A Bill for an Act to provide for an inflation credit against income taxes payable by individuals.

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

Reps. Timm, Scofield, Gengler, Richard and Gackle introduced:

House Bill No. 1271. A Bill for an Act to amend and reenact subsection 1 of section 39-10.2-06 of the North Dakota Century Code, relating to the equipment for motorcycle riders.

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

Reps. Gackle, Thorsgard, Metzger, Timm and Richard introduced:

House Bill No. 1272. A Bill for an Act to amend and reenact subsection 24 of section 57-39.2-04 of the North Dakota Century Code, relating to sales

tax exemptions for all sales to hospitals licensed by the state health department.

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

Rep. Kloubec introduced:

House Bill No. 1273. A Bill for an Act to amend and reenact section 54-03-20.1 of the North Dakota Century Code, relating to compensation for attending legislators.

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

Reps. L. Hausauer and Peterson introduced:

House Bill No. 1274. A Bill for an Act to authorize the board of higher education to deed property to the city of Wahpeton for use as a fire station.

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

Reps. Winkjer and Richie introduced:

House Bill No. 1275. A Bill for an Act to amend and reenact section 30.1-15-07 of the North Dakota Century Code, relating to burden of proof in contested will cases.

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

Rep. Berg introduced:

House Bill No. 1276. A Bill for an Act to create and enact two new sections to chapter 57-39.2, a new section to chapter 57-40.2, and a new section to chapter 57-40.3 of the North Dakota Century Code, relating to the sales and use tax and motor vehicle excise tax and providing new rates for such taxes; to provide for the dedication of certain revenues derived from such taxes for state revenue sharing, allocation to counties, cities, townships, school and public libraries, and certain entities for recreation purposes; and to repeal sections 1, 2, and 3 of Initiated Measure No. 1 approved by the electors at the general election of November 2, 1976, relating to sales and use tax rates and brackets.

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

Reps. Rylance and Eagles introduced:

House Bill No. 1277. A Bill for an Act to amend and reenact section 14-05-24 of the North Dakota Century Code, relating to permanent alimony and division of property.

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

Rep. Berger introduced:

House Bill No. 1278. A Bill for an Act to require that a statement of full consideration be filed with the state tax commissioner or county auditor, and providing a penalty.

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

Reps. Strinden and A. Hausauer introduced:

House Bill No. 1279. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit; and to provide an appropriation.

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

FIRST READING OF A HOUSE RESOLUTION

Reps. Marsden and Herslip introduced:

House Resolution No. 2. A resolution congratulating Miss Tamera Brandvold for being named 1977 North Dakota Pork Queen.

Which was read the first time.

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

HOUSE RESOLUTION NO. 2

Introduced by Representatives Marsden, Herslip.

1 A resolution congratulating Miss Tamera Brandvold for being
2 named 1977 North Dakota Pork Queen.

3

4 WHEREAS, the North Dakota Pork Producers Council is an
5 important part of North Dakota's agriculturally based economy;
6 and

7 WHEREAS, the Council held its Fifth Annual State
8 Convention in Bismarck on January 12-14, 1977; and

9 WHEREAS, as part of the Council's efforts to increase
10 recognition and appreciation of the pork industry in North
11 Dakota, it has annually sponsored a queen contest; and

12 WHEREAS, the 1977 North Dakota Pork Queen is the
13 Northwest Pork Council Region Princess, Miss Tamera Brandvold,
14 a student at Bottineau High School and the daughter of Mr. and
15 Mrs. Marvin Brandvold of Bottineau;

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

18 That the House of Representatives extends its sincere and
19 heartiest congratulations and best wishes to Miss Tamera
20 Brandvold, the 1977 North Dakota Pork Queen, as she begins a
21 year of representing the important pork industry in North
22 Dakota; and,

23 BE IT FURTHER RESOLVED, that the Secretary of State send
24 a copy of this resolution to Miss Brandvold.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 2. A resolution congratulating Miss Tamera Brandvold for being named 1977 North Dakota Pork Queen.
was read the second time.

The question being on the final adoption of the resolution, so the House Resolution was declared adopted on a voice note.

FIRST READING OF SENATE BILLS

Senate Bill No. 2023. A Bill for an Act to create and enact a new section to chapter 55-01 of the North Dakota Century Code, relating to the state historical board's jurisdiction over the North Dakota heritage center.

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 subsection 2 of section 57-33.1-02 of the North Dakota Century Code, relating to the taxation of large cooperative electrical transmission lines.

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 amend and reenact section 27-06-09 of the North Dakota Century Code, relating to compensation of bailiffs.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2148. A Bill for an Act to amend and reenact section 39-06-27 of the North Dakota Century Code, relating to suspensions of licenses in another state, and to repeal subsection 9 of section 39-06-03 of the North Dakota Century Code, relating to what persons shall not be licensed.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2149. A Bill for an Act to create and enact a new subsection to section 39-06-21 of the North Dakota Century Code, relating to the retention of drivers license records; to amend and reenact sections 39-06-22, 39-06-33 and 39-06-36 and subsection 3 of section 39-06.1-13 of the North Dakota Century Code, relating to the retention of court records and accident reports, suspension of driver licenses and hearings thereon, the restoration of revoked driver licenses and the reduction of the point total on driver records.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2150. A Bill for an Act to amend and reenact subsection 3 of section 39-10-05 of the North Dakota Century Code, relating to traffic-control signal legends and permitting certain turn movements on red signal.

Which was read the first time and referred to the Committee on Transportation.

Senate Concurrent Resolution No. 4026. A concurrent resolution congratulating the 1976 North Dakota State University Bison football team and their coach Jim Wacker on winning the North Central Conference championship, advancing to the NCAA Division 2 semifinals, and on being named North Dakota college team and coach of the year.

Which was read the first time.

Rep. Swiontek moved that the rules be suspended, and Senate Concurrent Resolution No. 4026 not be referred to committee, be read in its entirety, be printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4026

Introduced by Senator Hanson.

1 A concurrent resolution congratulating the 1976 North Dakota
2 State University Bison football team and their coach Jim Wacker,
3 on winning the North Central Conference championship, advancing
4 to the NCAA Division 2 semifinals, and on being named North
5 Dakota college team and coach of the year.

6
7 WHEREAS, the 1976 North Dakota State University Bison
8 football team won the North Central Conference championship;
9 and

10 WHEREAS, the Bison football team then advanced to the
11 semifinals in the National Collegiate Athletic Association
12 Division 2 national playoffs; and

13 WHEREAS, North Dakota State University hosted the
14 Grantland Rice Bowl in Fargo on December 4, 1976; and

15 WHEREAS, the 1976 North Dakota State University Bison

16 football team and their coach Jim Wacker were respectively
 17 named the 1976 North Dakota college team and coach of the year;
 18 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
 18a THE STATE
 19 OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES
 19a CONCURRING
 20 THEREIN:
 21 That the Forty-fifth Legislative Assembly extends to the
 22 members of the 1976 North Dakota State University Bison
 23 football team, and to their coach Jim Wacker, its heartiest
 24 congratulations for their successful season, the awards

Page 2

1 bestowed upon them, and for being excellent ambassadors for
 2 North Dakota throughout the season; and
 3 BE IT FURTHER RESOLVED, that copies of this resolution be
 4 forwarded by the Secretary of State to the North Dakota State
 5 University Athletic Department.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4026. A concurrent resolution congratulating the 1976 North Dakota State University Bison football team and their coach Jim Wacker on winning the North Central Conference championship, advancing to the NCAA Division 2 semifinals, and on being named North Dakota college team and coach of the year.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4026 was declared adopted on a voice vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1149. A Bill for an Act to require fire and police protection to be provided for certain mobile home parks and to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to the authority of the board of county commissioners; and to amend and reenact section 40-20-05 of the North Dakota Century Code, relating to the authority of the chief of police and police officers.

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, 56; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES														
REGULAR SESSION						ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
•			•	JOHNSON		•	MILLER		•	TINJUM	•			
•			•	KELLY		•	MUND	•		TWETEN	•			
•			•	KERMOTT	•	•	MURPHY			UNHJEM	•			
•			•	KLOUBEC	•	•	MUSHK			VANDER VORST	•			
•			•	KNUDSON	•	•	NICHOLAS			WAGNER	•			
•			•	KRETSCHMAR	•	•	NORDBY	•		WALSH	•			
•			•	KUCHERA	•	•	OLSON			WEBER	•			
•			•	LANG	•	•	OPEDAHN			WENTZ	•			
•			•	LANGLEY	•	•	O'SHEA	•		WINGE	•			
•			•	LARDY	•	•	PETERSON			WINKLER	•			
•			•	LARSON, B. #12	•	•	POWERS							
•			•	LARSON, G. #29	•	•	RAU			MR SPEAKER	•			
•			•	LAUGHLIN		•	REED	•						
•			•	LEE		•	RICHARD							
•			•	LIPSIEA	•	•	RICHIE							
•			•	LOKKEW	•	•	RICHTER							
•			•	LUNDENE		•	RIEHL							
•			•	MAIXNER	•	•	ROCHELLEAU							
•			•	MARSDEN	•	•	RUED							

— GUNDERSON	●	— MARTIN, C. #38	●	— RUSSELL	●
— GUNSCH	●	— MARTIN, G. # 43	●	— RYLANCE	●
— HAUGLAND	●	— MARTINSON	●	— SCHINDLER	●
— HAUSAUER, A. #49	●	— MATCHIE	●	— SCHUETT	●
— HAUSAUER, L. #25	●	— McCAFFREY	●	— SCOFIELD	●
— HERMAN	●	— McGAUVRAN	●	— SOLBERG	●
● HERSLIP	●	— MEIERS	●	● STENEHJEM	●
— HICKLE	●	— MERTENS	●	— STRINDEN	●
— HILL	●	— METZ	●	— SWIONTEK	●
— HORGAN	●	— METZGER	●	— THORSGARD	●
● JACOBSON	●	— MEYER	●	— TIMM	●

So the bill lost.

House Bill No. 1020. A Bill for an Act to create and enact a new section to chapter 37-01, relating to unit funds of the national guard.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE				
YEAS	N-V			YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON				● JOHNSON			● MILLER			● TINJUM		
● BACKES				● KELLY			● MUND			● TWETEN		
● BEAUCLAIR				● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT				● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG				● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER				● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK				● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN				● LANG			● OPEDAHL			● WENTZ		
● CONMY				● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE				● LARDY			● PETERSON			● WINKJER		
● DOTZENROD				● LARSON, B. #12			● POWERS					
● DUBORD				● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES				● LAUGHLIN			● REED					
● ERICKSON				● LEE			● RICHARD					
● FLEMING				● LIPSIEA			● RICHIE					
● GACKLE				● LOKKEN			● RICHTER					
● GENGLER				● LUNDENE			● RIHEL					
● GERL				● MAIXNER			● ROCHELEAU					
● GRONNEBERG				● MARSDEN			● RUED					
● GUNDERSON				● MARTIN, C. #38			● RUSSELL					
● GUNSCH				● MARTIN, G. # 43			● RYLANCE					
● HAUGLAND				● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49				● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25				● McCAFFREY			● SCOFIELD					
● HERMAN				● McGAUVRAN			● SOLBERG					
● HERSLIP				● MEIERS			● STENEHJEM					
● HICKLE				● MERTENS			● STRINDEN					
● HILL				● METZ			● SWIONTEK					
● HORGAN				● METZGER			● THORSGARD					
● JACOBSON				● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1048. A Bill for an Act to prohibit discrimination in the choice of optometric 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, 97; nays, 0; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE				
YEAS	N-V			YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON				● JOHNSON			● MILLER			● TINJUM		
● BACKES				● KELLY			● MUND			● TWETEN		
● BEAUCLAIR				● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT				● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG				● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER				● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK				● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN				● LANG			● OPEDAHL			● WENTZ		
● CONMY				● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE				● LARDY			● PETERSON			● WINKJER		
● DOTZENROD				● LARSON, B. #12			● POWERS					
● DUBORD				● LARSON, G. #29			● RAU			● MR. SPEAKER		

• EAGLES	• LAUGHLIN	• REED
• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1058. A Bill for an Act to amend and reenact sections 40-45-15 and 40-46-16 of the North Dakota Century Code, relating to the loss of a policeman's and a city employee's right to retirement benefits upon conviction of a felony, and providing that conviction of a felony shall not cause forfeiture once a person is entitled to be retired.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 3; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUAH		
• BACKES			• KELLY			• MUNDT			• TWETEN		
• BEAULCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSGN			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1057 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1057 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1067 has had the same under consideration and recommends that the same do not pass.

REP. WINGE, Chairman

House Bill No. 1067 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1081 has had the same under consideration and recommends that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1081 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation 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 14 after the word "or" insert the word "red"

And when so amended recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1113 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture 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 3, line 33 place beginning triple parentheses before the second word "the"

On page 3, line 34 place ending triple parentheses after the word "landowners" and insert in lieu thereof the words "a person having an interest in the adjoining land or a portion thereof" and also in line 34, after the word "authorized" insert the words "after public hearing and a finding by the Commissioners of public benefit"

On page 4, line 2 delete the word "used" and insert in lieu thereof the word "required"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1129 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1133 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1133 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1154 has had the same under consideration and recommends that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1154 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1156 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 18 delete the words "an F. M." and insert in lieu thereof the word "a"

And renumber the lines accordingly

And when so amended recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1156 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1157 has had the same under consideration and recommends that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1157 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Rep. Backes moved that the absent member be excused, which motion prevailed.

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

ROY GILBREATH, Chief Clerk

NINTH DAY

Bismarck, January 14, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding. The prayer was offered by Fr. Gerald Ruelle, Chaplain, St. Alexius Hospital, Bismarck.

The roll was called, and all members were present except Reps. Maixner and Kelly.

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 Seventh Day After Recess and Eighth Day, and finds the same to be correct.

REP. TINJUM, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1059. A Bill for an Act to provide good conduct and merit sentence reductions for penitentiary and state farm inmates.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHK		•	VANDER VORST	•
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON	•	•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAHN		•	WENTZ	
•	CONMY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, B #12		•	POWERS				
•	DuBORD		•	LARSON, G #29		•	RAU		•	MR SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERICKSON		•	LEE		•	RICHARD	•			
•	FLEMING		•	LIPSIEA		•	RICHIE				
•	GACKLE		•	LOKKEN		•	RICHTER				
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERL		•	MAIXNER		•	ROCHELBAU				
•	GRONNEBERG		•	MARSDEN		•	RUED				
•	GUNDERSON		•	MARTIN, C #38		•	RUSSELL				

● GUNSCH	● MARTIN G #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A #49	● MATCHIE	● SCHUETT
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGALUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTION

Rep. Winge announced that Mr. Paul Ott of Dixie Springs, Mississippi, was in the Chamber. Rep. Winge moved that a committee of two be appointed to escort Mr. Ott to the rostrum, which motion prevailed. Speaker Solberg appointed Reps. Winge and Tinjum to such committee. Mr. Ott then presented a musical selection to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1106. A Bill for an Act to amend and reenact section 47-18-01 and subsection 4 of section 47-18-04 of the North Dakota Century Code, relating to the definition of a homestead for exemption from judgments and execution and to homesteads subject to execution.

Which has 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, 12; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
	●		●	JOHNSON		●	MILLER		●	TINJUM	
		●		●	KELLY		●	MUND		●	TWETEN
●			●	●	KERMOTT		●	MURPHY		●	UNHJEM
			●	●	KLOUBEC		●	MUSHIK		●	VANDER VORST
●			●	●	KNUDSEN		●	NICHOLAS		●	WAGNER
			●	●	KRETSCHMAR		●	NORDBY	●	●	WALSH
●			●	●	KUCHERA		●	OLSON		●	WEBER
			●	●	LANG		●	OPEDAHL		●	WENTZ
●			●	●	LANGLEY	●	●	O'SHEA		●	WINGE
			●	●	LARDY		●	PETERSON		●	WINKJER
●			●	●	LARSON, B #12		●	POWERS			
			●	●	LARSON, G #29			RAU		●	MR. SPEAKER
●			●	●	LAUGHLIN	●	●	REED			
			●	●	LEE		●	RICHARD			
●			●	●	LIPSKA		●	RICHIE			
			●	●	LOKKEN		●	RICHTER			
●			●	●	LINDENE		●	RIGHL		●	
			●	●	MAIXNER	●	●	ROCHELBAU			
●			●	●	MARSDEN		●	RUED			
			●	●	MARTIN, C #38		●	RUSSELL			
●			●	●	MARTIN, G #43		●	RYLANCE			
			●	●	MARTINSON		●	SCHINDLER			
●			●	●	MATCHIE		●	SCHUETT			
			●	●	McCAFFREY		●	SCOFIELD			
●			●	●	McGALUVRAN	●	●	SOLBERG			
			●	●	MEIERS		●	STENEHJEM			
●			●	●	MERTENS		●	STRINDEN			
			●	●	METZ		●	SWIONTEK			
●			●	●	METZGER	●	●	THORSGARD			
			●	●	MEYER	●	●	TIMM			

So the bill passed and the title was agreed to.

House Bill No. 1107. A Bill for an Act to amend and reenact sections 47-30-24 and 47-30-26 of the North Dakota Century Code, relating to the administration of the abandoned property 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, 99; nays, 0; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEK			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1146. A Bill for an Act to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for 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, 100; nays, 0; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEK			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Marsden announced that Miss North Dakota Pork Queen, Tamara

Brandvold, and her parents, Mr. and Mrs. Marvin Brandvold, of Bottineau were in the chambers, and requested that the House recognize Miss Brandvold and her parents, who were thereupon introduced to the House.

SECOND READING OF A HOUSE BILL

House Bill No. 1151. A Bill for an Act to amend and reenact section 6-06-08 of the North Dakota Century Code, relating to supervision of credit unions by the state credit union board, reports, examinations, and 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 yeas, 91; nays, 9; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND		●	● TWETEN		
● BEAUCLAIR	●		● KERMOTT			● MURPHY		●	● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONRY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARBY			● PETERSON		●	● WINKJER		
● DOTZENROOD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38	●		● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER		●			
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		●			
● HERMAN			● McGAUVAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHEAM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

RECOGNITIONS

Speaker Solberg announced that a former Speaker of the House was in the chambers, and requested that the House recognize former Speaker Robert Reimers and Speaker Reimers was thereupon introduced to the House.

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Harley Kingsbury and Rep. Kingsbury was thereupon introduced to the House.

MESSAGE FROM THE SENATE

Senate Chamber

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

- Senate Bill No. 2029
- Senate Bill No. 2030
- Senate Bill No. 2031
- Senate Bill No. 2051
- Senate Concurrent Resolution No. 4002

LEO LEIDHOLM, Secretary

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. 1036
House Bill No. 1039
House Bill No. 1054
House Bill No. 1064
House Bill No. 1078
House Bill No. 1101
House Bill No. 1117
House Bill No. 1118
House Bill No. 1119
House Bill No. 1145
House C. R. No. 3019

ROY GILBREATH, Chief Clerk

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

Rep. Backes moved that the House stand adjourned until 2:00 p.m., Monday, January 17, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

TENTH DAY

Bismarck, January 17, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Senator Clair Sandness, former member of the House of Representatives.

The roll was called, and all members were present except Reps. Lipsiea 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 Eighth Day After Recess and Ninth Day and recommends that the same be corrected as follows:

On page 192, line 21, delete "1:30" and insert in lieu thereof "2:00" And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Kelly 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. 1088

House Bill No. 1137

House Bill No. 1148

House Bill No. 1155

House Bill No. 1168

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

ANNOUNCEMENT OF APPOINTMENT TO COMMITTEE

Speaker Solberg announced that Rep. Olson has been appointed to serve on the North Dakota Indian Affairs Committee.

SIXTH ORDER OF BUSINESS

Rep. Erickson moved that the amendments to House Bill No. 1113 as recommended by the Committee on Transportation as printed on page 187 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1129 as recommended by the Committee on Agriculture as printed on page 187 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1156 as recommended by the Committee on Transportation as printed on page 187 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Powers moved that House Bill No. 1088 be re-referred to the Committee on Social Welfare for the purpose of further amendment, which motion prevailed.

Rep. Mertens moved that House Bill No. 1081 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Murphy moved that the House reconsider its action by which House Bill No. 1106 was passed, which motion prevailed on a division vote.

Rep. Murphy moved that House Bill No. 1106 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Strinden moved that the House reconsider its action by which House Bill No. 1106 was re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Strinden moved that House Bill No. 1106 be re-referred to the Committee on Judiciary, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Peterson, L. Hausauer, Unhjem, Kelly and Kucera introduced:

House Bill No. 1280. A Bill for an Act to provide for a conditional transfer of funds to the state capital construction fund, and providing an appropriation for the construction, additions to, remodeling, and equipping of buildings at state agencies, departments, and institutions.

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

Reps. Knudson and Martin, C. introduced:

House Bill No. 1281. A Bill for an Act to provide for the payment of school aid for any high school student on active duty while a member of the North Dakota national guard.

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

Rep. Gackle introduced:

House Bill No. 1282. A Bill for an Act to amend and reenact sections 11-10.1-01, 11-10.1-05 and 11-10.1-07 of the North Dakota Century Code, relating to qualifications, duties and term of office of county director of tax equalization, city assessor, and township assessor.

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

Reps. Peterson, L. Hausauer, C. Martin and Unhjem introduced:

House Bill No. 1283. A Bill for an Act to create and enact two new sections to chapter 57-39.2, a new section to chapter 57-40.2, and a new section to chapter 57-40.3 of the North Dakota Century Code, relating to the sales and use tax and motor vehicle excise tax and providing new rates for such taxes; to amend and reenact section 57-37.1-04, subdivision f of subsection 1 of section 57-38-01.2, and subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the computation of estate taxes, adjustments to taxable income for individuals and fiduciaries, and to adjustments to taxable income for corporations; to repeal sections 1, 2, and 3 of Initiated Measure No. 1 approved by the electors at the general election of November 2, 1976, and section 57-38-66 of the North Dakota Century Code, relating to sales and use tax rates and brackets, and business and corporation privilege taxes; to provide a dedication of certain revenues; to provide that the provisions of the Act are not severable; to provide effective dates; and to provide an appropriation.

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

Reps. Jacobson and Meiers introduced:

House Bill No. 1284. A Bill for an Act to create and enact a new subsection to section 57-02-08.1 of the North Dakota Century Code to exclude medical expenses in determining income for eligibility under the homestead credit law.

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

Rep. Gackle introduced:

House Bill No. 1285. A Bill for an Act to create and enact a new section to chapter 57-02 and subsection 28 to section 57-02-08 of the North Dakota Century Code, relating to a general fund payment to political subdivisions for revenue lost due to the residential credit, and to an exemption of a part of the assessed value of structures and improvements used as a place of residence; to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to an increase in property tax credits for persons sixty-five years of age or older with limited income; to appropriate to the state treasurer and to the tax commissioner sufficient funds for the administration of the residential credit and the credit for the aged.

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

Rep. Murphy introduced:

House Bill No. 1286. A Bill for an Act to amend and reenact sections 15-10-28 and 15-10-28.1 of the North Dakota Century Code, relating to agreements with other states' institutions of higher learning and notes from veterinary medicine, optometry, or dental students.

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

Reps. Jacobson, McGauvran, Schindler and Erickson introduced:

House Bill No. 1287. A Bill for an Act to allow school districts to levy for replacement costs for school buses.

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

Reps. Murphy and Meyer introduced:

House Bill No. 1288. A Bill for an Act to prohibit trespassing on the land of another person; and to provide a penalty.

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

Reps. Weber and Gackle introduced:

House Bill No. 1289. A Bill for an Act to amend and reenact section 57-38-29 of the North Dakota Century Code, relating to the rate of tax on individuals; and to provide for an effective date.

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

Rep. Murphy introduced:

House Bill No. 1290. A Bill for an Act to amend and reenact subsection 6 of section 21-03-07 and section 21-03-15 of the North Dakota Century Code, relating to the vote required in school district bond issue elections and providing a tax on income of school district residents to pay the interest on and principal of school district bond issues.

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

Rep. Reed introduced:

House Bill No. 1291. A Bill for an Act to amend and reenact sections 55-08-05 and 55-08-06 of the North Dakota Century Code, relating to charges for services within state parks, and permits for motor vehicles entering state parks.

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

Reps. Lardy and VanderVorst introduced:

House Bill No. 1292. A Bill for an Act to create and enact a new section to chapter 39-10, a new subsection to section 39-06.1-06, and a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to prohibiting the use of radar detection devices; and providing a penalty.

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

Reps. Strinden, Black and Reed introduced:

House Bill No. 1293. 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 foundation aid payments for kindergarten, and to provide an appropriation.

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

Reps. Metzger, Berg, Rau and Langley introduced:

House Bill No. 1294. A Bill for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, requiring the game and fish department to plant trees for wildlife purposes on not less than ten percent of each one hundred sixty acre or larger tract of land owned by the department.

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

FIRST READING OF HOUSE RESOLUTIONS

Rep. Strinden introduced:

House Concurrent Resolution No. 3024. A concurrent resolution directing the Legislative Council to conduct a study of the gambling law in operation.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2029. A Bill for an Act to provide for a postsecondary education commission, its membership, terms, compensation, and powers and duties; for receipt of federal and state moneys, its appropriation and expenditure; and to repeal sections 15-10-29, 15-10-30, 15-10-31, and 15-10-32 of the North Dakota Century Code, relating to the higher education facilities commission, its membership, appointment, term, vacancies, and powers and duties; receipt, deposit, appropriation, and expenditure of federal money; and compensation and travel expenses for commission members.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2030. A Bill for an Act to create and enact section 6-09.1-02.1 of the North Dakota Century Code, relating to senate confirmation of appointments to the advisory board of directors to the Bank of North Dakota and to amend and reenact section 6-09.1-02 of the North Dakota Century Code, relating to appointment of an advisory board of directors to the Bank of North Dakota.

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

Senate Bill No. 2031. A Bill for an Act to amend and reenact section 6-09.1-03 of the North Dakota Century Code, relating to the authority of the advisory board of directors to the Bank of North Dakota.

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

Senate Bill No. 2051. A Bill for an Act to amend and reenact subdivision d of subsection 2 of section 11-10-10 and section 11-16-05 of the North Dakota Century Code, relating to a county option regarding a full-time state's attorney and salaries and duties of state's attorneys.

Which was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution No. 4002. A concurrent resolution recommending that the State Library Commission be moved to the Liberty Memorial Building once the Liberty Memorial Building is no longer occupied by the State Historical Board.

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

REPORTS OF STANDING COMMITTEE

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. WINKJER, Chairman

House Bill No. 1105 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1131 has had the same under consideration and recommends that the same do not pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1131 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1134 has had the same under consideration and recommends that the same do pass.

REP. JOHN GENGLER, Chairman

House Bill No. 1134 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1143 has had the same under consideration and recommends that the same do not pass.

REP. HAUGLAND, Chairman

House Bill No. 1143 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1067. A Bill for an Act to create and enact subsection 21 of section 61-16-11 of the North Dakota Century Code, relating to authorization for a board of water management district commissioners to participate in weather modification activities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 90; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	●		JOHNSON	●		MILLER	●		TINJUM	●	
BACKES	●		KELLY	●		MUND	●		TWETEN	●	
BEAUCLAIR	●		KERMOTT	●		MURPHY	●		UNHJEM	●	
BENEDICT	●		KLOUBEC	●		MUSHIK	●		VANDER VORST	●	
BERG	●		KNUDSON	●		NICHOLAS	●		WAGNER	●	
BERGER	●		KRETSCHMAR	●		NORDBY	●		WALSH	●	
BLACK	●		KUCHERA	●		OLSON	●		WEBER	●	
CHRISTENSEN	●		LANG	●		OPEDAHL	●		WENTZ	●	
CONMY	●		LANGLEY	●		O'SHEA	●		WINGE	●	
CRABTREE	●		LARDY	●		PETERSON	●		WINKJER	●	
DOTZENROD	●		LARSON, B #12	●		POWERS	●				
DUBORD	●		LARSON, G #29	●		RAU	●		MR SPEAKER	●	
EAGLES	●		LAUGHLIN	●		REED	●				
ERICKSON	●		LEE	●		RICHARD	●				
FLEMING	●		LIPSIEA	●		RICHIE	●				
GACKLE	●		LOKKEN	●		RICHTER	●				
GENGLER	●		LUNDENE	●		RIEHL	●				
GERL	●		MAIXNER	●		ROCHEL LAU	●				
GRONNEBERG	●		MARSDEN	●		RUED	●				
GUNDERSON	●		MARTIN, C #38	●		RUSSELL	●				
GUNSCH	●		MARTIN, G #43	●		RYLANCE	●				
HAUGLAND	●		MARTINSON	●		SCHINDLER	●				
HAUSAUER, A #49	●		MATCHIE	●		SCHUETT	●				
HAUSAUER, L #25	●		McCAFFREY	●		SCOFIELD	●				
HERMAN	●		McGAUVRAN	●		SOLBERG	●				
HERSLIP	●		MEIERS	●		STENHJEM	●				
HICKLE	●		MERTENS	●		STRINDEN	●				
HILL	●		METZ	●		SWIONTEK	●				
HORGAN	●		METZGER	●		THORSGARD	●				
JACOBSON	●		MEYER	●		TIMM	●				

So the bill lost.

House Bill No. 1057. A Bill for an Act to amend and reenact section 27-20-38 of the North Dakota Century Code, relating to emergency medical treatment for juveniles under the supervision of a legal custodian.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	●		JOHNSON	●		MILLER	●		TINJUM	●	
BACKES	●		KELLY	●		MUND	●		TWETEN	●	
BEAUCLAIR	●		KERMOTT	●		MURPHY	●		UNHJEM	●	
BENEDICT	●		KLOUBEC	●		MUSHIK	●		VANDER VORST	●	
BERG	●		KNUDSON	●		NICHOLAS	●		WAGNER	●	
BERGER	●		KRETSCHMAR	●		NORDBY	●		WALSH	●	
BLACK	●		KUCHERA	●		OLSON	●		WEBER	●	
CHRISTENSEN	●		LANG	●		OPEDAHL	●		WENTZ	●	
CONMY	●		LANGLEY	●		O'SHEA	●		WINGE	●	
CRABTREE	●		LARDY	●		PETERSON	●		WINKJER	●	
DOTZENROD	●		LARSON, B #12	●		POWERS	●				
DUBORD	●		LARSON, G #29	●		RAU	●		MR SPEAKER	●	
EAGLES	●		LAUGHLIN	●		REED	●				
ERICKSON	●		LEE	●		RICHARD	●				
FLEMING	●		LIPSIEA	●		RICHIE	●				
GACKLE	●		LOKKEN	●		RICHTER	●				
GENGLER	●		LUNDENE	●		RIEHL	●				
GERL	●		MAIXNER	●		ROCHEL LAU	●				
GRONNEBERG	●		MARSDEN	●		RUED	●				
GUNDERSON	●		MARTIN, C #38	●		RUSSELL	●				
GUNSCH	●		MARTIN, G #43	●		RYLANCE	●				
HAUGLAND	●		MARTINSON	●		SCHINDLER	●				
HAUSAUER, A #49	●		MATCHIE	●		SCHUETT	●				
HAUSAUER, L #25	●		McCAFFREY	●		SCOFIELD	●				
HERMAN	●		McGAUVRAN	●		SOLBERG	●				
HERSLIP	●		MEIERS	●		STENHJEM	●				
HICKLE	●		MERTENS	●		STRINDEN	●				
HILL	●		METZ	●		SWIONTEK	●				
HORGAN	●		METZGER	●		THORSGARD	●				
JACOBSON	●		MEYER	●		TIMM	●				

So the bill passed and the title was agreed to.

House Bill No. 1133. A Bill for an Act to provide for standards of health for public water systems; to provide for system approval, limitations on

water contaminants, records and reporting procedure, variances and exemptions, enforcement process; and to provide for imposition of 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, 88; nays, 12; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•				JOHNSON	•			MILLER	•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWETEN	•
•	BEAUCLAIR		•	KERMOTT	•		MURPHY	•		UNHJEM	
•	BENEDICT		•	KLOUBEC	•	•	MUSHK		•	VANDER VORST	
•	BERG		•	KNUDSON	•	•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR	•	•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA	•	•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG	•	•	OPEDAH		•	WENTZ	•
•	CONMY		•	LANGLEY	•	•	O'SHEA		•	WINGE	
•	CRABTREE	•		LARDY	•	•	PETERSON		•	WINKER	
•	DOTZENROD		•	LARSON, B. #12	•	•	POWERS				
•	DUBORD		•	LARSON, G. #29	•	•	RAU		•	MR SPEAKER	
•	EAGLES		•	LAUGHLIN	•	•	REED				
•	ERICKSON		•	LEE	•	•	RICHARD				
•	FLEMING		•	LIPSTEA	•	•	RICHIE				
•	GACKLE	•		LOKEN	•	•	RICHTER				
•	GENGLER		•	LUNDENE	•	•	RIHL				
•	GERL		•	MAXNER	•	•	ROCHELEAU				
•	GRONNEBERG		•	MARSDEN	•	•	RUED				
•	GUNDERSON	•		MARTIN, C. #38	•	•	RUSSELL				
•	GUNSCH		•	MARTIN, G. #43	•	•	RYLANCE				
•	HAUGLAND		•	MARTINSON	•	•	SCHINDLER				
•	HAUSAUER, A. #49		•	MATCHIE	•	•	SCHUETT				
•	HAUSAUER, L. #25		•	McCAFFREY	•	•	SCOFIELD	•			
•	HERMAN		•	McGAUVRAN	•	•	SOLBERG				
•	HERSLIP		•	MEIERS	•	•	STENEHJEM				
•	HICKLE		•	MERTENS	•	•	STRINDEN				
•	HILL		•	METZ	•	•	SWONTEK				
•	HORGAN		•	METZGER	•	•	THORSGARD				
•	JACOBSON		•	MEYER	•	•	TIMM	•			

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that a former Speaker of the House was in the chambers, and requested that the House recognize former Speaker Leo Sticka and Rep. Sticka was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1137. A Bill for an Act to provide for financing of senior citizens' activities with funds received from the federal Mineral Lands Leasing Act; and to amend and reenact section 15-40.1-13 of the North Dakota Century Code, relating to state school aid funds from the federal Mineral Lands Leasing 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, 47; nays, 52; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•				JOHNSON				MILLER	•	TINJUM	
•	BACKES		•	KELLY		•	MUND	•		TWETEN	•
•	BEAUCLAIR		•	KERMOTT	•		MURPHY			UNHJEM	•
•	BENEDICT		•	KLOUBEC	•	•	MUSHK		•	VANDER VORST	
•	BERG		•	KNUDSON	•	•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR	•	•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA	•	•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG	•	•	OPEDAH		•	WENTZ	•
•	CONMY	•		LANGLEY	•	•	O'SHEA		•	WINGE	

CRABTREE	LARDY	PETERSON	WINKJER
DOTZENROD	LARSON, B. #12	POWERS	
DuBORD	LARSON, G. #29	RAU	MR SPEAKER
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIEA	RICHIE	
GACKLE	LOKKEN	RICHTER	
GENGLER	LUNDENE	RIEHL	
GERL	MAIXNER	ROCHELEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDERSON	MARTIN, C. #38	RUSSELL	
GUNSCH	MARTIN, G. #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A. #49	MATCHIE	SCHUETT	
HAUSAUER, L. #25	McCAFFREY	SCOFIELD	
HERMAN	McGAUVRAN	SOLBERG	
HERSLIP	MEIERS	STENEHJEM	
HICKLE	MERTENS	STRINDEN	
HILL	METZ	SWIONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill lost.

House Bill No. 1148. A Bill for an Act to amend and reenact sections 39-24-03 and 39-24-05 of the North Dakota Century Code, relating to snowmobile registration fees and the disposition of same.

Which has 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, 29; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERAMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DuBORD			LARSON, G. #29			RAU			MR SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1154. A Bill for an Act to amend and reenact sections 24-02-41 and 24-02-42 of the North Dakota Century Code, relating to certain highway department revenues and the time for deposit of such revenues with the state treasurer, and changing the interest rate on engineering scholarships.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY	●	● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR	●		● NORDBY		● WALSH
● BLACK			● KUCHERA	●		● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAH		● WENTZ
● CONMY			● LANGLEY	●		● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McGAUVRRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● METZ			● STRINDEN		
● HILL			● METZGER			● SWIONTEK		
● HORGAN			● MEYER			● THORSgard		
● JACOBSON						● TIMM		

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. E. C. Laske and Rep. Laske was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1155. A Bill for an Act to amend and reenact subsections 1 and 2 of section 39-12-04 of the North Dakota Century Code, relating to width, height, and length 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, 95; nays, 4; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR	●		● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAH		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McGAUVRRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		

<input type="checkbox"/> HICKLE	<input type="checkbox"/> MERTENS	<input type="checkbox"/> STRINDEN
<input type="checkbox"/> HILL	<input type="checkbox"/> METZ	<input type="checkbox"/> SWIONTEK
<input type="checkbox"/> HORGAN	<input type="checkbox"/> METZGER	<input type="checkbox"/> THORSGARD
<input type="checkbox"/> JACOBSON	<input type="checkbox"/> MEYER	<input type="checkbox"/> TIMM

So the bill passed and title was agreed to.

House Bill No. 1157. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to examination of applicants; to repeal subsection 2 of section 39-06-14 of the North Dakota Century Code, relating to licenses issued to 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, 89; nays, 9; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input type="checkbox"/> ANDERSON			<input type="checkbox"/> JOHNSON			<input type="checkbox"/> MILLER			<input type="checkbox"/> TINJUM		
<input type="checkbox"/> BACKES			<input type="checkbox"/> KELLY			<input type="checkbox"/> MUND			<input type="checkbox"/> TWETEN		
<input type="checkbox"/> BEAUCLAIR			<input type="checkbox"/> KERMOTT			<input type="checkbox"/> MURPHY			<input type="checkbox"/> UNHJEM		
<input type="checkbox"/> BENEDICT			<input type="checkbox"/> KLOUBEC			<input type="checkbox"/> MUSHIK			<input type="checkbox"/> VANDER VORST		
<input type="checkbox"/> BERG			<input type="checkbox"/> KNUDSON			<input type="checkbox"/> NICHOLAS			<input type="checkbox"/> WAGNER		
<input type="checkbox"/> BERGER			<input type="checkbox"/> KRETSCHMAR			<input type="checkbox"/> NORDBY			<input type="checkbox"/> WALSH		
<input type="checkbox"/> BLACK			<input type="checkbox"/> KUCHERA			<input type="checkbox"/> OLSON			<input type="checkbox"/> WEBER		
<input type="checkbox"/> CHRISTENSEN			<input type="checkbox"/> LANG			<input type="checkbox"/> OPEDAHL			<input type="checkbox"/> WENTZ		
<input type="checkbox"/> CONMY			<input type="checkbox"/> LANGLEY			<input type="checkbox"/> O'SHEA			<input type="checkbox"/> WINGE		
<input type="checkbox"/> CRABTREE			<input type="checkbox"/> LARDY			<input type="checkbox"/> PETERSON			<input type="checkbox"/> WINKJER		
<input type="checkbox"/> DOTZENROD			<input type="checkbox"/> LARSON, B. #12			<input type="checkbox"/> POWERS					
<input type="checkbox"/> DUBORD			<input type="checkbox"/> LARSON, G. #29			<input type="checkbox"/> RAU			<input type="checkbox"/> MR SPEAKER		
<input type="checkbox"/> EAGLES			<input type="checkbox"/> LAUGHLIN			<input type="checkbox"/> REED					
<input type="checkbox"/> ERICKSON			<input type="checkbox"/> LEE			<input type="checkbox"/> RICHARD					
<input type="checkbox"/> FLEMING			<input type="checkbox"/> LIPSIEA			<input type="checkbox"/> RICHIE					
<input type="checkbox"/> GACKLE			<input type="checkbox"/> LOKKEN			<input type="checkbox"/> RICHTER					
<input type="checkbox"/> GENGLER			<input type="checkbox"/> LUNDEN			<input type="checkbox"/> RIEHL					
<input type="checkbox"/> GERI			<input type="checkbox"/> MAIXNER			<input type="checkbox"/> ROCHELEAU					
<input type="checkbox"/> GRONNEBERG			<input type="checkbox"/> MARSDEN			<input type="checkbox"/> RUED					
<input type="checkbox"/> GUNDERSON			<input type="checkbox"/> MARTIN, C. #38			<input type="checkbox"/> RUSSELL					
<input type="checkbox"/> GUNSCH			<input type="checkbox"/> MARTIN, G. #43			<input type="checkbox"/> RYLANCE					
<input type="checkbox"/> HAUGLAND			<input type="checkbox"/> MARTINSON			<input type="checkbox"/> SCHINDLER					
<input type="checkbox"/> HAUSAUER, A. #49			<input type="checkbox"/> MATCHIE			<input type="checkbox"/> SCOFFETT					
<input type="checkbox"/> HAUSAUER, I. #25			<input type="checkbox"/> MCCAFFREY			<input type="checkbox"/> SCOFIELD					
<input type="checkbox"/> HERMAN			<input type="checkbox"/> MCGALVRAN			<input type="checkbox"/> SOLBERG					
<input type="checkbox"/> HERSLIP			<input type="checkbox"/> MEIERS			<input type="checkbox"/> STENEJEM					
<input type="checkbox"/> HICKLE			<input type="checkbox"/> MERTENS			<input type="checkbox"/> STRINDEN					
<input type="checkbox"/> HILL			<input type="checkbox"/> METZ			<input type="checkbox"/> SWIONTEK					
<input type="checkbox"/> HORGAN			<input type="checkbox"/> METZGER			<input type="checkbox"/> THORSGARD					
<input type="checkbox"/> JACOBSON			<input type="checkbox"/> MEYER			<input type="checkbox"/> TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1168. A Bill for an Act to amend and reenact section 46-06-01 of the North Dakota Century Code, relating to selection of official county newspapers.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input type="checkbox"/> ANDERSON			<input type="checkbox"/> JOHNSON			<input type="checkbox"/> MILLER			<input type="checkbox"/> TINJUM		
<input type="checkbox"/> BACKES			<input type="checkbox"/> KELLY			<input type="checkbox"/> MUND			<input type="checkbox"/> TWETEN		
<input type="checkbox"/> BEAUCLAIR			<input type="checkbox"/> KERMOTT			<input type="checkbox"/> MURPHY			<input type="checkbox"/> UNHJEM		
<input type="checkbox"/> BENEDICT			<input type="checkbox"/> KLOUBEC			<input type="checkbox"/> MUSHIK			<input type="checkbox"/> VANDER VORST		
<input type="checkbox"/> BERG			<input type="checkbox"/> KNUDSON			<input type="checkbox"/> NICHOLAS			<input type="checkbox"/> WAGNER		
<input type="checkbox"/> BERGER			<input type="checkbox"/> KRETSCHMAR			<input type="checkbox"/> NORDBY			<input type="checkbox"/> WALSH		
<input type="checkbox"/> BLACK			<input type="checkbox"/> KUCHERA			<input type="checkbox"/> OLSON			<input type="checkbox"/> WEBER		
<input type="checkbox"/> CHRISTENSEN			<input type="checkbox"/> LANG			<input type="checkbox"/> OPEDAHL			<input type="checkbox"/> WENTZ		
<input type="checkbox"/> CONMY			<input type="checkbox"/> LANGLEY			<input type="checkbox"/> O'SHEA			<input type="checkbox"/> WINGE		
<input type="checkbox"/> CRABTREE			<input type="checkbox"/> LARDY			<input type="checkbox"/> PETERSON			<input type="checkbox"/> WINKJER		
<input type="checkbox"/> DOTZENROD			<input type="checkbox"/> LARSON, B. #12			<input type="checkbox"/> POWERS					
<input type="checkbox"/> DUBORD			<input type="checkbox"/> LARSON, G. #29			<input type="checkbox"/> RAU			<input type="checkbox"/> MR SPEAKER		
<input type="checkbox"/> EAGLES			<input type="checkbox"/> LAUGHLIN			<input type="checkbox"/> REED					
<input type="checkbox"/> ERICKSON			<input type="checkbox"/> LEE			<input type="checkbox"/> RICHARD					

● FLEMING	● LIPSIEA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERI	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● MCCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

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. 1020
- House Bill No. 1032
- House Bill No. 1048
- House Bill No. 1058
- House Bill No. 1060
- House Bill No. 1076
- House Bill No. 1085
- House Bill No. 1122
- House Bill No. 1128
- House Bill No. 1153

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4026

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE
Senate Chamber

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

- Senate Bill No. 2025
- Senate Bill No. 2041
- Senate Bill No. 2042
- Senate Bill No. 2043
- Senate Bill No. 2058
- Senate Bill No. 2091
- Senate Bill No. 2103
- Senate Bill No. 2119
- Senate Bill No. 2121
- Senate Concurrent Resolution No. 4017

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House stand recessed until 1:00 p.m., Tuesday, January 18, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



TENTH DAY AFTER RECESS AND ELEVENTH DAY

Bismarck, January 18, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1113

House Bill No. 1129

House Bill No. 1156

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTION

Rep. Strinden moved that the rules be suspended, and those bills shown on the calendar under the 11th order for consideration after 2:00 p.m. be moved to before 2:00 p.m. for consideration at this time, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1131. A Bill for an Act to provide for the transfer of the trade commission fund to the general fund of the state treasury; and to repeal Chapters 51-10 and 51-11 of the North Dakota Century Code, relating to the Unfair Trade Practices Act and the fair trade 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, 17; nays, 79; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
—		•	JOHNSON		•	MILLER		•	TINJUM		•
—		•	KELLY		•	MUND		•	TWETEN		•
—		•	KERMOTT		•	MURPHY		•	UNHEM		•
—		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
—		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
—		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
—		•	KUCHERA		•	OLSON		•	WEBER		•
—		•	LANG		•	OPEDAHL		•	WENTZ		•
—		•	LANGLEY		•	O'SHEA		•	WINGE		•
—		•	LARDY		•	PETERSON		•	WINKJER		•
•		•	LARSON, B. #12		•	POWERS		•			
•		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
—		•	LAUGHLIN		•	REED		•			
—		•	LEE		•	RICHARD		•			
—		•	LIPSEA		•	RICHA		•			
•		•	LONKEN		•	RICHTER		•			
—		•	LUNDENE		•	RIEHL		•			
—		•	MAIXNER		•	ROCHELEAU		•			
—		•	MARSDEN		•	RUED		•			
—		•			•			•			

GUNDERSON	●	MARTIN, C. #38	●	RUSSELL	●
GUNSCH	●	MARTIN, G. #43	●	RYLANCE	●
HAUGLAND	●	MARTINSON	●	SCHINDLER	●
HAUSAUER, A. #49	●	MATCHIE	●	SCHUETT	●
HAUSAUER, L. #25	●	McCAFFREY	●	SCOFIELD	●
HERMAN	●	McGAUVRAN	●	SOLBERG	●
HERSLIP	●	MEIERS	●	STENEHJEM	●
HICKLE	●	MERTENS	●	STRINDEN	●
HILL	●	METZ	●	SWIONTEK	●
HORGAN	●	METZGER	●	THORSGARD	●
JACOBSON	●	MEYER	●	TIMM	●

So the bill lost.

House Bill No. 1143: A Bill for an Act to amend and reenact sections 43-15-32 and 43-15-35 of the North Dakota Century Code, relating to who may engage in the pharmacy business and acquire a permit to do so.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 72; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	●		JOHNSON	●		MILLER	●		TINJUM	●	
BACKES	●		KELLY	●		MUND	●		TWETEN	●	
BEAUCLAIR	●		KERMOTT	●		MURPHY	●		UNHJEM	●	
BENEDICT	●		KLOUBEC	●		MUSHIK	●		VANDER VORST	●	
BERG	●		KNUDSON	●		NICHOLAS	●		WAGNER	●	
BERGER	●		KRETSCHMAR	●		NORDBY	●		WALSH	●	
BLACK	●		KUCHERA	●		OLSON	●		WEBER	●	
CHRISTENSEN	●		LANG	●		OPEDAHL	●		WENTZ	●	
CONNY	●		LANGLEY	●		O'SHEA	●		WINGE	●	
CRABTREE	●		LARDY	●		PETERSON	●		WINKER	●	
DOTZENROD	●		LARSON, B. #12	●		POWERS	●				
DUBORD	●		LARSON, G. #29	●		RAU	●		MR. SPEAKER	●	
EAGLES	●		LAUGHLIN	●		REED	●				
ERICKSON	●		LEE	●		RICHARD	●				
FLEMING	●		LIPSIEA	●		RICHIE	●				
GACKLE	●		LOKKEN	●		RICHTER	●				
GENGLER	●		LUNDENE	●		RIEHL	●				
GERL	●		MAIXNER	●		ROCHELLEAU	●				
GRONNEBERG	●		MARSDEN	●		RUED	●				
GUNDERSON	●		MARTIN, C. #38	●		RUSSELL	●				
GUNSCH	●		MARTIN, G. #43	●		RYLANCE	●				
HAUGLAND	●		MARTINSON	●		SCHINDLER	●				
HAUSAUER, A. #49	●		MATCHIE	●		SCHUETT	●				
HAUSAUER, L. #25	●		McCAFFREY	●		SCOFIELD	●				
HERMAN	●		McGAUVRAN	●		SOLBERG	●				
HERSLIP	●		MEIERS	●		STENEHJEM	●				
HICKLE	●		MERTENS	●		STRINDEN	●				
HILL	●		METZ	●		SWIONTEK	●				
HORGAN	●		METZGER	●		THORSGARD	●				
JACOBSON	●		MEYER	●		TIMM	●				

So the bill lost.

Rep. Conny requested that he be excused from voting on House Bill No. 1143 because of a conflict of interest.

Rep. Wagner requested that he be excused from voting on House Bill No. 1143 because of a conflict of interest.

Rep. Russell requested that he be excused from voting on House Bill No. 1143 because of a conflict of interest.

Rep. Strinden moved that Reps. Conny, Wagner and Russell be allowed to vote on House Bill No. 1143, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1024, has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 24, delete the word "voluntary"

On page 3, line 4, delete the word "SUPERINTENDENT"

On page 3, delete all of line 5,

On page 3, line 7, after the period, delete the words "The super-"

On page 3, delete all of lines 8 through 14

On page 3, line 17, delete "All rules and regulations adopted"

On page 3, delete all of line 18

On page 3, delete all of line 19

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1024 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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 be amended as follows:

On page 1, line 7, after the word "appropriation" insert the following: "; and declaring an emergency"

On page 1, line 21, after the word "instruction" insert the words "hereafter referred to as the department"

On page 1, line 22, after the word "The" insert the words "state" and after the word "board" insert the words "of public school education, hereafter referred to as the board."

On page 6, line 7, delete the word "may" and insert in lieu thereof the word "must"

On page 6, line 8, delete the words "for such purposes as the" and insert in lieu thereof the words "pursuant to section 57-15-17"

On page 6, delete all of line 9

On page 6, line 10, delete the word "determine"

On page 7, after line 11 insert the following new section, "SECTION 5. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1025 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1029, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 3; that the same be amended as follows:

On page 2, line 4, delete the word "commercial"

On page 3, line 3, following the word "equalization" insert the words "on or before February 1"

On page 3, line 12, following the period, insert the new language "When the dual assessment has been approved, it shall be recorded by the property owner with the register of deeds."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill no. 1029 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to

whom was referred House Bill No. 1035, has had the same under consideration and recommends that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1035 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1041, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same be amended as follows:

On page 6, line 32, delete the word "may" and insert in lieu thereof the word "shall"

On page 9, delete lines 29 through 32

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1041 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation 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 14, delete ", if the tax has been paid in"

On page 1, line 15, delete "full,"

On page 1, line 19, delete the words "sixty days" and insert in lieu thereof the words "six months"

On page 1, line 20, delete the words "has been paid in full" and insert in lieu thereof the words "becomes due, or at any time during the taxable year that a mobile home qualifies under the provisions of section 57-55-10"

On page 1, line 23, delete the word "application" and insert in lieu thereof the word "abatement"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1042 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1063, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1063 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1066, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1066 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1089, has had the same under consideration and recommends that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1089 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1121, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1121 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1125, has had the same under consideration and recommends that the same do not pass.

REP. KNUDSON, Chairman

House Bill No. 1125 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1126, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1126 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1152, has had the same under consideration and recommends that the same do pass.

REP. GACKLE, Chairman

House Bill No. 1152 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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 do pass.

REP. KNUDSON, Chairman

House Bill No. 1158 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1160, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1160 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1164, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1164 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1166, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1166 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to

whom was referred House Bill No. 1167, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1167 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1187, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1187 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1188, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1188 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1189, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1189 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1206, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1206 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1228, has had the same under consideration and recommends that the same be amended as follows:

On page 5, line 12, 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. GACKLE, Chairman

House Bill No. 1228 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1251, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1251 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2115, has had the same under consideration and recommends that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2115 was placed on the 14th order of business on the calendar for the succeeding legislative day.

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

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

ROY GILBREATH, Chief Clerk

ELEVENTH DAY

Bismarck, January 18, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by students from the North Dakota School for the Deaf, Mr. Steve Hileman of St. John, North Dakota, and Mr. Randy Lawson of Donneybrook, North Dakota.

POINT OF PERSONAL PRIVILEGE

Rep. Berg requested that the following remarks concerning the North Dakota School for the Deaf be printed in the Journal.

NORTH DAKOTA SCHOOL FOR THE DEAF DEVILS LAKE, NORTH DAKOTA

"The North Dakota School for the Deaf, established in 1890 and located in Devils Lake, is under the direction, control, and management of the Director of Institutions. The school is an educational institution, supported by the state, for the education of children whose hearing is so impaired that they are unable to progress satisfactorily in the public schools of their communities. Pupils must be between the ages of 4 and 21, residents of North Dakota, and educable.

"Board, room, laundry, tuition, books and supplies, and a limited amount of medical attention are provided free. It is the responsibility of the parents to assume the cost of clothing, incidental expenses, dental care, transportation, and outside hospitalization of their children.

"The school plant is located on the northwest edge of the City of Devils Lake on a tract of land embracing approximately 57 acres. Its buildings, grounds, and equipment represent an investment of over two million dollars.

"The present staff includes 60 full-time employees supplemented by 11 positions under federal programs.

"The enrollment for the 1976-77 school year is 100. Since the opening of the school in 1890, 1,148 children have received instruction at the School for the Deaf.

"The North Dakota School for the Deaf has had a number of notable accomplishments. It is noted for its high number of graduates who have passed the Gallaudet entrance examinations and enrolled in college. Most of the graduates now have families of their own and are a credit to their communities. Some are successful teachers of the deaf, such as L. Dwight Rafferty who has taught at the North Dakota School for the Deaf for 34 years and last fall was chosen North Dakota's Employee of the Year by the North Dakota State Employees Association and Olga Anderson who devoted 53 years to teaching at the school after graduating and getting her degree from Gallaudet College. Some graduates became successful business men as noted by the achievements of Wendell Haley who was Vice President of the First National Bank of Devils Lake for many years. Margaret Kelsch Cordano who graduated from NDSD in 1945 and graduated from Gallaudet College was in 1965 probably the only chief medical technologist in the United States certified by the Registry

of Medical Technologists of the American Society of Clinical Pathologists.

"In athletics, the School for the Deaf has had some very outstanding athletes. In the early 1920's Rolf Harmsen and Michael Mueller set records in state meets and won as high as three events each. Duane McDaniel was state mile champion in 1953 and 1954. John Nesvig in 1960 was state hurdles champion in both the high and low hurdles and was the first athlete to represent the school in the Deaf Olympics in Helsinki, Finland where he won two medals. Drexel Lawson was the most recent track star as he won four firsts in the state track meet in Minot in 1975 — one of only a few boys that has been able to achieve that feat. He was also selected and attended the Pan American Games for the Deaf in Caracas, Venezuela, where he won the 100 meters event. Drexel was chosen as the outstanding athlete in North Dakota in 1975. Basketball has been a successful sport at times at the School for the Deaf. The 1972-73 team won the district title and placed second in the regional tournament held at New Rockford. Steve Blehm was chosen on the state all star team and was also chosen in 1973 for the Special Achievement Award given by the North Dakota sportswriters and sports casters. Steve set a record of 85 points in one game and averaged over 41 points per game for his four years in high school.

"The deaf have become involved in drama and acting careers. One graduate from NDSU who was a star in a traveling deaf theatre troupe was Phyllis Frelich from Devils Lake.

"The School for the Deaf sent girls to Girls' State for several years, but it was not until Priscilla Frelich went in the summer of 1976 that things happened. She was elected State Treasurer at Flickertail Girls' State and represented North Dakota as a senator after winning the outstanding citizen award. She may have been the first deaf girl to attend Boys'-Girls' Nation in Washington, D.C. Priscilla was appointed Under Secretary of the Treasury and also sponsored a bill for Captioning News on TV.

"Deafness is the most severe educational handicap with only one exception, that being if the child is both deaf and blind. Since there is a push to put all handicapped children into the regular classrooms, an educational program will have to be started to make educators aware of the problems of deafness and the harm that can result from mainstreaming deaf children. These children need specialized educational programs with teachers who have special training so they can become full fledged citizens who can support themselves and raise their families.

"Because of the severity of the handicap of deafness, a Home Intervention Program has been started. Hearing impaired children from the time of birth and their parents are and will be involved in a formal educational program which will better prepare the child and his parents when it is needed most.

"The School for the Deaf is participating in a cooperative Vocational program with the Lake Area Voc-Tech Center. Deaf students attend classes at the Center and hearing students from Devils Lake and surrounding high schools attend Graphic Arts classes at the School for the Deaf. Several of the deaf students are attending a local elementary and junior high school for several classes each day in preparation for full time attendance in their local area schools if they are successful."

The roll was taken, and all members were present except Reps. Kretschmar, Mertens, Opedahl and Unhjem.

Rep. Strinden requested that the record show that Reps. Kretschmar

and Mertens were absent because they were official representatives from the House to attend the Inaugural Ceremonies in Washington, D. C., which request was granted.

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 Tenth Day, and finds the same to be correct.

REP. TINJUM, Chairman

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

RECOGNITION

Speaker Solberg 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 Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Floyd Henderson and Rep. Henderson was thereupon introduced to the House, who then briefly addressed the Assembly.

SECOND READING OF HOUSE-BILLS

House Bill No. 1105. A Bill for an Act to amend and reenact section 47-18-02 of the North Dakota Century Code, relating to the definition of the head of a family as used for homestead 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, 91; nays, 3; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEN
• BENEDICT			• KLOUBEC			• MURPHY		• VANDER VORST
• BERG			• KNUSSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHN		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLE			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVYAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• MORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Leo

• EAGLES	• LAUGHLIN	• REED
• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1134. A Bill for an Act to amend and reenact subsection 1 of section 21-02-11 of the North Dakota Century Code, relating to waiver of bid advertisement when certificates of indebtedness are to be sold to 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, 97; nays, 1; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1156. A Bill for an Act to amend and reenact section 54-23A-06 of the North Dakota Century Code relating to law enforcement radio equipment prohibited in private automobiles without permit.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		

● BACKES	● KELLY	● MUND	● TWETEN
● BEAUCLAIR	● KERMOTT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBEC	● MUSHK	● VANDER VORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAINYER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWONTEK	
● HORGAN	● METZGER	● THORSgard	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Erickson and Crabtree introduced:

House Concurrent Resolution No. 3025. A concurrent resolution commending Miss North Dakota USA Universe.

Which was read the first time.

Representative Erickson moved that the rules be suspended, that House Concurrent Resolution No. 3025 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 3025

Introduced by Representatives Erickson, Crabtree.

- 1 A concurrent resolution commending Miss North Dakota USA
- 2 Universe.

3
4 WHEREAS, it is a custom of the Legislative Assembly to
5 recognize and honor North Dakota citizens for their accomplish-
6 ments; and

7 WHEREAS, Miss Barbara Ann Redlin of Ellendale was
8 recently named Miss North Dakota USA Universe and will be
9 representing North Dakota in the Miss USA pageant in May in
10 Charleston, South Carolina; and

11 WHEREAS, Miss Redlin brings outstanding credentials to
12 this contest and has achieved remarkable accomplishments in
13 prior contests, including being named North Dakota Junior
14 Miss of 1975 and being crowned 1976 NDSU Homecoming Queen;

15 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
15a REPRE-
16 SENTATIVES OF THE STATE OF NORTH DAKOTA, THE
16a SENATE CON-
17 CURRING THEREIN:

18 That the Forty-fifth Legislative Assembly takes great
19 pleasure in commending Miss Barbara Ann Redlin and expresses
20 its best wishes to her in her reign as Miss North Dakota USA
21 Universe; and

22 BE IT FURTHER RESOLVED, that the Secretary of State send
23 a copy of this resolution to Miss Barbara Ann Redlin, Ellendale,
24 North Dakota.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3025. A concurrent resolution commending Miss North Dakota USA Universe.

Was read the second time.

The question being on the final adoption of the resolution, the House Concurrent Resolution was declared adopted on a voice vote.

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. 1059
- House Bill No. 1107
- House Bill No. 1146
- House Bill No. 1151

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

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

- Senate Bill No. 2038
- Senate Bill No. 2134
- Senate Bill No. 2145
- Senate Bill No. 2147
- Senate Bill No. 2151
- Senate Bill No. 2162
- Senate Bill No. 2163

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Concurrent Resolution No. 3017
- House Concurrent Resolution No. 3018

LEO LEIDHOLM, Secretary

MOTION

Rep. Strinden 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., Wednesday, January 19, 1977, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Winkjer introduced:

House Bill No. 1295. A Bill for an Act to amend and reenact section 43-34-05 of the North Dakota Century Code, relating to license fees for nursing home administrators.

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

Rep. Winkjer introduced:

House Bill No. 1296. A Bill for an Act to enact the Uniform Disclaimer of Transfers under Nontestamentary Instruments Act relating to the disclaimer of interests under a nontestamentary instrument, contract, or power of appointment.

Was read the first time and referred to the committee on Judiciary.
Rep. Olson introduced:

House Bill No. 1297. A Bill for an Act to amend and reenact section 14-03-02 of the North Dakota Century Code, relating to the lawful age for marriage.

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

Rep. Wentz introduced:

House Bill No. 1298. A Bill for an Act to amend and reenact subsection 7 of section 27-23-03 of the North Dakota Century Code, and to amend and reenact section 27-23-12 of the North Dakota Century Code, relating to the power, authority, and responsibility of the commission on judicial qualifications and providing for administrative services by the administrator of the supreme court to such commission.

Was read the first time and referred to the committee on Judiciary.
Reps. Wagner and Mund introduced:

House Bill No. 1299. A Bill for an Act to create and enact a new chapter to title 43 of the North Dakota Century Code, relating to the regulation of nursing, the provision for a state board of nursing, and the definition of powers and duties of the board, including licensure of practitioners of nursing and establishment of standards for educational programs preparing for nursing practice; and to repeal sections 43-12-01 through 43-12-24 and chapter 43-21 of the North Dakota Century Code, relating to professional nurses and practical nurses; and to provide a penalty.

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

Rep. Gronneberg introduced:

House Bill No. 1300. A Bill for an Act to provide for the conduct of bingo and raffles by nonprofit veterans, charitable, educational, religious, or fraternal organizations, civic and service clubs; and allowing public-spirited organizations to also conduct bingo and raffles with the definition to include retail liquor establishments and public restaurants; providing definitions, issuance of permits by the state's attorney of each county, restrictions on conduct of games and proceed uses, bookkeeping requirements, expense allowances, examination of books and records, and forfeiture of a permit and a fine upon violation of the Act; and to amend and reenact sections 12.1-28-01 and 12.1-28-02 of the North Dakota Century Code, relating to gambling definitions and gambling offense classifications.

Was read the first time and referred to the committee on Judiciary.
Reps. Erickson, Horgan, Meyer and Jacobson introduced:

House Bill No. 1301. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code, relating to tax levy limitations in school districts.

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

Reps. Winkjer and Richie introduced:

House Bill No. 1302. A Bill for an Act to amend and reenact section 31-

01-11 of the North Dakota Century Code, relating to the right to subpoena an interpreter for a witness.

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

Reps. Winkjer and Richie introduced:

House Bill No. 1303. A Bill for an Act to amend and reenact section 29-10.1-10 of the North Dakota Century Code, relating to challenge of selection of grand jurors.

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

Reps. Winkjer and Richie introduced:

House Bill No. 1304. A Bill for an Act to amend and reenact subsection 1 of section 29-28-07 of the North Dakota Century Code, relating to the right of the state to appeal in a criminal action.

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

Reps. Nordby and Riehl introduced:

House Bill No. 1305. A Bill for an Act to create and enact section 20.1-01-17.1 of the North Dakota Century Code, relating to countywide posting of land for hunting; and to amend and reenact section 20.1-08-04 of the North Dakota Century Code, relating to hunting season proclamations by the governor.

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

Reps. McGauvran, Horgan, Meyer and Erickson introduced:

House Bill No. 1306. A Bill for an Act to provide for a mill levy for the rental of buildings, property or classroom space by school districts.

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

Rep. Murphy introduced:

House Bill No. 1307. A Bill for an Act to amend and reenact sections 36-11-07 and 36-11-10 of the North Dakota Century Code, to prevent the owner or possessor of livestock in a grazing area from being liable for property damage or trespass caused by such livestock, to provide establishment of a grazing area by petition to the board of county commissioners, to provide for release of wrongfully distrained livestock in grazing areas and for damages; and to repeal section 36-11-08 of the North Dakota Century Code.

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

Reps. Olson, Weber, Gunderson, Fleming and Nicholas introduced:

House Bill No. 1308. A Bill for an Act relating to the promotion, advertising, research and development of edible beans, creating a state edible bean council and prescribing its powers, duties, and authority, prescribing a tax on edible bean production, providing for its collection, and providing penalties for the violation of the Act; providing an appropriation; and declaring an emergency.

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

Reps. Olson, Lee, Walsh, Reed and Swiontek introduced:

House Bill No. 1309. A Bill for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to providing anatomical gift donor documents to applicants for motor vehicle operator's licenses and designation of donors on motor vehicle operator's licenses; and providing an appropriation.

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

Reps. Martinson and A. Hausauer introduced:

House Bill No. 1310. A Bill for an Act to create and enact section 44-08-04.3 of the North Dakota Century Code, relating to allowances for moving expenses.

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

Reps. Nordby, Murphy and Langley introduced:

House Bill No. 1311. A Bill for an Act to create and enact a new subsection to section 12.1-30-02 of the North Dakota Century Code, relating to the sale of horses on Sunday.

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

Reps. Berg and Winkjer introduced:

House Bill No. 1312. A Bill for an Act to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl hunting licenses.

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

Rep. Matchie introduced:

House Bill No. 1313. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to the definition of a nonresident student for tuition purposes at institutions under the board of higher education, and reducing the age from twenty-one to eighteen.

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

Rep. Reed introduced:

House Bill No. 1314. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for sales to certain nonprofit meal delivery organizations.

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

Rep. Maixner introduced:

House Bill No. 1315. A Bill for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to the closing or limiting of hunting in counties or rural fire protection districts by the action of the board of county commissioners or the board of directors of a rural fire protection district.

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

Reps. Hickle, Christensen and Gunsch introduced:

House Bill No. 1316. A Bill for an Act to amend and reenact section 57-62-02 of the North Dakota Century Code, relating to the coal development fund allocation formula; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

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

Rep. Maixner introduced:

House Bill No. 1317. A Bill for an Act relating to adverse possession of severed mineral interests which have not been developed or are not subject to a lease.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2025. A Bill for an Act to amend and reenact section 15-

40.2-08 of the North Dakota Century Code, relating to payment of special education costs of handicapped children by the residence school district in child placement cases.

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 34-14-03 of the North Dakota Century Code, relating to the payment of wages of employees who have been separated from employment.

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

Senate Bill No. 2042. A Bill for an Act to amend and reenact section 34-13-01 of the North Dakota Century Code, relating to the definition of "employment agent" or "employment agency".

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

Senate Bill No. 2043. A Bill for an Act to amend and reenact sections 34-13-04 and 34-13-05 of the North Dakota Century Code, relating to the licensing fees and bonds required of employment agencies.

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

Senate Bill No. 2058. A Bill for an Act to define offense and to create and enact new sections to chapters 5-03 and 10-04, section 12.1-33-02.1, and new sections to chapters 25-16, 27-11, 36-06, 43-01, 43-02.1, 43-04, 43-05, 43-06, 43-07, 43-09, 43-10, 43-15, 43-18, 43-18.1, 43-19.1, 43-20, 43-21, 43-22, 43-23, 43-27, 43-28, 43-33, 43-34, 43-35, 43-36, 50-11, 50-11.1, 50-12, 50-19, and 51-05.1 of the North Dakota Century Code, providing that conviction of an offense shall not disqualify a person from licensure for a profession or occupation unless the offense has a direct bearing upon a person's ability to serve the public in the profession or occupation, unless, following conviction, a person is not sufficiently rehabilitated; and to amend and reenact subsection 3 of section 5-02-02, subsection 7 of section 10-04-11, subsection 4 of section 25-16-08, subsection 7 of section 26-17.1-42, subsection 1 of section 27-14-02, subsection 2 of section 43-01-16, subdivision a of subsection 1 of section 43-02.1-05, subdivision a of subsection 2 of section 43-03-13, subsection 4 of section 43-03-20, subsection 1 of section 43-04-40, subsection 5 of section 43-05-16, subsection 2 of section 43-11-31, subsection 2 of section 43-12-22, subsection 1 of section 43-13-22, subsection 3 of section 43-17-31, subsection 1 of section 43-18-18, subsection 1 of section 43-18.1-07, section 43-19.1-25, subdivision f of subsection 1 of section 43-23-11.1, subdivision b of subsection 1 of section 43-23.1-15, section 43-25-07, subsection 2 of section 43-25-10, subsection 3 of section 43-26-11, subsection 3 of section 43-28-18, subsections 3 and 10 of section 43-29-14, subsection 4 of section 43-30-05, subsection 3 of section 43-30-12, subsection 4 of section 43-31-07, subsection 3 of section 43-31-10, subsection 1 of section 43-32-27, subsection 2 of section 43-33-12, section 43-36-21, subdivision c of subsection 1 of section 43-37-13, section 50-11-07, section 50-11.1-09, section 50-12-10, section 50-19-12, subdivision e of subsection 1 of section 51-05.1-03, and section 53-06-06 of the North Dakota Century Code, providing that conviction of an offense shall not disqualify a person from licensure for a profession or occupation unless the offense has a direct bearing upon a person's ability to serve the public in the profession or occupation, or unless, following conviction of any offense, a person is not sufficiently rehabilitated.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2091. A Bill for an Act to provide that persons damaging the property of others be liable for damages and to provide that resulting judgments not be subject to cancellation or discharge in bankruptcy nor subject to the statute of limitations.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2103. A Bill for an Act to amend and reenact sections 43-28-03 and 43-28-04 of the North Dakota Century Code, relating to the term of office of members of the state board of dental examiners, and the qualifications and appointment of members of the board.

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

Senate Bill No. 2119. A Bill for an Act to amend and reenact section 21-10-02 of the North Dakota Century Code, relating to the power of the state investment board to enter into lending of securities agreements.

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

Senate Bill No. 2121. A Bill for an Act to amend and reenact section 40-24-08 of the North Dakota Century Code, relating to special assessments for street beautification and the period for payment of the same; and declaring an emergency.

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

Senate Concurrent Resolution No. 4017. A concurrent resolution urging Congress to enact legislation providing for the reimbursement of political subdivisions for the loss of property tax revenue resulting from federally owned electrical transmission lines.

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

The House stood recessed until 1:00 p.m., Wednesday, January 19, 1977, pursuant to the motion of Rep. Strinden.

ROY GILBREATH, Chief Clerk

ELEVENTH DAY AFTER RECESS AND TWELFTH DAY

Bismarck, January 19, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Leonard Rice and Rep. Rice was thereupon introduced to the House.

SIXTH ORDER OF BUSINESS

Rep. Knudson moved that the amendments to House Bill No. 1024 as recommended by the Committee on Education as printed on pages 206 and 207 of the House Journal be adopted, which motion prevailed.

House Bill No. 1024 was re-referred to the Committee on Appropriations.

Rep. Knudson moved that the amendments to House Bill No. 1025 as recommended by the Committee on Education as printed on page 207 of the House Journal be adopted, which motion prevailed.

House Bill No. 1025 was re-referred to the Committee on Appropriations.

Rep. Gackle moved that the amendments to House Bill No. 1029 as recommended by the Committee on Finance and Taxation as printed on page 207 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1041 as recommended by the Committee on State and Federal Government as printed on page 208 of the House Journal be adopted, which motion failed.

House Bill No. 1041 was placed on the 11th Order of Business without amendment.

Rep. Gackle moved that the amendments to House Bill No. 1042 as recommended by the Committee on Finance and Taxation as printed on page 208 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1228 as recommended by the Committee on Finance and Taxation as printed on page 210 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Rylance moved that House Bill No. 1121 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Rylance moved that House Bill No. 1072 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Rylance moved that House Bill No. 1072 be re-referred to the Committee on Judiciary, which motion prevailed.

Rep. Nordby moved that House Bill No. 1311 be returned to the House from the Committee on Agriculture, which motion prevailed.

Rep. Nordby requested permission to withdraw House Bill No. 1311. There being no objection it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1035. A Bill for an Act to provide for the licensing of auctioneers and clerks by an auctioneer licensing board; to repeal chapter 51-05.1 of the North Dakota Century Code, relating to auctioneer and clerk licensing by the public service commission; 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, 12; nays, 83; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHEMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONNY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKLER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			AIR SPEAKER		
FAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAIN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill lost.

House Bill No. 1066. A Bill for an Act to create and enact sections 28-32-03.1 and 28-32-03.2 of the North Dakota Century Code, providing for an administrative code and code supplement, printing, distribution and sales; to amend and reenact section 28-32-03 of the North Dakota Century Code, relating to the filing and effect of rules and regulations; 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, 33; nays, 65; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHEMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONNY			LANGLEY			O'SHEA			WINGE		

CRABTREE	LARDY	PETERSON	WINKJER
DOTZENROD	LARSON, B. #12	POWERS	
DuBORD	LARSON, G. #29	RAU	MR. SPEAKER
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIEA	RICHIE	
GACKLE	LOKKEN	RICHTER	
GENGLER	LUNDENE	RIEHL	
GERL	MAIXNER	ROCHELEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDERSON	MARTIN, C. #38	RUSSELL	
GUNSCH	MARTIN, G. #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A. #49	MATCHIE	SCHUETT	
HAUSAUER, L. #25	McCAFFREY	SCOFIELD	
HERMAN	McGAUVRAN	SOLBERG	
HERSLIP	MEIERS	STENEHJEM	
HICKLE	MERTENS	STRINDEN	
HILL	METZ	SWIONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill lost.

House Bill No. 1089. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to certain nonprofit senior citizen organizations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 78; absent and not voting, 2.

REGULAR SESSION									1977 LEGISLATURE		
NORTH DAKOTA HOUSE OF REPRESENTATIVES											
ROLL CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			JOHNSON			MILLER			TINJUM		
			KELLY			MUND			TWETEN		
			KERMOTT			MURPHY			UNHJEM		
			KLOUBEC			MUSHK			VANDER VORST		
			KNUDSON			NICHOLAS			WAGNER		
			KRETSCHMAR			NORDBY			WALSH		
			KUCHERA			OLSON			WEBER		
			LANG			OPEDAHN			WENTZ		
			LANGLEY			O'SHEA			WINGE		
			LARDY			PETERSON			WINKJER		
			LARSON, B. #12			POWERS					
			LARSON, G. #29			RAU			MR. SPEAKER		
			LAUGHLIN			REED					
			LEE			RICHARD					
			LIPSIEA			RICHIE					
			LOKKEN			RICHTER					
			LUNDENE			RIEHL					
			MAIXNER			ROCHELEAU					
			MARSDEN			RUED					
			MARTIN, C. #38			RUSSELL					
			MARTIN, G. #43			RYLANCE					
			MARTINSON			SCHINDLER					
			MATCHIE			SCHUETT					
			McCAFFREY			SCOFIELD					
			McGAUVRAN			SOLBERG					
			MEIERS			STENEHJEM					
			MERTENS			STRINDEN					
			METZ			SWIONTEK					
			METZGER			THORSGARD					
			MEYER			TIMM					

So the bill lost.

House Bill No. 1125. A Bill for an Act to amend and reenact section 57-15-14 and subsection 1 of section 57-15-16 of the North Dakota Century Code, relating to petition requirements to authorize or discontinue certain mill levies in 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, 0; nays, 97; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH	•
BLACK	•		KUCHERA	•		OLSON	•	WEBER	•
CHRISTENSEN	•		LANG	•		OPEDAHL	•	WENTZ	•
CONMY	•		LANGLEY	•		O'SHEA	•	WINGE	•
CRABTREE	•		LARDY	•		PETERSON	•	WINKJER	•
DOTZENROD	•		LARSON, B #12	•		POWERS	•		
DUBORD	•		LARSON, G #29	•		RAU	•	MR. SPEAKER	•
EAGLES	•		LAUGHLIN	•		REED	•		
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSIEA	•		RICHIE	•		
GACKLE	•		LOKKEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEHL	•		
GERI	•		MAIXNER	•		ROCHELEAU	•		
GRONNEBERG	•		MARSDEN	•		RUED	•		
GUNDERSON	•		MARTIN, C #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		
HAUSAUER, A #49	•		MATCHIE	•		SCHUETT	•		
HAUSAUER, L #25	•		MCCAFFREY	•		SCOFIELD	•		
HERMAN	•		MCGAUVRAN	•		SOLBERG	•		
HERSLIP	•		MEIERS	•		STENEJEM	•		
HICKLE	•		MERTENS	•		STRINDEN	•		
HILL	•		METZ	•		SWIONTEK	•		
HORGAN	•		METZGER	•		THORSGARD	•		
JACOBSON	•		MEYER	•		TIMM	•		

So the bill lost.

House Bill No. 1126. A Bill for an Act to prohibit an employment agency or an employer from requesting an applicant for employment or an employee to take a polygraph test, to prohibit unauthorized disclosure of a polygraph test given at the employee's request, to provide certain exemptions for police officers, 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, 27; nays, 70; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH	•
BLACK	•		KUCHERA	•		OLSON	•	WEBER	•
CHRISTENSEN	•		LANG	•		OPEDAHL	•	WENTZ	•
CONMY	•		LANGLEY	•		O'SHEA	•	WINGE	•
CRABTREE	•		LARDY	•		PETERSON	•	WINKJER	•
DOTZENROD	•		LARSON, B #12	•		POWERS	•		
DUBORD	•		LARSON, G #29	•		RAU	•	MR. SPEAKER	•
EAGLES	•		LAUGHLIN	•		REED	•		
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSIEA	•		RICHIE	•		
GACKLE	•		LOKKEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEHL	•		
GERI	•		MAIXNER	•		ROCHELEAU	•		
GRONNEBERG	•		MARSDEN	•		RUED	•		
GUNDERSON	•		MARTIN, C #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		
HAUSAUER, A #49	•		MATCHIE	•		SCHUETT	•		
HAUSAUER, L #25	•		MCCAFFREY	•		SCOFIELD	•		
HERMAN	•		MCGAUVRAN	•		SOLBERG	•		
HERSLIP	•		MEIERS	•		STENEJEM	•		
HICKLE	•		MERTENS	•		STRINDEN	•		
HILL	•		METZ	•		SWIONTEK	•		
HORGAN	•		METZGER	•		THORSGARD	•		
JACOBSON	•		MEYER	•		TIMM	•		

So the bill lost.

1947 and was appointed executive director of the Employment Security Bureau when that agency was subsequently created; and

WHEREAS, Martin Gronvold has been active in many civic and community organizations and is also a member of several professional organizations; and

WHEREAS, because of his interest in youth, mainly handicapped youth and in serving anyone in need, he was adopted into the Sioux Tribe and given the name of Heraka Wakita, meaning "looking for someone to help"; and

WHEREAS, Martin Gronvold retired, as executive director of the Employment Security Bureau effective at the end of the calendar year 1976;

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

That the Legislative Assembly commends the public and private achievements and contributions of Martin Gronvold to the state and to its people and expresses its appreciation for his years of service as executive director of the Employment Security Bureau; and

BE IT FURTHER RESOLVED, that the Secretary of State forward a duly enrolled copy of this resolution to Martin Gronvold.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3026. A concurrent resolution commending Martin Gronvold for his work as executive director of the Employment Security Bureau upon his retirement.

Was read the second time.

The question being on the final adoption of the resolution, the House Concurrent Resolution was declared adopted on a voice vote.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1022, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, line 17, delete the words "public record problems" and insert in lieu thereof the words "problems concerning archival resources"

On page 2, line 25, delete the word "Assemble" and insert in lieu thereof the words "Assess, assemble, catalog, house"

On page 4, line 3, after the period insert the following sentence: "No public record of any governmental entity shall be placed in the custody of the state archivist under access or use restrictions in violation of section 44-04-18."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1022 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1061, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1061 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education 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 2, line 22, after the word "of" insert the words "electors of the district equal in number to" and also on line 22, insert beginning triple parentheses before the word "not" and delete the beginning triple parentheses before the word "ten" and also on line 22, after the word "twenty" insert the word "-five"

On page 2, line 23, after the first word "the" insert the words "number of persons enumerated in the school census for that district for the most recent year such census was taken, but not less than twenty-five signatures shall be required unless the district has less than twenty-five electors, in which case the petition shall be signed by not less than twenty-five percent of the" and also on line 23, after the word "district" insert a period and also on line 23, insert ending triple parentheses after the word "as" and the words "In those districts with less than twenty-five electors, the number of electors in the district shall be"

On page 2, line 25, after the word "located" delete the ending triple parentheses and all the underlined language and insert in lieu thereof a period

On page 2, line 26, delete the word "election" and also on line 26, insert beginning triple parentheses before the semicolon and insert ending triple parentheses after the word "however" and insert in lieu thereof the word "However" and also on line 26, place triple parentheses around the word "that"

And renumber lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1084 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1162, has had the same under consideration and recommends that the same do pass.

And be re-referred to the committee on Appropriations.

REP. GENGLER, Chairman

House Bill No. 1162 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1165, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1165 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1185, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 2, that the same be amended as follows:

On page 2, line 26, following the word "seller" delete "holds," and insert in lieu thereof "is a corporation, partnership, or association holding or required to hold a sales or use tax permit and provided that the tangible personal property sold is to be used in the pursuit of a business, trade or profession."

On page 2 delete line 27

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1185 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1191, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 18, after the first word "and" insert the word "/or"

And renumber the lines accordingly.

And when so amended, recommends that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1191 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1204 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1208, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 1, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1208 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1209, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, line 4, after the word "investigation," insert the words "the cars used for drivers education at state institutions."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1209 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1210, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

House Bill No. 1210 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1231, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 14, insert beginning triple parentheses before the first

word "to" and insert ending triple parentheses after the word "or".

On page 2, line 2, delete "C felony" and insert in lieu thereof "A misdemeanor".

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1231 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1232, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1232 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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

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

ROY GILBREATH, Chief Clerk

TWELFTH DAY

Bismarck, January 19, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Myron Johnson, Pastor, Seventh Day Adventist Church, Bismarck, North Dakota.

The roll was called, and all members were present except Reps. Kretschmar, Mertens and Richie.

Rep. Strinden requested that the record show that Reps. Mertens and Kretschmar are the official representatives from the House to the Inaugural Ceremonies in Washington, which request was granted.

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 Tenth Day After Recess and Eleventh Day and recommends that the same be corrected as follows:

On page 207, line 46, following the numeral "3" insert the following: "line 12"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1188. A Bill for an Act to create and enact a new section to chapter 34-06 of the North Dakota Century Code, relating to an established minimum wage for adults and minors; 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, and 34-06-13 of the North Dakota Century Code, relating to the authority of the commissioner of labor to determine minimum wage standards.

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, 58; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJE		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTEN			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

House Bill No. 1063. A Bill for an Act to create and enact section 28-32-02.1 of the North Dakota Century Code, relating to adopting a rule describing an agency's organization and functions; and to amend and reenact sections 28-32-01, 28-32-05, 28-32-09, 28-32-12, 28-32-21 of the North Dakota Century Code, relating to definitions, rules of procedure and notice of hearing, depositions and interrogatories, methods of recording testimony, and supreme court 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, 94; nays, 0; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJE		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTEN			• STRINDEN					
• HILL			• METZ			• SWIONTEK					

● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1152. A Bill for an Act to amend and reenact section 54-27-21 of the North Dakota Century Code, relating to the minimum fixed assets reporting value for financial statements for state agencies.

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, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOY			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJEM
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGALUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTEN			● STRINDOM		
● HILL			● METZ			● SWONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1158. A Bill for an Act to amend and reenact subsection 1 of section 57-15-17 of the North Dakota Century Code, relating to the disposition of school building funds and providing for the use of such funds for vocational education facilities financed under the Municipal Industrial Development 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, 91; nays, 1; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOY			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJEM
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		

● FLEMING	● LIPSIA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRÖNNBERG	● MARS DEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGALUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1160. A Bill for an Act relating to changing the name of the workmen's compensation bureau of North Dakota to the workers' compensation 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, 20; nays, 74; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON		●	MILLER		●	TINJUM	
●			●	KELLY		●	MUND		●	TWETEN	
●			●	KERMOTT		●	MURPHY		●	UNHJEM	
●			●	KLOUBEC		●	MUSHIK		●	VANDER VORST	
●			●	KNUDSON		●	NICHOLAS		●	WAGNER	
●			●	KRETSONMAR		●	NORDBY		●	WALSH	
●			●	KUCHERA		●	OLSON		●	WEBER	
●			●	LANG		●	OPEDALE		●	WENTZ	
●			●	LANGLEY		●	O'SHEA		●	WINGE	
●			●	LARDY		●	PETERSON		●	WINKJEM	
●			●	LARSON, B. #12		●	POWERS				
●			●	LARSON, G. #29		●	RAU			MR. SPEAKER	
●			●	LAUGHLIN		●	REED				
●			●	LEE		●	RICHARD				
●			●	LIPSIA		●	RICHIE				
●			●	LOKKEN		●	RICHTER				
●			●	LUNDENE		●	RIEHL				
●			●	MAIXNER		●	ROCHELEAU				
●			●	MARS DEN		●	RUED				
●			●	MARTIN, C. #38		●	RUSSELL				
●			●	MARTIN, G. #43		●	RYLANCE				
●			●	MARTINSON		●	SCHINDLER				
●			●	MATCHIE		●	SCHUETT				
●			●	McCAFFREY		●	SCOFIELD				
●			●	McGALUVRAN		●	SOLBERG				
●			●	MEIERS		●	STENEHJEM				
●			●	MERTENS		●	STRINDEN				
●			●	METZ		●	SWIONTEK				
●			●	METZGER		●	THORSARD				
●			●	MEYER		●	TIMM				

So the bill lost.

House Bill No. 1166. A Bill for an Act to provide for destruction of records maintained by the filing officer under the uniform commercial 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, 93; nays, 0; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON		●	MILLER		●	TINJUM	
●			●	KELLY		●	MUND		●	TWETEN	
●			●	KERMOTT		●	MURPHY		●	UNHJEM	
●			●	KLOUBEC		●	MUSHIK		●	VANDER VORST	

• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONNY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKLER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAOU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCHE	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVYRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1167. A Bill for an Act to amend and reenact section 46-04-19 of the North Dakota Century Code, relating to disposal of certain volumes of the 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, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKEN			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAOU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCHE			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• 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 54-11-01 and sections 54-11-04 and 54-11-05 of the North Dakota Century Code, relating to the numbering, retention, and storage of certain documents by the state treasurer.

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, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOY			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KRUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHEMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANDCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1189. A Bill for an Act to amend and reenact sections 27-08.1-01 and 27-08.1-03 of the North Dakota Century Code, relating to the jurisdictional limits of the small claims court and the answer and counterclaim.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOY			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KRUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHEMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANDCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1206. A Bill for an Act to prohibit registering in a hotel under a fictitious name 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, 41; nays, 56; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	●		JOHNSON			MILLER		TINJUM	●
BACKES		●	KELLY			MUND		TWETEN	●
BEAUCLAIR	●		KERMOTT			MURPHY		UNHJEM	●
BENEDICT		●	KLOUBEC			MUSHIK		VANDER VORST	●
BERG	●		KNUDSON			NICHOLAS		WAGNER	●
BERGER		●	KRETSCHMAR			NORDBY		WALSH	●
BLACK		●	KUCHERA			OLSON		WEBER	●
CHRISTENSEN	●		LANG			OPEDAH		WENTZ	●
CONMY		●	LANGLEY			O'SHEA		WINGE	●
CRABTREE		●	LARDY			PETERSON		WINKJER	●
DOTZENROD		●	LARSON, B. #12			POWERS			
DUBORD		●	LARSON, G. #29			RAU		MR. SPEAKER	
EAGLES	●		LAUGHLIN			REED			
ERICKSON		●	LEE			RICHARD			
FLEMING	●		LIPSIEA			RICHIE			
GACKLE		●	LOKKEN			RICHTER			
GENGLER	●		LUNDENE			RIEHL			
GERL		●	MAIXNER			ROCHELEAU			
GRONNEBERG	●		MARSDEN			RUED			
GUNDERSON		●	MARTIN, C. #38			RUSSELL			
GUNSCH		●	MARTIN, G. #43			RYLANCE			
HAUGLAND		●	MARTINSON			SCHINDLER			
HAUSAUER, A. #49		●	MATCHIE			SCHUETT			
HAUSAUER, L. #25		●	McCAFFREY			SCOFIELD			
HERMAN		●	McGAUVRAN			SOLBERG			
HERSLIP	●		MEIERS			STENHJEM			
HICKLE		●	MERTENS			STRINDEN			
HILL		●	METZ			SWIONTEK			
HORGAN	●		METZGER			THORSgard			
JACOBSON		●	MEYER			TIMM			

So the bill lost.

House Bill No. 1251. 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, the roll was called and there were ayes, 83; nays, 13; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	●		JOHNSON			MILLER		TINJUM	●
BACKES	●		KELLY			MUND		TWETEN	●
BEAUCLAIR	●		KERMOTT			MURPHY		UNHJEM	●
BENEDICT	●		KLOUBEC			MUSHIK		VANDER VORST	●
BERG	●		KNUDSON			NICHOLAS		WAGNER	●
BERGER		●	KRETSCHMAR			NORDBY		WALSH	●
BLACK		●	KUCHERA			OLSON		WEBER	●
CHRISTENSEN	●		LANG			OPEDAH		WENTZ	●
CONMY		●	LANGLEY			O'SHEA		WINGE	●
CRABTREE		●	LARDY			PETERSON		WINKJER	●
DOTZENROD		●	LARSON, B. #12			POWERS			
DUBOR		●	LARSON, G. #29			RAU		MR. SPEAKER	
EAGLES	●		LAUGHLIN			REED			
ERICKSON		●	LEE			RICHARD			
FLEMING	●		LIPSIEA			RICHIE			
GACKLE		●	LOKKEN			RICHTER			
GENGLER	●		LUNDENE			RIEHL			
GERL		●	MAIXNER			ROCHELEAU			
GRONNEBERG	●		MARSDEN			RUED			
GUNDERSON		●	MARTIN, C. #38			RUSSELL			
GUNSCH		●	MARTIN, G. #43			RYLANCE			
HAUGLAND		●	MARTINSON			SCHINDLER			
HAUSAUER, A. #49		●	MATCHIE			SCHUETT			
HAUSAUER, L. #25		●	McCAFFREY			SCOFIELD			
HERMAN		●	McGAUVRAN			SOLBERG			

HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSgard
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Berger moved that House Bill No. 1144 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Berger requested permission to withdraw House Bill No. 1144. There being no objection, it was so ordered by the Speaker.

FIRST READING OF HOUSE RESOLUTION

Reps. Strinden and Backes introduced:

House Resolution No. 3. A resolution supporting the Tri-State Water Forum to be held in Fargo January 31 and authorizing Representatives Backes and Strinden to attend as official representatives of the House of Representatives of the Forty-fifth Legislative Assembly.

Which was read the first time.

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

HOUSE RESOLUTION No. 3

Introduced by Representatives Strinden and Backes.

A resolution supporting the Tri-State Water Forum to be held in Fargo January 31 and authorizing Representatives Backes and Strinden to attend as official representatives of the House of Representatives of the Forty-fifth Legislative Assembly.

WHEREAS, the Tri-State Water Forum will be held in Fargo on Monday, January 31, 1977; and

WHEREAS, the Tri-State Water Forum is designed to stimulate tri-state and international cooperation in the solution of regional water management problems; and

WHEREAS, specific objectives of the Tri-State Water Forum are to emphasize the critical nature of current and future water shortage problems in the Red, Souris, and James River Basins; to establish the importance of the Garrison Diversion Project to stabilize water supplies for municipal, industrial, agricultural, and recreational uses; and to examine the extent to which legal and institutional regulations restrict cooperation; and

WHEREAS, it is expected that the Governors of North Dakota, South Dakota, and Minnesota, and Manitoba's Prime Minister will be taking part in the Forum, along with a host of other key federal, state, and Canadian water officials; and

WHEREAS, as the branch of government charged with the responsibility of formulating the state's water laws, it is important that the North Dakota Legislative Assembly participate in such meetings as the Tri-State Water Forum;

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

That the House of Representatives of the Forty-fifth Legislative Assembly express its strong support of the Tri-State Water Forum in its efforts to encourage discussions and cooperation in regional and international water management problems; and

BE IT FURTHER RESOLVED, that Representatives Backes and Strinden be authorized to attend the Tri-State Water Forum as representatives of the House, that they be excused for absences caused by such attendance, and that they have their expenses paid by the Forty-fifth Legislative Assembly.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 3. A resolution supporting the Tri-State Water Forum to be held in Fargo January 31 and authorizing Representatives Backes and Strinden to attend as official representatives of the House of Representatives of the Forty-fifth 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, 95; nays, 0; absent and not voting, 5.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOITT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKLER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the House Resolution was declared adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2115. A Bill for an Act to repeal sections 19-05-05, 19-05-07, 19-05-08, 19-05-09, 19-05-10, 19-05-11, 19-05-14, 19-05-18, and 19-05-19 of the North Dakota Century Code, relating to the taxation of oleomargarine.

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, 5.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON		●	● JOHNSON		●	● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOITT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ

JOURNAL OF THE SENATE

● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJE
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENDLER	● LUNDENE	● RIEHL	
● GERI	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARS DEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McCAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHEM	
● HICKLE	● MERTEN	● STRINDEN	
● HILL	● METZ	● SWONTEK	
● HORGAN	● METZGER	● THORS GARD	
● JACOBSON	● MEYER	● THIMM	

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that 500 additional copies of House Bill No. 1129, as amended, be printed, 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. 1057
- House Bill No. 1133
- House Bill No. 1148
- House Bill No. 1154
- House Bill No. 1155
- House Bill No. 1157
- House Bill No. 1168
- House Concurrent Resolution No. 3025

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

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

- Senate Bill No. 2097
- Senate Bill No. 2100
- Senate Bill No. 2122
- Senate Bill No. 2168
- Senate Bill No. 2170
- Senate Bill No. 2183

LEO LEIDHOLM, Secretary

Rep. Strinden 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., Thursday, January 20, 1977, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Conmy introduced:

House Bill No. 1318. A Bill for an Act to amend and reenact subsection 1 of section 39-10-28 of the North Dakota Century Code relating to stopping for pedestrians in crosswalks.

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

Reps. McCaffrey, G. Martin, Murphy and Kelly introduced:

House Bill No. 1319. A Bill for an Act to require motor vehicle repair estimates.

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

Reps. Stenehjem, Swiontek and Unhjem introduced:

House Bill No. 1320. A Bill for an Act to adopt the Uniform Residential Landlord and Tenant Act, to amend and reenact sections 47-16-07, 47-16-12, and 47-16-20 of the North Dakota Century Code, relating to notice by landlords in changing terms of leases, obligations of the lessor to repair a dwelling, and payment of rent, and to repeal section 47-16-19 of the North Dakota Century Code, relating to the terms of a lease of lodgings.

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

Rep. Winkjer introduced:

House Bill No. 1321. A Bill for an Act to create and enact a new section to chapter 30.1-04, a new subsection to section 30.1-05-02, and a new subsection to section 30.1-14-01 of the North Dakota Century Code, relating to persons related to decedent through two lines, bona fide purchaser, and applicant's submission to jurisdiction; to amend and reenact sections 30.1-04-09 and 30.1-05-02, subsection 1 of section 30.1-05-05, section 30.1-05-06, subsection 1 of section 30.1-05-07, sections 30.1-08-04, 30.1-09-08, 30.1-09-11, 30.1-10-01, subsection 2 of section 30.1-10-02, sections 30.1-12-06, 30.1-14-01, 30.1-15-07, 30.1-19-02, 30.1-19-14, 30.1-20-10, 30.1-21-04, 30.1-31-04, and 30.1-31-06 of the North Dakota Century Code, to provide amendments to the Uniform Probate Code and relating to meaning of child, augmented estate, proceeding for elective share, effect of election on benefits by will or statute, charging spouse with gifts received, self-proved will, nonademption of specific devises in certain cases, construction of generic terms to accord with relationships as defined for intestate succession, renunciation of succession, definition of surviving spouse, proceedings within the exclusive jurisdiction of court, informal probate or appointment, proceedings, formal testacy proceedings, statute of limitations, encumbered assets, purchasers from distributees protected, liability of distributees to claimants, right of survivorship, and accounts and transfers nontestamentary.

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

Reps. Strinden and Richie introduced:

House Bill No. 1322. A Bill for an Act to change the name of the business privilege tax to the business and professional governmental services tax, to provide for the allocation of revenues from such tax to the counties and cities where collected, and to provide a statement of legislative intent concerning property tax relief; to amend and reenact sections 57-35.2-04 and 57-38-55, and subsections 1, 2, and 5 of section 57-38-66 of the North Dakota Century Code, relating to disposition of privilege and income taxes and to the business and professional governmental services tax; and to provide an effective date.

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

Reps. Backes and Peterson introduced:

House Bill No. 1323. A Bill for an Act to amend and reenact section 24-

05-04.1 of the North Dakota Century Code, relating to the rental fee charged by counties for use of their equipment.

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

Reps. Knudson and C. Martin introduced:

House Bill No. 1324. A Bill for an Act to provide for partial waiver of tuition fees for all members of the national guard in any post secondary educational program; and to provide an appropriation.

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

Reps. G. Larson and Rued introduced:

House Bill No. 1325. A Bill for an Act to amend and reenact section 11-14-16 of the North Dakota Century Code, relating to when treasurer shall pay over the funds collected.

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

Rep. Rued introduced:

House Bill No. 1326. A Bill for an Act to amend and reenact section 39-09-01 of the North Dakota Century Code, relating to the care required in operating a motor vehicle, and providing a penalty.

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

Reps. B. Larson, Meyer, Langley and Murphy introduced:

House Bill No. 1327. A Bill for an Act to create and enact a new subsection to section 41-02-81 of the North Dakota Century Code, relating to seller's remedies on discovery of buyer's insolvency.

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

Rep. Conmy introduced:

House Bill No. 1328. A Bill for an Act to create and enact a new subsection to section 40-05-01 of the North Dakota Century Code, relating to the authority of municipalities to control noise pollution.

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

Rep. Kuchera introduced:

House Bill No. 1329. A Bill for an Act to create and enact a new section to chapter 62-01 of the North Dakota Century Code, requiring firearms to be in cases or containers while being transported in any vehicle, with certain exceptions for authorized persons.

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

Rep. Berg introduced:

House Bill No. 1330. A Bill for an Act to create and enact a new section to chapter 25-07 of the North Dakota Century Code, relating to a home intervention program for hearing impaired preschoolers.

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

Rep. Stenehjem introduced:

House Bill No. 1331. A Bill for an Act to amend and reenact section 43-31-14 of the North Dakota Century Code, relating to examination and license fees for detection of deception examiners.

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

Rep. Stenehjem introduced:

House Bill No. 1332. A Bill for an Act to create and enact subsection 4 to section 43-33-07 of the North Dakota Century Code, commonly relating to establishing a fee for examination to determine qualifications for license as a hearing aid dealer and fitter.

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

Rep. Stenehjem introduced:

House Bill No. 1333. A Bill for an Act to amend and reenact section 43-30-11 of the North Dakota Century Code, relating to the renewal date and grace period for private detective and private detective agency licenses; and providing for expiration date of existing licenses.

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

Rep. Metzger introduced:

House Bill No. 1334. A Bill for an Act to establish a state building code council to adopt the BOCA basic building code on a statewide basis; to provide a penalty; and to provide an appropriation.

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

Rep. Metz introduced:

House Bill No. 1335. A Bill for an Act to amend and reenact sections 16-22-02 and 16-22-05 of the North Dakota Century Code, relating to the disclosure of financial interests by candidates for office, or, in the alternative, to amend and reenact sections 16.1-09-02 and 16.1-09-05 of the North Dakota Century Code as created by section 8 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the disclosure of financial interests of candidates for office.

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

Reps. Olson and Lee introduced:

House Bill No. 1336. A Bill for an Act to amend and reenact section 16-12-14 of the North Dakota Century Code, relating to the residency of poll challengers and poll checkers.

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

Rep. Mund introduced:

House Bill No. 1337. A Bill for an Act to amend and reenact section 15-62.2-01 of the North Dakota Century Code, relating to the North Dakota student financial assistance program, and providing assistance to persons who are attending postsecondary institutions out of state due to a physical or mental handicap and an absence of appropriate public institutions within North Dakota.

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

Reps. Swiontek, Lipsiea, McCaffrey and Meyer introduced:

House Bill No. 1338. A Bill for an Act to provide for payroll deduction for dues to teacher representative organization.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2038. A Bill for an Act to create and enact section 26-07-14.1 of the North Dakota Century Code, relating to a procedure for the revocation or suspension of the authority of a foreign insurance company to do business in the state; to amend and reenact sections 26-01-07, 26-03-42, 26-03-43, 26-07-14, 26-08-04, 26-08-07, 26-08-18, subsection 6 of section 26-09-01, sections 26-11-02, 26-11-11, 26-14-03, 26-14-05, subsection 4 of section 26-14-08, sections 26-14-12, 26-20-01, and subsection 7 of section 26-21-02 of

the North Dakota Century Code, relating to procedure for filing policies and articles of incorporation and amendments thereto with the commissioner of insurance, capital asset and surplus requirements for certain domestic and foreign insurance companies, procedure for revocation of authority of a foreign insurance company to do business in the state, liability of insurance company officers to stockholders and policyholders, collection of premiums by mutual insurance companies, and consolidation and dissolution of domestic insurance companies; and to repeal sections 26-07-12, 26-08-14, 26-08-15, and 26-10-06, and chapters 26-13 and 26-19, all of the North Dakota Century Code, relating to procedures on revocation of authority of insurance company for discrimination, notice of impairment of capital, assessment of stock, selection of application of surplus, assessment plan accident and sickness insurance companies, and crop hail insurance.

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 40-57-10 of the North Dakota Century Code, relating to limitations on purchase of municipal industrial revenue bonds by North Dakota state and national banks.

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

Senate Bill No. 2145. A Bill for an Act to amend and reenact section 11-11-39 of the North Dakota Century Code, relating to an appeal from a decision of the board of county commissioners.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2147. A Bill for an Act to create and enact a new paragraph to subdivision a of subsection 1 of section 39-01-01 of the North Dakota Century Code, relating to designation of park service vehicles as class A authorized emergency vehicles.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2151. A Bill for an Act to amend and reenact section 24-01-02 of the North Dakota Century Code, relating to the designation of the state highway system.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2162. A Bill for an Act to amend and reenact section 39-08-10 of the North Dakota Century Code, relating to an officer's duty to make and forward a written report of a motor vehicle accident.

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 15-10-08 of the North Dakota Century Code, relating to compensation of the members of the state board of higher education, and declaring an emergency.

Which was read the first time and referred to the Committee on Education.

The House recessed until 1:00 p.m., Thursday, January 20, 1977, pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk

TWELFTH DAY AFTER RECESS AND THIRTEENTH DAY

Bismarck, January 20, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1024

House Bill No. 1025

House Bill No. 1029

House Bill No. 1042

House Bill No. 1228

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Rylance moved that the amendments to House Bill No. 1022 as recommended by the Committee on State and Federal Government as printed on page 228 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1084 as recommended by the Committee on Education as printed on page 229 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1185 as recommended by the Committee on Finance and Taxation as printed on pages 229 and 230 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1191 as recommended by the Committee on State and Federal Government as printed on page 230 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1209 as recommended by the Committee on State and Federal Government as printed on page 230 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1231 as recommended by the Committee on Judiciary as printed on pages 230 and 231 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1061. A Bill for an Act to create and enact a new section to chapter 28-32 of the North Dakota Century Code, relating to independent hearing examiners to be provided by the attorney general

● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● MCCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg 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 HOUSE BILLS

House Bill No. 1041. A Bill for an Act to create and enact sections 23-10-02.1 and 23-10-07.1 of the North Dakota Century Code, relating to local enforcement and inspection and to service fees of mobile home parks, trailer parks, and campgrounds, and to amend and reenact sections 23-10-01, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to definitions, state laboratories department authority to promulgate regulations, issue licenses, and conduct inspections concerning mobile home parks, trailer parks, and campgrounds, license fees, sanitation and safety requirements, guest records, distribution and posting of regulations, ejection from premises, revocation of licenses, 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, 68; nays, 26; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON		●	● JOHNSON			● MILLER			● TINJUM		
● BACKES		●	● KELLY			● MUND			● TWETER		
● BEAUCLAIR			● KERMOTT		●	● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS		●	● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		●
● CHRISTENSEN		●	● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE		●	● LARDY			● PETERSON			● WINKJER		●
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAUL			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE		●	● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE		●	● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON		●	● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● MCCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE		●	● MERTENS			● STRINDEN					
● HILL			● METZ		●	● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1042. A Bill for an Act to create and enact a new section to chapter 57-55 of the North Dakota Century Code, relating to actions brought to abate taxes assessed on mobile homes.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON	•		• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFILO					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTIONS

Rep. Olson moved that House Bill No. 1309 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Olson requested permission to withdraw House Bill No. 1309. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1165. A Bill for an Act to amend and reenact section 43-23-08 of the North Dakota Century Code, relating to license standards under the real estate commission.

Which has been read.

Rep. Mushik requested that she be excused from voting on House Bill No. 1165, because of a conflict of interest.

Rep. Strinden moved that Rep. Mushik be allowed to vote on House Bill No. 1165, which motion prevailed.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON	•		• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCMAR			• NORDBY			• WALSH		

BLACK	•	KUCHERA	•	OLSON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAHL	•	WENTZ	•
COMMY	•	LANGLEY	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•
DOTZENROD	•	LARSON, B #12	•	POWERS	•		
DUBORD	•	LARSON, G #29	•	RAU	•	MR. SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	RICHIE	•		
GACKLE	•	LOKKE	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERI	•	MAIXNER	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A #49	•	MATCHIE	•	SCHUETT	•		
HAUSAUER, L #25	•	MCCAFFREY	•	SCOFIELD	•		
HERMAN	•	MCGAUVIRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STENEHEM	•		
HICKLE	•	MERTENS	•	STRINDEN	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill passed and the title was agreed to.

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

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

ROY GILBREATH, Chief Clerk

THIRTEENTH DAY

Bismarck, January 20, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Fr. Gerald Ruelle, Chaplain, St. Alexius Hospital, Bismarck.

The roll was called, and all members were present except Reps. Kretschmar and Mertens.

Rep. Strinden requested that the record show that Reps. Mertens and Kretschmar were absent from the House as official representatives to the Inaugural Ceremonies in Washington, D. C., which request was granted.

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 Twelfth Day, and finds the same to be correct.

REP. TINJUM, Chairman

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

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1018, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. DOTZENROD, Chairman

House Bill No. 1018 was re-referred to the Committee on Appropriations.

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. GENGLER, Chairman

House Bill No. 1034 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to

whom was referred House Bill No. 1038, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1038 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1088, has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 20 of the engrossed bill, after the word "nonprofit" insert the words "senior citizens"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1088 was placed on the 6th. order of business on the calendar for the succeeding legislative day.

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. GENGLER, Chairman

House Bill No. 1096 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1109, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 11, after the second word "lessee," delete the words "or purchaser"

On page 2, line 15, after the first word "lessee," delete the words "or purchaser"

On page 2, line 16, delete the words "or purchaser"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1109 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1110, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do not pass.

REP. WINGE, Chairman

House Bill No. 1110 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1112, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same be amended as follows:

On page 2, line 16, place beginning triple parentheses before the first comma

On page 2, line 18, place ending triple parentheses after the word "issue"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1112 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1182, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same do pass.

REP. LANG, Chairman

House Bill No. 1182 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1195, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1195 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1197, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1197 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1199, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 15 delete the words "rigid drawbar" and insert in lieu thereof the words "hinged swivel"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1199 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1207, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 16 after the word "by" insert the words "locally authorized"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1207 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1217, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. DOTZENROD, Chairman

House Bill No. 1217 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1220, has had the same under consideration and

recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 10, delete the word "provisions" and insert the word "provisions"

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1220 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1234, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1234 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1229, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 1, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1229 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1246, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do not pass.

REP. LANG, Chairman

House Bill No. 1246 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1247, had had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same do not pass.

REP. LANG, Chairman

House Bill No. 1247 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1248, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2; that the same do pass.

REP. LANG, Chairman

House Bill No. 1248 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1204. A Bill for an Act to amend and reenact section 64-02-07 of the North Dakota Century Code, relating to duties of the director.

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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ANDERSON		●	JOHNSON		●	MILLER		●	TINJUM	
●	BACKES		●	KELLY		●	MUND		●	TWETEN	

● BEAUCLAIR	● KERMOTT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBEC	● MUSHIK	● VANDER VORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONMY	● LANGLEW	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B #12	● POWERS	
● DuBORD	● LARSON, G #29	● RAO	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C #38	● RUSSELL	
● GUNSCH	● MARTIN, G #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.
House Bill No. 1210. A Bill for an Act to repeal sections 57-22-26, 57-22-27, and 57-22-28 of the North Dakota Century Code, relating to the deduction of personal property taxes from salaries, wages, and claims against public funds.
 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUN		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEW			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G #29			● RAO			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

MOTIONS

Rep. Marsden moved that House Bill No. 1095 be returned to the House from the Committee on Judiciary, which motion prevailed.
 Rep. Marsden requested permission to withdraw House Bill No. 1095. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1228. A Bill for an Act to create and enact new sections to chapters 57-52 and 57-53 of the North Dakota Century Code, relating to special fuel shrinkage provisions; and to amend and reenact sections 57-35-06, 57-35.1-02, 57-50-04, 57-52-12, 57-52-17, 57-54-11 and 57-54.1-12 of the North Dakota Century Code, relating to the subjection of banks, trust companies and building and loan associations to motor fuel tax, occasional trip permits and general penalty provisions.

Which has 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, 4.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHK		● VANDERVORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAXNER			● ROCHELEAU		
● GRONNBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● MEYER			● THORSGARD		
● JACOBSON						● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1232. A Bill for an Act to amend and reenact section 2-05-01 of the North Dakota Century Code, relating to the aeronautics commission, its creation, membership and salary of its 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, 93; nays, 3; absent and not voting, 4.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHK		● VANDERVORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		

● FLEMING	● LIPSIA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANDCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, C. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

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. 1105
 House Bill No. 1113
 House Bill No. 1129
 House Bill No. 1134
 House Bill No. 1156
 House Concurrent Resolution No. 3026

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

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

Senate Bill No. 2015
 Senate Bill No. 2019
 Senate Bill No. 2095
 Senate Bill No. 2111
 Senate Bill No. 2153
 Senate Bill No. 2184
 Senate Bill No. 2185
 Senate Bill No. 2186.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Concurrent Resolution No. 3019

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE CONCURRENT RESOLUTION No. 3019

Senator Solberg offered the following amendments to House Concurrent Resolution No. 3019:

On page 1, line 15 of the engrossed resolution, delete \$42.50 and insert in lieu thereof \$45.00

On page 1, line 17 of the engrossed resolution, delete \$42.50 and insert in lieu thereof \$45.00

On page 3, line 34 of the engrossed resolution, delete \$42.50 and insert in lieu thereof \$45.00

On page 4, line 1 of the engrossed resolution, delete \$42.50 and insert in lieu thereof \$45.00

On page 2, line 11, of the engrossed resolution, delete \$37.50 and insert in lieu thereof \$40.00

On page 2, line 35, of the engrossed resolution, delete \$37.50 and insert in lieu thereof \$40.00

On page 4, line 17, of the engrossed resolution, delete \$37.50 and insert in lieu thereof \$40.00

On page 4, line 32 of the engrossed resolution, delete \$37.50 and insert in lieu thereof \$40.00

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Strinden moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3019, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and House Concurrent Resolution No. 3019 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3019. A concurrent resolution providing and designating House and Senate employees and fixing their compensation.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•			•	KELLY		•	MUND		•	TWETEN	
•			•	KERMOTT		•	MURPHY		•	UNHJEM	
•			•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•			•	KNUDSON		•	NICHOLAS		•	WAGNER	
•			•	KRETSCHEMAR		•	NORDBY		•	WALSH	
•			•	KUCHERA		•	OLSSON		•	WEBER	
•			•	LANG		•	OPEDAHN		•	WENTZ	
•			•	LANGBY		•	O'SHEA		•	WINGE	
•			•	LARDY		•	PETERSON		•	WINKLER	
•			•	LARSON, B. #12		•	POWERS				
•			•	LARSON, G. #29		•	RAU		•	MR SPEAKER	
•			•	LAUGHLIN		•	REED				
•			•	LEE		•	RICHARD				
•			•	LIPSIEA		•	RICHIE				
•			•	LOKKEN		•	RICHTER				
•			•	LUNDENE		•	RIEHL				
•			•	MAIXNER		•	ROCHELEAU				
•			•	MARSDEN		•	RUED				
•			•	MARTIN, C. #38		•	RUSSELL				
•			•	MARTIN, G. #43		•	RYLANCE				
•			•	MARTINSON		•	SCHINDLER				
•			•	MATCHEE		•	SCHIETT				
•			•	McCAFFREY		•	SCOFIELD				
•			•	McGALUVRAN		•	SOLBERG				
•			•	MEIERS		•	STENEHJEM				
•			•	MERTENS		•	STRINDEN				
•			•	METZ		•	SWIONTEK				
•			•	METZGER		•	THORSGARD				
•			•	MEYER		•	TIMM				

So the House Concurrent Resolution was declared adopted.

Rep. Strinden 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., Friday, January 21, 1977, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Gackle and Weber introduced:

House Bill No. 1339. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit; and to provide for an appropriation.

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

Rep. Wentz introduced:

House Bill No. 1340. A Bill for an Act to amend and reenact sections 40-46-04, 40-46-06, 40-46-09, 40-46-13, 40-46-20, and 40-46-27 of the North Dakota Century Code, relating to employees' pension plans in cities.

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

Rep. Herman introduced:

House Bill No. 1341. A Bill for an Act to create and enact a new subsection to section 39-10-46 of the North Dakota Century Code, relating to the authority of school bus drivers to turn on flashing lights within city limits.

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

Reps. Nordby, Murphy and Langley introduced:

House Bill No. 1342. A Bill for an Act to create and enact a new subsection to section 12.1-30-02 and a new subsection to section 12.1-30-03 of the North Dakota Century Code, relating to the sale of horses on Sunday.

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

Reps. Scofield and Powers introduced:

House Bill No. 1343. A Bill for an Act to amend and reenact section 39-03A-09, 39-03A-12 and 39-03A-14 of the North Dakota Century Code, relating to the North Dakota highway patrolmen's retirement system.

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

Reps. McCaffrey, Lundene, C. Martin, Swiontek and Lokken introduced:

House Bill No. 1344. A Bill for an Act to provide a state matching program for county and city senior citizen programs and activities; and to provide an appropriation.

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

Reps. Maixner and G. Martin introduced:

House Bill No. 1345. A Bill for an Act to amend and reenact subsection 2 of section 57-39.2-12 and subsection 4 of section 57-40.2-07 of the North Dakota Century Code, to provide a discount on the amount of sales and use taxes remitted to compensate retailers for keeping tax records, filing reports, and remitting taxes.

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

Reps. Metzger and Winkjer introduced:

House Bill No. 1346. A Bill for an Act to allow the construction superintendent to adopt a uniform standards code for energy conservation in new building construction.

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

Rep. Kloubec introduced:

House Bill No. 1347. A Bill for an Act to amend and reenact section 47-14-05 of the North Dakota Century Code, relating to the legal right of interest for legal indebtedness.

Was read the first time and referred to the committee on Judiciary.
Reps. Metzger, Kloubec, Berger and Kelly introduced:

House Bill No. 1348. A Bill for an Act to authorize the construction of a medical research and educational center at Fargo using federal funds, providing for use of the center by the university of North Dakota school of medicine, providing for construction on land owned by the United States of America under the jurisdiction of the United States Veterans Administration, and providing for a ninety-nine year lease to the state of North Dakota doing business as the university of North Dakota; providing an appropriation; and declaring an emergency.

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

Reps. Nicholas, Weber, Tinjum and Olson introduced:

House Bill No. 1349. A Bill for an Act to create and enact section 57-15-27.2 of the North Dakota Century Code, relating to authorizing a mill levy by counties for the maintenance of abandoned cemeteries; and to amend and reenact section 23-06-30 of the North Dakota Century Code, relating to the duty of counties to maintain abandoned cemeteries.

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

Rep. Gerl introduced:

House Bill No. 1350. A Bill for an Act to create and enact a new section to chapter 5-02 of the North Dakota Century Code, relating to the authorization of special liquor permits; and to amend and reenact sections 53-02-05 and 53-02-09 of the North Dakota Century Code, relating to applications for permits and the refusal and revocation of permits for cause.

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

Rep. Rylance introduced:

House Bill No. 1351. A Bill for an Act to provide for the confidentiality of records maintained on individuals obtaining mental health or addiction counseling and to provide for the destruction of such records.

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

Reps. Conmy and Gengler introduced:

House Bill No. 1352. A Bill for an Act to amend and reenact subsection 3 of section 19-03.1-23 of the North Dakota Century Code, relating to penalties for the possession of a controlled substance.

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

Rep. Weber introduced:

House Bill No. 1353. 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, providing an income tax deduction for residential utility bills; and to provide an effective date.

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

Rep. Thorsgard introduced:

House Bill No. 1354. A Bill for an Act to prohibit metered telephone usage.

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

FIRST READING OF HOUSE RESOLUTIONS

Reps. Eagles, Conmy and Nicholas introduced:

House Concurrent Resolution No. 3027. A concurrent resolution directing a Legislative Council study of North Dakota's corrections system.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2097. A Bill for an Act to amend and reenact subsection 3 of section 12.1-32-09 of the North Dakota Century Code, relating to the procedure for extended sentences for dangerous special offenders.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2100. A Bill for an Act to amend and reenact section 57-15-42 of the North Dakota Century Code, relating to a mill levy for city fire departments.

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

Senate Bill No. 2122. A Bill for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to a minimum term of imprisonment for committing a felony while in possession of a dangerous weapon, a destructive device, an explosive, or a firearm.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2168. A Bill for an Act to create and enact sections 14-17-04.1 and 14-17-04.2 of the North Dakota Century Code, relating to artificial insemination and artificial implantation.

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 sections 50-24-33 and 50-24.1-07 of the North Dakota Century Code, relating to recovery from the estates of medical assistance recipients and from the estates of recipients of assistance to the aged, blind, or disabled.

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

Senate Bill No. 2183. A Bill for an Act to amend and reenact subsection 1 of section 39-04-18 of the North Dakota Century Code, relating to motor vehicles exempt from registration fees.

Which was read the first time and referred to the Committee on Transportation.

The House stood recessed until 1:00 p.m., Friday, January 21, 1977, pursuant to the motion of Rep. Strinden.

ROY GILBREATH, Chief Clerk

THIRTEENTH DAY AFTER RECESS AND FOURTEENTH DAY

Bismarck, January 21, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1022

House Bill No. 1084

House Bill No. 1185

House Bill No. 1191

House Bill No. 1209

House Bill No. 1231

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTION

Rep. Strinden moved that the rules be suspended, and those bills shown on the calendar under the 6th order for consideration after 2:00 p.m. be moved to before 2:00 p.m. for consideration at this time, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Haugland moved that the amendments to House Bill No. 1088 as recommended by the Committee on Social Welfare as printed on page 251 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1109 as recommended by the Committee on Natural Resources as printed on page 251 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1112 as recommended by the Committee on Natural Resources as printed on page 251 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1199 as recommended by the Committee on Transportation as printed on page 252 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1207 as recommended by the Committee on Transportation as printed on page 252 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1220 as recommended by the Committee on Political Subdivisions as printed on pages 252 and 253 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1022. A Bill for an Act to provide for an economical and efficient method of preserving public records for research, reference, or other uses to document governmental actions; to create and enact a new subsection to section 11-17-08 of the North Dakota Century Code, relating to destruction of records by the clerk of court; and to amend and reenact sections 11-13-17, 11-17-09, 40-16-10, 54-46-03, subsection 3 of section 54-46-04, subsection 3 of section 54-46-05, sections 54-46-08, 54-46-08.1, 54-46-09, 54-46-12, 54-46-13, and 58-07-05 of the North Dakota Century Code, relating to destruction of county records, destruction of city records, duties of the state records administrator, duties of state agency heads, disposal of records, preservation of records, destruction of nonrecord materials, uniform system of county records management, rules for destruction of certain welfare records, and destruction of township records.

Which has 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, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON			●	MILLER	●		TINJUM
●			●	KELLY	●		●	MUND	●		TWETEN
●			●	KERMOTT			●	MURPHY	●		UNHJEM
●			●	KLOUBEC			●	MUSHIK	●		VANDER VORST
●			●	KNUDSON			●	NICHOLAS	●		WAGNER
●			●	KRETSCHMAR			●	NORDB	●		WALSH
●			●	KUCHEM			●	OLSON	●		WEBER
●			●	LANG			●	OPEDAHL	●		WENTZ
●			●	LANGLEY			●	O'SHEA	●		WINGE
●			●	LARDY			●	PETERSON	●		WINKLER
●			●	LARSON, B. #12			●	POWERS			
●			●	LARSON, G. #29			●	RAU	●		MR. SPEAKER
●			●	LAUGHLIN			●	REED			
●			●	LEE			●	RICHARD			
●			●	LIPSIEA			●	RICHIE			
●			●	LOKKEN			●	RICHTER			
●			●	LUNDENE			●	RIEHL			
●			●	MAIXNER			●	ROCHELEAU			
●			●	MARSDEN			●	RUED			
●			●	MARTIN, C. #38			●	RUSSELL			
●			●	MARTIN, G. #43			●	RYLANCE			
●			●	MARTINSON			●	SCHINDLER			
●			●	MATCHEE			●	SCHUETT			
●			●	MCCAFFREY			●	SCOFIELD			
●			●	MCGAUVRAN			●	SOLBERG			
●			●	MEIERS			●	STENEHJEM			
●			●	MERTENS			●	STRINDEN			
●			●	METZ			●	SWIONTEK			
●			●	METZGER			●	THORSGARD			
●			●	MEYER			●	TIMM			

So the bill passed and the title was agreed to.

House Bill No. 1084. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code relating to petitions for school district tax levy limitation 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, 86; nays, 7; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON			●	MILLER	●		TINJUM
●			●	KELLY			●	MUND	●		TWETEN
●			●	KERMOTT			●	MURPHY	●		UNHJEM

• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHENAR	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONWAY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRÖNNBERG	• MARS DEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1185. A Bill for an Act to amend and reenact subsection 3 of section 57-39.2-01 of the North Dakota Century Code, relating to definitions of words, terms and phrases when used in the sales tax chapter 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, 38; nays, 55; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHENAR			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRÖNNBERG			• MARS DEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

House Bill No. 1191. A Bill for an Act to create and enact a new section to chapter 25-03 of the North Dakota Century Code, relating to referral of patients of the state hospital upon discharge.

Which has been read.

● EAGLES	● LAUGHLIN	● REED
● ERICKSON	● LEE	● RICHARD
● FLEMING	● LIPSIEA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARS DEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORS GARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1231. A Bill for an Act to amend and reenact subsection 3 of section 57-38-45 of the North Dakota Century Code, relating to a penalty for failing to file or fraudulently filing a North Dakota income tax return.

Which has 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, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NOROBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZEMROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARS DEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCOFIELD					
● HAUSAUER, L. #25			● McCAFFREY			● SOLBERG					
● HERMAN			● McGAUVRAN			● STENEHEM					
● HERSLIP			● MEIERS			● STRINDEN					
● HICKLE			● MERTENS			● SWIONTEK					
● HILL			● METZ			● THORS GARD					
● HORGAN			● METZGER			● TIMM					
● JACOBSON			● MEYER								

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1053, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1053 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1055, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same be amended as follows:

On page 1, line 16, after the word "from" insert the following words:
"and without the objection of"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1055 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1068, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 0, that the same be amended as follows:

On page 1, line 3, delete the following: ", and to provide an appropriation"

On page 3, line 15, delete the word "develop" and insert in lieu thereof the words "protect our" and also in line 15, delete the words "for the production of"

On page 3, line 16, delete the word "energy"

On page 3, delete all of lines 25 through 30.

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1068 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1087, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do not pass.

REP. DOTZENROD, Chairman

House Bill No. 1087 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1099, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do not pass.

REP. WINGE, Chairman

House Bill No. 1099 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1108, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do not pass.

REP. WINGE, Chairman

House Bill No. 1108 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1111, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same be amended as follows:

On page 1, line 14, place triple parentheses before and after the word "COAL" and insert in lieu thereof the words "AND PROSPECTING"

On page 1, line 17, following the word "coal", insert the following: "lignite, uranium, oil and gas, or potash,"

On page 1, line 18, following the comma, insert the following: "or any

person who prospects or explores for coal, lignite, uranium, oil and gas, or potash without permission from the board of university and school lands,"

On page 1, line 21, following the word "theft" insert the following: "as defined in chapter 12.1"

On page 1, line 22, delete the words "criminally and"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1111 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1135, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 0; Absent, 3, that the same be amended as follows:

On page 1, line 2, delete the words "bank of North Dakota" and insert in lieu thereof the words "North Dakota Mill and Elevator Association"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1135 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1163, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1163 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1173, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. HAUGLAND, Chairman

House Bill No. 1173 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1179, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1179 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1180, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1180 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1186, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 3 before the period insert the words “; and declaring an emergency”

On page 1, line 12 after the word “authority” insert the words “in the interest of the public health, welfare and safety”

On page 1, line 14 following the period add the following language: “The highway commissioner’s authority to prohibit the use of snowmobiles shall be limited to the roadways, shoulders, inslopes and medians within the right of way, except where such action is necessary to avoid an obstacle. Notwithstanding the racing prohibitions in sections 39-08-03.1 and 39-10-70, the highway commissioner may, on a case-by-case basis, permit organized and bona fide snowmobile races on the ditch bottoms, back slopes and the top of the back slopes of the highway rights of way under his jurisdiction. The planning, organization, route selection and safety precautions of any such race shall be the sole responsibility of the permittee. It is expressly provided that the highway commissioner, and the department and the employees thereof shall incur no liability whatsoever for permitting such races.

SECTION 2. EMERGENCY. This Act is hereby declared to be an emergency measure and shall be in 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. ERICKSON, Chairman

House Bill No. 1186 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1194, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 3; Absent, 4, that the same do not pass.

REP. DOTZENROD, Chairman

House Bill No. 1194 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1215, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 14 place triple parentheses around the word “October” and insert in lieu thereof the word “July”

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1215 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1237, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 2; Absent, 4, that the same be amended as follows:

On page 5, line 23, delete “,to be used for admini.”

On page 5, line 24, delete “stration of this Act, and”

On page 5, delete all of line 25

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. LANG, Chairman

House Bill No. 1237 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1245, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 2; Absent, 4, that the same be amended as follows:

On Page 1, line 14 after the word "accident" and before the comma insert the words "as a driver"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1245 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1256, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 2, line 15, delete the word "second" and insert the word "seconds"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1256 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3020, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. DOTZENROD, Chairman

House Concurrent Resolution No. 3020 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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

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

ROY GILBREATH, Chief Clerk

FOURTEENTH DAY

Bismarck, January 21, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Clemence Auch, Baptist Home of Bismarck.

The roll was called, and all members were present except Reps. Kretschmar, Kuchera, Mertens, Miller, Rued, Tinjum and Wagner.

Rep. Strinden requested that the Journal show that Reps. Kretschmar and Mertens were official representatives of the House of Representatives to the Inaugural ceremonies in Washington, D. C., which request was granted.

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. TINJUM, chairman

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

MOTIONS

Rep. Haugland moved that House Bill No. 1046 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Haugland moved that House Bill No. 1046 be re-referred to the Committee on Judiciary, which motion prevailed.

Rep. Winge moved that House Bill No. 1110 be re-referred to the Committee on Natural Resources, which motion prevailed.

Rep. Gackle moved that House Bill No. 1339 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Gackle moved that House Bill No. 1339 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Backes: "Mr. Speaker, I rise on a point of personal privilege. "We have just had the pleasure of hearing Amin El Hassan address this group. I do not believe we understand the type of man he is, and I had the good fortune of knowing Mr. Hassan from last summer. At the convention of the Verendrye Electric Cooperative, of which I am a board member, he came to North Dakota last summer to speak to this cooperative, and for those days he was here he went through several plants, took farm tours, and toured the State Mill and Elevator.

"He is a very entertaining person. I had the opportunity of driving him when he was touring farms. After those tours, he seemed very interested in buying North Dakota wheat.

"The government of Iraq is a socialistic-type government, and they are not interested in buying wheat through the multi-national companies, but they would like to buy direct. When the Governor and I were with him that afternoon, we talked about the wheat pool. He is the type man who gets right to the nitty-gritty of it. He said, 'Mr. Governor, so long as it is so good, do you have wheat in it?' The Governor said, 'Yes.' Then he turned to me and said, 'Do you have wheat in it?' I said, 'Yes.' He smiled and said, 'Then it is a people's pool.'

"My background and knowledge of Iraq before I studied up on the literature available before his visit was that it was a paradise or Garden of Eden, the land of the Tigris and Euphrates Rivers, Ali Baba and the Forty Thieves — many of these things Mr. Hassan had never heard of.

"The person who has just spoken to us is quite an individual, and it was a tremendous pleasure and honor that we had this man speak to us today."

SECOND READING OF HOUSE BILLS

House Bill No. 1195. A Bill for an Act to create and enact a new section to chapter 10-13, a new section to chapter 40-33, and a new section to chapter 49-20 of the North Dakota Century Code, relating to the discontinuance of electrical service by electrical cooperatives, municipal utilities, and public utilities for nonpayment after at least seven days' written notice and at least forty-eight hours' actual notice to a customer prior to actual disconnection.

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, 43; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON				JOHNSON			MILLER			TINJUM	
BACKES				KELLY			MUND			TWETEN	
BEAUCLAIR				KERBYTT			MURPHY			UNHJEM	
BENEDICT				KLOUBEC			MUSHIK			VANDER VORST	
BERG				KNUSDON			NICHOLAS			WAGNER	
BERGER				KRETSCHMAR			NORDBY			WALSH	
BLACK				KUCHERA			OLSON			WEBER	
CHRISTENSEN				LANG			OPEDAHL			WENTZ	
CONMY				LANGLEY			O'SHEA			WINGE	
CRABTREE				LARDY			PETERSON			WINKJER	
DOTZENROD				LARSON, B. #12			POWERS				
DUBORD				LARSON, G. #29			RAU			MR. SPEAKER	
EAGLES				LAUGHLIN			REED				
ERICKSON				LEE			RICHARD				
FLEMING				LIPSIEA			RICHIE				
GACKLE				LOKKEN			RICHTER				
GENGLER				LUNDENE			RIEHL				
GERL				MAIXNER			ROCHELLEAU				
GRONNEBERG				MARSDEN			RUED				
GUNDERSON				MARTIN, C. #38			RUSSELL				
GUNSCH				MARTIN, G. #43			RYLANCE				
HAUGLAND				MARTINSON			SCHINDLER				
HAUSAUER, A. #49				MATCHIE			SCHUETT				
HAUSAUER, L. #25				McCAFFREY			SCOFIELD				
HERMAN				McGAUVRAN			SOLBERG				
HERSLIP				MEIERS			STENEHJEM				
HICKLE				MERTENS			STRINDEN				
HILL				METZ			SWIONTEK				
HORGAN				METZGER			THORSGARD				
JACOBSON				MEYER			TIMM				

So the bill lost for want of a constitutional majority.

House Bill No. 1229. A Bill for an Act to provide for the regulation of off-road vehicles; to provide a short title; to provide for declaration of policy; to provide for definitions; to provide for exemptions; to provide for operating restrictions; to provide to municipalities, counties and state agencies authority to regulate time periods and zones of use for off-road vehicles; to provide for enforcement 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, 15; nays, 77; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON				JOHNSON			MILLER			TINJUM	
BACKES				KELLY			MUND			TWETEN	
BEAUCLAIR				KERMOTT			MURPHY			UNHJEM	
BENEDICT				KLOUBEC			MUSHIK			VANDER VORST	
BERG				KNUSDON			NICHOLAS			WAGNER	
BERGER				KRETSCHMAR			NORDBY			WALSH	
BLACK				KUCHERA			OLSON			WEBER	
CHRISTENSEN				LANG			OPEDAHL			WENTZ	
CONMY				LANGLEY			O'SHEA			WINGE	
CRABTREE				LARDY			PETERSON			WINKJER	
DOTZENROD				LARSON, B. #12			POWERS				
DUBORD				LARSON, G. #29			RAU			MR. SPEAKER	
EAGLES				LAUGHLIN			REED				
ERICKSON				LEE			RICHARD				
FLEMING				LIPSIEA			RICHIE				
GACKLE				LOKKEN			RICHTER				
GENGLER				LUNDENE			RIEHL				
GERL				MAIXNER			ROCHELLEAU				
GRONNEBERG				MARSDEN			RUED				
GUNDERSON				MARTIN, C. #38			RUSSELL				
GUNSCH				MARTIN, G. #43			RYLANCE				
HAUGLAND				MARTINSON			SCHINDLER				
HAUSAUER, A. #49				MATCHIE			SCHUETT				
HAUSAUER, L. #25				McCAFFREY			SCOFIELD				
HERMAN				McGAUVRAN			SOLBERG				
HERSLIP				MEIERS			STENEHJEM				
HICKLE				MERTENS			STRINDEN				
HILL				METZ			SWIONTEK				
HORGAN				METZGER			THORSGARD				
JACOBSON				MEYER			TIMM				

So the bill lost.

House Bill No. 1246. A Bill for an Act to amend and reenact sections 11-07-03.1, 11-10-04, and 11-11-02 of the North Dakota Century Code, relating to the election of county commissioners.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 17; nays, 75; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHEMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHEM	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAH	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELBAU	•				
GRÖNNBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCHE	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MAITCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•				
HERMAN	•		McGAUVRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEN	•				
HILL	•		METZ	•		SWIONTEK	•				
MORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1247. A Bill for an Act to amend and reenact sections 11-33-09, 11-33-10, and 11-33-13 of the North Dakota Century Code, relating to publication and approval of a county zoning ordinance proposed by a county planning commission and adopted by the board of county commissioners, separate hearings thereon, and the effect on existing uses of 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, 32; nays, 60; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHEMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHEM	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAH	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1197. A Bill for an Act to amend and reenact subsections 1 and 4 of section 51-10-01, sections 51-10-03, 51-10-05, and 51-10-07 of the North Dakota Century Code, relating to the definition of cost; unfair advertising, offer to sell, or sale; advertising, offering, or selling articles at less than cost; and the application of provisions of this chapter.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 11; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					

• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1234. A Bill for an Act to create and enact section 36-04-11.1 of the North Dakota Century Code, relating to rules and regulations; and to amend and reenact subsection 4 of section 36-04-02, subsection 1 of section 36-04-04, and sections 36-04-07 and 36-04-21 of the North Dakota Century Code, relating to licensing of livestock 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, 82; nays, 10; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER	•		• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERKOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEAHNG			• LIPSIE			• RICHE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIKNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MARCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1248. A Bill for an Act to amend and reenact section 57-15-19.2 of the North Dakota Century Code, relating to township special road funds.

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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER	•		• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERKOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		

● EAGLES	● LAUGHLIN	● REED
● ERICKSON	● LEE	● RICHARD
● FLEMING	● LIPSIEA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWONTEK
● MORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

MOTIONS

Rep. Olson moved that House Bill No. 1196 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Olson requested permission to withdraw House Bill No. 1196. There being no objection, it was so ordered by the Speaker.

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. 1029
 House Bill No. 1041
 House Bill No. 1042
 House Bill No. 1063
 House Bill No. 1152
 House Bill No. 1158
 House Bill No. 1165
 House Bill No. 1166
 House Bill No. 1167
 House Bill No. 1187
 House Bill No. 1189
 House Bill No. 1251

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. 2115

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

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

Senate Bill No. 2020
 Senate Bill No. 2035
 Senate Bill No. 2191
 Senate Bill No. 2211
 Senate Concurrent Resolution No. 4029

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Concurrent Resolution No. 3025

LEO LEIDHOLM, Secretary

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

Rep. Strinden 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 adjourned, until 2:00 p.m., Monday, January 24, 1977, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Scofield introduced:

House Bill No. 1355. A Bill for an Act to amend and reenact subsection 2 of section 52-04-07 of the North Dakota Century Code, relating to when unemployment compensation benefits paid are not chargeable to accounts of base-period employers.

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

Rep. Metz introduced:

House Bill No. 1356. A Bill for an Act for an appropriation and transfer from the state general fund to create a special reserve fund in the state treasury.

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

Rep. Kloubec introduced:

House Bill No. 1357. A Bill for an Act to amend and reenact section 39-06-32 of the North Dakota Century Code, relating to the power of the highway commissioner to suspend a driver's license for failing to appear in court after signing a promise to do so and for failing to pay a fine or serve a sentence ordered by a court.

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

Rep. Conmy introduced:

House Bill No. 1358. A Bill for an Act to create and enact subdivision h to subsection 1 of section 26-36-08 of the North Dakota Century Code, relating to the North Dakota insurance guaranty association.

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

Rep. Conmy introduced:

House Bill No. 1359. A Bill for an Act to create and enact a new section to chapter 26-21 of the North Dakota Century Code and to create and enact subsection 6 to section 26-21-09 of the North Dakota Century Code, relating to the handling of claims against and the assets of insolvent insurance companies.

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

Reps. Backes, Maixner, Lardy, Weber and Fleming introduced:

House Bill No. 1360. A Bill for an Act to provide for a severance tax for the privilege of severing coal from the earth; to provide procedures for the imposition, collection, and administration of such tax; to provide for the deposit of the proceeds of such tax in the state treasury and for the

allocation thereof to the state and its political subdivisions; to provide for a coal development impact office in the office of the governor; and to provide for a coal development impact commission to approve or disapprove impact grants.

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

Reps. Kuchera, Kelly, Mushik and Stenehjem introduced:

House Bill No. 1361. A Bill for an Act to create and enact a new subsection to section 15-65-03 of the North Dakota Century Code, relating to the authority of the North Dakota educational broadcasting council to contract with noncommercial public television and radio stations; and providing an appropriation.

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

Rep. Berger introduced:

House Bill No. 1362. A Bill for an Act to amend and reenact section 15-53.1-38 of the North Dakota Century Code, relating to alteration of proportionate rate.

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

Reps. Maixner and Gerl introduced:

House Bill No. 1363. A Bill for an Act to amend and reenact section 54-05.1-03 of the North Dakota Century Code, relating to the registration of lobbyists.

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

Rep. Conmy introduced:

House Bill No. 1364. A Bill for an Act to amend and reenact sections 12-53-11 and 12-53-15 of the North Dakota Century Code, relating to probation and costs incurred in proceedings for revocation; providing an appropriation; and declaring an emergency.

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

Rep. Stenehjem introduced:

House Bill No. 1365. A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds for constructing revenue-producing buildings at the university of North Dakota; to make an appropriation; and to declare an emergency.

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

Rep. Stenehjem introduced:

House Bill No. 1366. A Bill for an Act to include the state, political subdivisions, and agencies or departments thereof within the applicability of child labor laws.

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

Rep. Conmy introduced:

House Bill No. 1367. A Bill for an Act to create and enact a new section to chapter 28-14 of the North Dakota Century Code, relating to the size of juries in civil cases.

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

Reps. Kelly, Lardy and G. Martin introduced:

House Bill No. 1368. A Bill for an Act to amend and reenact sections 57-02.2-01, 57-02.2-02, and 57-02.2-03 of the North Dakota Century Code, to provide for the exemption of improvements to residential buildings.

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

Reps. Peterson and L. Hausauer introduced:

House Bill No. 1369. A Bill for an Act to authorize the State Board of Higher Education to sell and convey certain land owned by the State of North Dakota.

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

Rep. Conmy introduced:

House Bill No. 1370. A Bill for an Act to amend and reenact section 29-17-12 of the North Dakota Century Code, relating to the size of juries in criminal cases.

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

Reps. Lundene, Benedict and Johnson introduced:

House Bill No. 1371. 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 an income tax adjustment for teacher retirement benefits.

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

Reps. B. Larson and Herslip introduced:

House Bill No. 1372. A Bill for an Act to amend and reenact section 6-03-05.1 of the North Dakota Century Code, relating to the authority of mortgagees to advance funds to protect liens.

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

Rep. Black introduced:

House Bill No. 1373. A Bill for an Act to allow persons who reside on government installations to vote in school district elections.

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

Rep. Marsden introduced:

House Bill No. 1374. A Bill for an Act to amend and reenact section 6-08-16 of the North Dakota Century Code, relating to issuing a check or draft without sufficient funds or credit, and providing that the holder of a dishonored check may recover the amount of the check and the cost of sending a notice of dishonored check to the drawer.

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

Rep. Winkjer introduced:

House Bill No. 1375. A Bill for an Act to create and enact the Uniform Marriage and Divorce Act, providing procedures for the solemnization and registration of marriage, promoting the amicable settlement of disputes between parties to a marriage, providing for the invalidation of certain marriages and for the dissolution of others, providing for the division of property of the parties, and making reasonable provision for the spouse and minor children during and after litigation, making irretrievable breakdown of the marriage relationship the sole basis for dissolution; to repeal sections 14-03-01, 14-03-02, 14-03-03, 14-03-06, 14-03-07, 14-03-08, 14-03-09, 14-03-17, 14-03-18, 14-03-19, 14-03-21, 14-03-22, 14-06-05, and chapters 14-04, 14-05, 14-06, and 27-05.1 of the North Dakota Century Code, relating to the marital relationship and family court; providing a penalty; and providing an effective date.

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

Reps. Kelly, Rylance, Mertens, Conmy and Wentz introduced:

House Bill No. 1376. A Bill for an Act to amend and reenact sections 49-05-05, 49-05-06, and 49-06-07 of the North Dakota Century Code, relating to notice to the public service commission of proposed rate changes, public service commission hearings on proposed public utility rates, and temporary rates prescribed by the commission.

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

Reps. Unhjem, Stenehjem and Russell introduced:

House Bill No. 1377. A Bill for an Act to create and enact a new section to chapter 57-54 of the North Dakota Century Code, relating an to exemption from the motor vehicle fuel tax for motor fuel used for marine vessels.

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

Rep. Conmy introduced:

House Bill No. 1378. A Bill for an Act to create and enact subsection 18 to section 20.1-02-05 of the North Dakota Century Code, relating to issuance of archery big game license.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Schindler, Langley, B. Larson and Rau introduced:

House Concurrent Resolution No. 3028. A concurrent resolution urging the President of the United States to seek an amendment to the Convention for the Protection of Migratory Birds and Mammals to allow the destruction of certain harmful blackbirds, grackles, and cowbirds.

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

Rep. Gengler introduced:

House Concurrent Resolution No. 3029. 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 committee on Transportation.

FIRST READING OF SENATE BILLS

Senate Bill No. 2015. Administration of Motor Fuel Tax — 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. 2019. A Bill for an Act to provide for the state auditor's review of emergency action; and to repeal section 54-16-06 of the North Dakota Century Code, relating to quarterly reporting requirements for agencies authorized by the emergency commission to make extraordinary expenditures, or to make use of funds transferred or made available through an order of the emergency commission.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2095. A Bill for an Act to amend and reenact section 12.1-20-07 of the North Dakota Century Code, relating to sexual assault and providing penalties for such offenses.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2111. A Bill for an Act to create and enact sections 38-11-02.1, 38-11-02.2, 38-11-02.3, and 38-11-02.4 of the North Dakota Century Code, relating to the leasing of minerals on public lands; to amend and reenact subsection 2 of section 38-11-01 and sections 38-11-02, 38-11-04, and 38-11-10 of the North Dakota Century Code, relating to the leasing of minerals on public lands; and to repeal sections 15-05-17, 38-11-03, 38-11-05, 38-11-06, 38-11-07, 38-11-08, and 38-11-09 of the North Dakota Century Code, relating to the leasing of minerals on public lands.

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

Senate Bill No. 2153. A Bill for an Act to create and enact a new section to chapter 6-03 of the North Dakota Century Code, relating to requiring state banks to have federal deposit insurance corporation insurance of deposits; to amend and reenact sections 6-02-03, 6-02-07, and 6-03-01 of the North Dakota Century Code, relating to capital stock, surplus, and federal deposit insurance requirements for state banking associations, organization certificates of state banking associations, and certificates of authority of state banking associations; and to provide a penalty.

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 amend and reenact section 39-24-03 of the North Dakota Century Code, relating to the registration fees for snowmobiles.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2185. A Bill for an Act to amend and reenact section 39-05-17 of the North Dakota Century Code, relating to transfer of title of vehicles.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2186. A Bill for an Act to amend and reenact section 39-04-08 of the North Dakota Century Code, relating to the number plates furnished by the motor vehicle department.

Which was read the first time and referred to the Committee on Transportation.

The House stood adjourned until 2:00 p.m., Monday, January 24, 1977, pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk



FIFTEENTH DAY

Bismarck, January 24, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding. The prayer was offered by Rev. Delmer F. Becker, non-denominational, Mandan, North Dakota.

The roll was called, and all members were present except Reps. Kuchera, Lipsiea, Meyer, Mushik, Rued, Tinjum and Unhjem.

Rep. Backes requested that the Journal show that Reps. Tinjum, Mushik, Lipsiea, Kuchera, and Unhjem were absent from the House on an official tour of the ABM site at Nekoma, which request was granted.

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 recommends that the same be corrected as follows:

On page 278, line 38, delete the word "Judiciary" and insert in lieu thereof the word "Education"

And when so corrected recommends that the same be approved.

REP. KELLY, Vice Chairman

Rep. Stenehjem 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 Concurrent Resolution No. 3019

And find the same correctly Engrossed and Enrolled.

REP. L. HAUSAUER, Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

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

House Resolution No. 1

House Resolution No. 2

House Resolution No. 3

House Concurrent Resolution No. 3017

House Concurrent Resolution No. 3018

And find the same correctly Enrolled.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS AND RESOLUTIONS

Chief Clerk announced that the Speaker was about to sign:

House Resolution No. 1

House Resolution No. 2

House Resolution No. 3

House Concurrent Resolution No. 3017

House Concurrent Resolution No. 3018

House Concurrent Resolution No. 3019

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

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1109

House Bill No. 1112

House Bill No. 1199

House Bill No. 1207

House Bill No. 1220

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

RECOGNITIONS

Speaker Solberg announced that a former Speaker was in the chambers, and requested that the House recognize former Speaker Art Bunker and Speaker Bunker was thereupon introduced to the House. Speaker Bunker briefly addressed the Assembly.

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Kenneth Erickson and Rep. Erickson was thereupon introduced to the House.

MOTION

Rep. Winge moved that House Bill No. 1111 and the Committee Recommendations be re-referred to the Committee on Natural Resources, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Haugland moved that the amendments to House Bill No. 1055 as recommended by the Committee on Social Welfare as printed on pages 265 and 266 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1068 as recommended by the Committee on Natural Resources as printed on page 266 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1135 as recommended by the Committee on Appropriations as printed on page 267 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1186 as recommended by the Committee on Transportation as printed on pages 268 and 268 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1215 as recommended by the Committee on Transportation as printed on page 286 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1237 as recommended by the Committee on Political Subdivisions as printed on page 268 of the House Journal be adopted, which motion prevailed.

House Bill No. 1237 was re-referred to the Committee on Appropriations.

Rep. Erickson moved that the amendments to House Bill No. 1245 as recommended by the Committee on Transportation as printed on page 269 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1256 as recommended by the Committee on Political Subdivisions as printed on page 269 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Murphy moved that House Bills No. 1192 and 1193 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Murphy moved that House Bills No. 1192 and 1193 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Haugland moved that House Bill No. 1179 be re-referred to the Committee on Social Welfare, which motion prevailed.

Rep. Erickson moved that House Bill No. 1163 be re-referred to the Committee on Transportation, which motion prevailed.

- REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Employment submits the following name for the position specified below:

Dorothy Johnson

Committee Clerk

REP. MARTINSON

REP. GERL, Co-Chairman

Representative Scofield moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4029. A concurrent resolution congratulating the Valley City State College football team on its extraordinarily fine 1976 season.

Was read the first time.

Rep. Horgan moved that the rules be suspended, that Senate Concurrent Resolution No. 4029 not be referred to committee, be read in its entirety, be printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4029

Introduced by Senator Strinden.

- 1 A concurrent resolution congratulating the Valley City State
- 2 College football team on its extraordinarily fine 1976 season.

3

4 WHEREAS, the Valley City State College 1976 football team
 5 stormed through the North Dakota College Athletic Conference
 6 schedule to compile a sparkling 6-0 record and annex the
 7 conference championship; and

8 WHEREAS, the VCSC Vikings, ably coached by Jim Dew, had
 9 an 8-1 record in regular season play, a mark that earned them
 10 fifth place in the national poll for Division 2 National
 11 Association of Intercollegiate Athletic teams; and

12 WHEREAS, the Vikings were selected as one of four teams
 13 to playoff in post-season competition for the NAIA Division 2
 14 national championship, thus becoming the first team in VCSC
 15 history and only the second team ever from the NDCAC to compete
 16 in post-season playoffs; and

17 WHEREAS, the fates and everything else evil and bad

18 conspired against the Vikings in the playoff game and they lost
 19 40-39 in overtime to the University of Redlands in a game at
 20 Redlands, California; and
 21 WHEREAS, even in losing, they looked considerably better
 22 than a certain other Viking team in this region which also
 23 played in a post-season game in California; and

Page 2

1 WHEREAS, an offensive lineman for the VCSC Vikings, Jim
 2 Ukestad, was tapped as a first team NAIA All-America choice,
 3 the first VCSC athlete to be so honored;

4 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
 4a OF THE STATE

5 OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES
 5a CONCURRING

6 THEREIN:

7 That Forty-fifth Legislative Assembly of the State of
 8 North Dakota hereby extends hearty congratulations to Valley
 9 City State College Vikings 1976 football team, to coach Jim
 10 Dew, to NAIA All-American pick Jim Ukestad, and to the VCSC
 11 Athletic Department for its excellent 1976 football season
 12 which included the NDCAC championship, an NAIA Division 2 post-
 13 season playoff game, and a fifth place ranking nationally in
 14 NAIA's final 1976 Division 2 poll; and

15 BE IT FURTHER RESOLVED, that the Secretary of State send
 16 copies of this resolution to the Valley City State College
 17 Athletic Department, to coach Jim Dew, and to offensive lineman
 18 Jim Ukestad.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4029. A concurrent resolution
 congratulating the Valley City State College football team on its ex-
 traordinarily fine 1976 season.

Was read the second time.

The question being on the final adoption of the resolution.

The Senate Concurrent Resolution was declared adopted on a voice
 vote.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred
 House Bill No. 1031, has had the same under consideration and recom-
 mends that the same be amended as follows:

On page 4, line 10, after the word "board" insert the following
 language: "and any educational consortium that includes one or more of
 such institutions"

On page 8, line 18, after the word "university" and the word "
 institute"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1031 was placed on the 6th order of business on the
 calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to
 whom was referred House Bill No. 1034, has had the same under con-
 sideration and recommends, that the same be amended as follows:

On page 2, line 16 insert beginning triple parentheses before the numeral "9" and delete the triple parentheses before the word "stockyard"

On page 2, line 18, delete the triple parentheses after the period

On page 2, line 20, delete the triple parentheses around the word "village."

On page 2, line 21, insert ending triple parentheses after the period
And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1034 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1038, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House bill No. 1038 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1056, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 6, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1056 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1077, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 1; Absent, 5, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1077 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1094, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 3, delete the words "the investigation of births" and insert in lieu thereof the words "inquiry into the conditions of children born"

On page 1, line 12, delete the word "investigate" and insert in lieu thereof the word "inquire"

On page 1, line 13, insert the word "into" before the word "the" and delete the words "and antecedents"

On page 1, line 16, delete the words "child is or is likely to" and insert in lieu thereof the words "best interests of the child will be served thereby,"

On page 1, delete all of line 17

On page 1, line 19, following the period, insert the following: "The provisions of subsection 13 of this section shall not apply the powers, and duties of the board under this subsection."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1094 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1106, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1106 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1140, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1140 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1141, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1141 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1170, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 5; Absent, 3, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1170 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1171, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same be amended as follows:

On page 2, line 3, delete the word "not"

On page 2, line 4, delete the words "solely for their internal use" and insert in lieu thereof the words "for general public distribution"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1171 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1184, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No 1184 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1203, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same be amended as follows:

On page 3, delete all of lines 5, 6, 7 and 8 and renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1203 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 1211, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1211 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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 1, line 16, delete the first word "local"

On page 1, line 21, delete the word "fice" and insert in lieu thereof the word "five" and also on line 21 underline the period after the word "dollars"

On page 2, line 10, underline the period after the word "license"

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1238 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1242, has had the same under consideration and recommends, that the same do pass:

REP. GENGLER, Chairman

House Bill No. 1242 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1243, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1; that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1243 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1273, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 3, before the period insert the following "; and declaring an emergency"

On page 2, after line 3, add 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, pages and sections accordingly.

And when so amended, recommends the same do pass and be referred to the committee on appropriations.

REP. RYLANCE, Chairman

House Bill No. 1273 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1274, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1274 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3022, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

And be re-referred to the Legislative Council Resolution Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3022 was referred to the Legislative Council Resolutions Committee.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1088

And find the same correctly Re-engrossed.

REP. L. HAUSAUER, Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1087. A Bill for an Act to regulate real property easements, servitudes, or any nonappurtenant restriction on the use of real 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, 53; nays, 40; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON			MILLER			TINJUM		
BACKES		•	KELLY			MUND		•	TWETEN		
BEAUCLAIR		•	KERMOTT		•	MURPHY			UNHJEM		
BENEDICT		•	KLOBECC			MUSHIK			VANDER VORST		
BERG		•	KNUDSON			NICHOLAS		•	WAGNER		
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA			OLSON			WEBER		
CHRISTENSEN		•	LANG		•	OPEDAHL			WENTZ		•
CONNY		•	LANGLEY			O'SHEA		•	WINGE		
CRABTREE		•	LARDY			PETERSON			WINKLER		•
DOTZENROD		•	LARSON, B. #12			POWERS					
DUBORD		•	LARSON, G. #29			RAU			MR SPEAKER		
EAGLES		•	LAUGHLIN			REED					
ERICKSON		•	LEE			RICHARD					
FLEMING		•	LIPSIEA		•	RICHIE					
CACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE			RIHL					
GERL		•	MAIXNER			ROCHELEAU					
GRONNEBERG		•	MARSDEN		•	RUED					
GUNDERSON		•	MARTIN, C. #38			RUSSELL					
GUNSCH		•	MARTIN, G. #43		•	RYLANCE					
HAUGLAND		•	MARTINSON			SCHINDLER					
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT					
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD					
HERMAN		•	MCGAUVRAN			SOLBERG					
HERSLIP		•	MEIERS			STENEHJEM					
HICKLE		•	MERTENS			STRINDHEM					
HILL		•	METZ			SWIONTEK					
HORGAN		•	MEZGER			THORSGARD					
JACOBSON		•	MEYER		•	TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1099. A Bill for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to the purchase of resident hunting and fishing licenses by persons holding title to passenger motor vehicles licensed outside this state or holding a resident license from 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, 30; nays, 64; absent and not voting, 6.

REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHER			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU					
EAGLES			LAUGHLIN			REED			MR. SPEAKER		
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHIETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill lost.

House Bill No. 1108. A Bill for an Act to repeal section 38-09-01.3 of the North Dakota Century Code, relating to the sale of state land. Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays, 93; absent and not voting, 6.

REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHER			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHIETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill lost.

House Bill No. 1194. A Bill for an Act to create and enact a new section to chapter 36-06 of the North Dakota Century Code, relating to the enforcement of chapter 36-06 by the state's attorney of each county; and to amend and reenact section 36-06-02 of the North Dakota Century Code, relating to livestock purchases directly from a private seller at a packing plant, and providing for inspectors from the livestock sanitary board to assist the weighmasters in identifying livestock and in verifying the resulting grade and weight after slaughter.

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, 56; absent and not voting, 8.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		TINJUMP
BACKES		•	KELLY		•	MUND		TWETEN
BEAUCOIR		•	KERMOTT		•	MURPHY		UNHJEM
BENEDICT		•	KLOUBEC		•	MUSHIK		VANDER VORST
BERG		•	KNUDSON		•	NICHOLAS		WAGNER
BERGER		•	KRETSCHMAR		•	NORDBY		WALS
BLACK		•	KUCHEM		•	OLSON		WEBER
CHRISTENSEN		•	LANG		•	OPEDAH		WENTZ
CONMY		•	LANGLEY		•	O'SHEA		WINGE
CRABTREE		•	LARDY		•	PETERSON		WINKLER
DOTZENROD		•	LARSON, B. #12		•	POWERS		
DUBORD		•	LARSON, G. #29		•	RAU		MR. SPEAKER
EAGLES		•	LAUGHLIN		•	REED		
ERICKSON		•	LEE		•	RICHARD		
FLEMING		•	LIPSIE		•	RICHIE		
GACKLE		•	LOKKEN		•	RICHTER		
GERL		•	LUNDEN		•	RIEHL		
GRONNEBERG		•	MAIKNER		•	ROCHELEAU		
GUNDERSON		•	MARSDEN		•	RUED		
GUNSCH		•	MARTIN, C. #38		•	RUSSELL		
HAUGLAND		•	MARTIN, G. #43		•	RYLANCE		
HAUSAUER, A. #49		•	MARTINSON		•	SCHINDLER		
HAUSAUER, L. #25		•	MATCHIE		•	SCHUETT		
HERMAN		•	McCAFFREY		•	SCOFIELD		
HERSLIP		•	McGAUVIRAN		•	SOLBERG		
HICKLE		•	MEIERS		•	STENEHEJM		
HILL		•	MERTENS		•	STRINDEN		
HORGAN		•	METZ		•	SWIONTEK		
JACOBSON		•	METZGER		•	THORSGARD		
			MEYER		•	TIMM		

So the bill lost.

MOTIONS

Rep. Horgan moved that the House reconsider its action by which House Bill No. 1096 was passed, which motion failed.

Rep. Strinden then moved that the House reconsider its action by which Rep. Horgan's motion failed, which motion prevailed.

The question then was on the motion of Rep. Horgan for the House to reconsider its action by which House Bill No. 1096 was passed, which motion failed.

SECOND READING OF HOUSE BILLS

House Bill No. 1053. A Bill for an Act to create and enact section 14-10-17.1 of the North Dakota Century Code, relating to emergency treatment of minors without their parents' permission, and to amend and reenact section 14-10-17 of the North Dakota Century Code, relating to the treatment of minors for alcoholism without their parents' permission.

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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEAN		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHEM			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Eagles moved that House Bill No. 1088 be re-referred to the Committee on Social Welfare, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1109. A Bill for an Act to create and enact section 15-05-12.1 of the North Dakota Century Code, relating to improvements placed on state lands; to amend and reenact section 15-08-26 of the North Dakota Century Code, relating to improvements placed on state lands; and to repeal section 15-05-12 of the North Dakota Century Code, relating to improvements placed on state 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, 90; nays, 0; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEAN		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHEM			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					

● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVYRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1112. A Bill for an Act to amend and reenact subsection 2 of section 20.1-03-07 and sections 20.1-03-09 and 20.1-03-10 of the North Dakota Century Code, relating to the issuance and contents of nonresident fur-bearer licenses; and to repeal subsection 6 of section 20.1-03-12 of the North Dakota Century Code, relating to fees for nonresident fur-bearer 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, 87; nays, 5; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY	●		● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS	●		● WAGNER		●
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHEM			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OFEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIE			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GER			● MAXNER			● ROCHELEAU					
● GRONBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN C #38			● RUSSELL					
● GUNSCH			● MARTIN G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVYRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1180. A Bill for an Act to amend and reenact subsection 1 of section 50-25.1-02 and section 50-25.1-08 of the North Dakota Century Code, relating to the definition of "abused child", and the appointment of a guardian ad litem.

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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		

● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUBORD	● LARSON, G. #29	● RALU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN C. #38	● RUSSELL	
● GUNSCH	● MARTIN G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● MCCAFFREY	● SCOFIELD	
● HERMAN	● MCGALVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1199. A Bill for an Act to create and enact a new subsection to section 39-24-09 of the North Dakota Century Code, relating to the towing of sleds behind snowmobiles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 8; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RALU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN C. #38			● RUSSELL					
● GUNSCH			● MARTIN G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● MCCAFFREY			● SCOFIELD					
● HERMAN			● MCGALVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1207. A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 39-01-01 of the North Dakota Century Code, relating to the definition of class C emergency 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, 90; nays, 2; absent and not voting, 8.

ANNOUNCEMENT

Speaker Solberg announced that House Concurrent Resolution No. 3020 was re-referred to the Legislative Council Resolutions Committee.

MOTIONS

Rep. Gengler moved that House Bill No. 1227 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that House Bill No. 1227 be re-referred to the Committee on Natural Resources, which motion prevailed.

Rep. Winge moved that House Bill No. 1132 be returned to the House from the Committee on Natural Resources, which motion prevailed.

Rep. Winge moved that House Bill No. 1132 be re-referred to the Committee on Agriculture, 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. 1022
 House Bill No. 1084
 House Bill No. 1191
 House Bill No. 1204
 House Bill No. 1209
 House Bill No. 1210
 House Bill No. 1228
 House Bill No. 1231
 House Bill No. 1232

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Concurrent Resolution No. 3017
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019

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 transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2107
 Senate Bill No. 2110
 Senate Bill No. 2118
 Senate Bill No. 2120
 Senate Bill No. 2136
 Senate Bill No. 2152
 Senate Bill No. 2160
 Senate Bill No. 2161
 Senate Bill No. 2187
 Senate Bill No. 2197

Senate Bill No. 2200
 Senate Bill No. 2209
 Senate Bill No. 2212
 Senate Bill No. 2226
 Senate Bill No. 2244
 Senate Concurrent Resolution No. 4020

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1030
 House Bill No. 1090
 House Concurrent Resolution No. 3026

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4026

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

Chief Clerk announced that the Speaker was about to sign:

Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4026

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. 4025
 Senate Concurrent Resolution No. 4026

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

Rep. Backes 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 25, 1977, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Herslip introduced:

House Bill No. 1379. A Bill for an Act to create and enact two new sections to chapter 27-08.1 of the North Dakota Century Code, relating to the small claims court, and providing for assessment of costs for delay or for a vexatious claim or defense, and for vacation of judgment and stay of execution; to amend and reenact sections 27-08.1-01, 27-08.1-02, 27-08.1-03, and 27-08.1-04 of the North Dakota Century Code, relating to the small claims court, and providing for denial of costs if an action is commenced in the wrong court, for the judge or clerk taking a claim affidavit and determining the sufficiency of the claim, for an order for appearance by certified mail, and for waiver of the right of appeal.

Was read the first time and referred to the committee on Judiciary.
Reps. Weber and Erickson introduced:

House Bill No. 1380. A Bill for an Act to amend and reenact section 24-09-08.1 of the North Dakota Century Code, relating to the apportionment of grade crossing safety devices.

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

Reps. Strinden and Backes introduced:

House Bill No. 1381. A Bill for an Act to amend and reenact sections 54-03-20 and 54-03-20.1 of the North Dakota Century Code, relating to the allowance for living and other expenses for members of the legislative assembly, and round trips allowed during the session; and declaring an emergency.

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

Rep. Wentz introduced:

House Bill No. 1382. A Bill for an Act to amend and reenact section 28-22-03 of the North Dakota Century Code, relating to an increase in the additional exemptions to the absolute exemptions of property from judicial process, levy, or sale.

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

Rep. Metzger introduced:

House Bill No. 1383. A Bill for an Act to create and enact subsection 8 to section 40-61-08 of the North Dakota Century Code, relating to the issuance of revenue bonds by municipal parking authorities for parking projects; to amend and reenact section 40-57-02, subsection 3 of section 40-57-03, and section 40-61-10 of the North Dakota Century Code, relating to the financing of health care, parking and pollution control projects used or useful in connection with revenue-producing enterprises by the issuance of municipal revenue bonds; and declaring an emergency.

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

Reps. Laughlin and Jacobson introduced:

House Bill No. 1384. A Bill for an Act to amend and reenact subsections 2, 4 and 5 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers.

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

Reps. A. Hausauer and Murphy introduced:

House Bill No. 1385. A Bill for an Act to create a county coal development impact commission in each coal producing county, and to provide for the membership and duties of such commission; to amend and reenact section 57-62-02 of the North Dakota Century Code, relating to the allocation formula for moneys in the coal development fund; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

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

Reps. Mushik and Meiers introduced:

House Bill No. 1386. A Bill for an Act to require a statement of printing costs on all public reports and documents.

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

Reps. Maixner, C. Martin, Herman, Knudson, and Tinjum introduced:

House Bill No. 1387. A Bill for an Act to create and enact section 38-14-14 of the North Dakota Century Code, relating to the enforcement of surface mine reclamation through mandamus proceedings; to amend and reenact subsections 1, 2, 3, 9, 10, 11, and 14 of section 38-14-05, subsections 1, 3, and 4 of section 38-14-05.1, and section 38-14-07 of the North Dakota Century Code, relating to duties of surface mine operators to reclaim surface mined land in a manner that the contour or topography of the land does not exceed a four percent slope, save and segregate at least five feet of suitable plant growth material by layer, establish natural drainage on all reclaimed land, and revegetate reclaimed land according to certain criteria, to allow extension of the reclamation period at the discretion of the public service commission, to protect the domestic, livestock, or irrigation water supply of the surface owner or adjoining surface owners, to provide for court action by the surface owner to recover damages for contamination or interruption of the water supply, to prohibit surface mining in certain areas based on certain special, exceptional, critical, or unique characteristics such as biological productivity, ecological fragility, ecological importance, and scenic, historic, archaeologic, ethnologic, cultural, or recreational significance and to require the public service commission to delete those areas from surface mining, and to increase the amount of the bond of an operator to five thousand dollars per acre of affected land, to ban any further mining permits for an operator or its subsidiaries or parent companies for willful violation of the reclamation law, and to release thirty percent of the penalty sum of the bond prior to final reclamation of the affected land.

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

Reps. Lardy and Gengler introduced:

House Bill No. 1388. A Bill for an Act to create and enact a new section to chapter 40-31 of the North Dakota Century Code, requiring cities to provide ramped curbing at intersections for wheelchair traffic upon undertaking extensive curb and gutter repair or installation.

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

Rep. Metz introduced:

House Bill No. 1389. A Bill for an Act to amend and reenact sections 40-44-01 and 40-44-07 of the North Dakota Century Code, relating to the population requirement of cities which may adopt a civil service system, and eliminating such population requirement.

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

Reps. G. Martin, Rylance and Kuchera introduced:

House Bill No. 1390. A Bill for an Act making an appropriation for defraying the expenses of constructing a therapeutic swimming pool at the school for the blind.

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

Rep. Gengler introduced:

House Bill No. 1391. A Bill for an Act to amend and reenact sections 53-04-03, 53-04-04, 53-04-05, and 53-04-06 of the North Dakota Century Code, relating to the licensing of amusement games.

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

Rep. Tweten introduced:

House Bill No. 1392. A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 and section 57-37.1-04 of the North Dakota Century Code, relating to estate tax definitions and providing that the rate of the estate tax shall equal the maximum federal estate tax credit for state death taxes; and providing an effective date.

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

Reps. Vander Vorst and Johnson introduced:

House Bill No. 1393. A Bill for an Act to amend and reenact section 4-22-04 of the North Dakota Century Code, relating to state soil conservation committee meetings and compensation, and providing for additional meetings as called by the chairman, for special meetings upon written request, and increasing daily compensation from twenty-five to forty-five dollars.

Was read the first time and referred to the committee on Agriculture. Committee on Judiciary introduced:

House Bill No. 1394. A Bill for an Act to create and enact sections 16.1-11-01, 16.1-11-02, and 16.1-11-25 of the North Dakota Century Code, relating to the primary election date, notifying the county auditors of the offices to be filled at the primary, and filing of petitions to obtain a separate column on the primary ballot; and to repeal sections 16-04-01, 16-04-11, and 16-04-20 of the North Dakota Century Code, relating to the primary election date, notice to county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary election ballot.

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

Committee on Judiciary introduced:

House Bill No. 1395. A Bill for an Act to create and enact chapter 16.1-08 of the North Dakota Century Code, relating to the disclosure of campaign contributions and expenses; to repeal sections 16-20-05, 16-20-08, 16-20-09, 16-20-10, 16-20-22, and 16-20-24 of the North Dakota Century Code, relating to requiring the actual campaign contributor's name to be disclosed, prohibiting campaign contributions from corporations, testimony at election contests, and vacating office for conviction of corrupt practice; and providing penalties.

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

Reps. Richard, Laughlin, Gackle and Metzger introduced:

House Bill No. 1396. A Bill for an Act to amend and reenact subsection 68 of section 39-01-01 and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to requiring a class 1 license for hauling a camping trailer with a gross weight in excess of six thousand pounds.

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

Reps. Nordby, C. Martin and Rylance introduced:

House Bill No. 1397. A Bill for an Act to repeal subsection 5 of section 38-18-06 of the North Dakota Century Code, relating to district court actions when a surface owner does not consent to strip mining by an owner of a severed mineral interest.

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

Reps. Tweten and Erickson introduced:

House Bill No. 1398. A Bill for an Act to distribute revenue from motor vehicle excise taxes to counties for the construction of county roads and bridges; and to amend and reenact section 57-40.3-10 of the North Dakota Century Code, to provide for the crediting of revenue from motor vehicle excise taxes to a special fund for distribution to counties.

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

Rep. Gerl introduced:

House Bill No. 1399. A Bill for an Act to amend and reenact section 1-03-01 of the North Dakota Century Code, relating to holidays.

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

Reps. Lipsiea and Swiontek introduced:

House Bill No. 1400. 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, providing an adjustment to taxable income for capital gains on the sale of residences by senior citizens.

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

Reps. Laughlin and Gackle introduced:

House Bill No. 1401. A Bill for an Act to amend and reenact subsection 6 of section 57-02-11 of the North Dakota Century Code, relating to the frequency of assessment of real property by cities and counties.

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

Rep. Rau introduced:

House Bill No. 1402. A Bill for an Act to repeal chapter 4-18.1 of the North Dakota Century Code, relating to the milk stabilization board.

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

Rep. Lundene introduced:

House Bill No. 1403. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, relating to the construction of bridges by the board of county commissioners pursuant to the request of township freeholders, and its effect upon the construction of culverts on township roads.

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

Reps. Strinden and Herman introduced:

House Bill No. 1404. A Bill for an Act to provide state assistance for airports served by commercial air carriers and to provide procedures for the distribution of funds to such airports; and to provide an appropriation.

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

Reps. Maixner and Nordby introduced:

House Bill No. 1405. A Bill for an Act making an appropriation for the extinguishing of coal vein fires that were ignited by prairie fires in western North Dakota during the fall of 1976; and declaring an emergency.

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

Rep. Strinden introduced:

House Bill No. 1406. 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 amounts received under the United States Civil Service Retirement Act and certain other pensions plans.

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

Reps. Gerl, VanderVorst and Horgan introduced:

House Bill No. 1407. A Bill for an Act to provide for a fifty percent credit against individual income taxes.

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

Rep. Strinden introduced:

House Bill No. 1408. A Bill for an Act to create and enact a new section to chapter 57-01 of the North Dakota Century Code, relating to contractual agreements for collection of tax by the tax commissioner in behalf of counties and incorporated cities.

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

Rep. Martinson introduced:

House Bill No. 1409. A Bill for an Act to create and enact section 6-08-16.2 of the North Dakota Century Code, relating to the issuance of checks without an account or with insufficient funds and providing a penalty; and to repeal sections 6-08-16 and 6-08-16.1 of the North Dakota Century Code, relating to issuance of checks without an account or with insufficient funds.

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

Rep. Martinson introduced:

House Bill No. 1410. A Bill for an Act to amend and reenact subsection 1 of section 43-05-01 of the North Dakota Century Code, relating to the definition of podiatrist.

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

Rep. Herslip introduced:

House Bill No. 1411. A Bill for an Act to create and enact a new section to chapter 54-18 of the North Dakota Century Code, exempting the North Dakota mill and elevator association from the securities act when it acts in the performance of its marketing functions.

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

Reps. Timm, Gackle, Nicholas and Scofield introduced:

House Bill No. 1412. A Bill for an Act to amend and reenact subsection 3 of section 57-40.3-04 of the North Dakota Century Code, relating to exemption from the motor vehicle excise tax.

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

Reps. Maixner, Jacobson and Opedahl introduced:

House Bill No. 1413. A Bill for an Act to create and enact a new section to chapter 38-12 of the North Dakota Century Code, requiring a water permit and a water pollution permit prior to solution extraction mining for subsurface minerals, and providing a penalty.

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

Rep. Swiontek introduced:

House Bill No. 1414. A Bill for an Act to create and enact a new section to the North Dakota Century Code, relating to the requirement that generic or brand names of drugs or medicines be printed on prescription labels.

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

Reps. Murphy and A. Hausauer introduced:

House Bill No. 1415. A Bill for an Act to create a county coal development impact commission in each coal-producing county, and to provide for the membership and duties of such commission; to amend and reenact sections 57-66-15 and 57-62-02 of the North Dakota Century Code relating to the distribution of moneys from the privilege tax on coal conversion facilities and the coal severance tax; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

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

Rep. Weber introduced:

House Bill No. 1416. A Bill for an Act to create and enact a new subsection to section 58-03-07 of the North Dakota Century Code, relating to the powers of township electors, and authorizing expenditure of funds for membership in county, state, and national associations of township government.

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

Rep. Richard introduced:

House Bill No. 1417. A Bill for an Act to create and enact a new subsection to section 39-06-17 of the North Dakota Century Code, relating to restrictions on operator's licenses.

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

Rep. Wentz introduced:

House Bill No. 1418. A Bill for an Act to amend and reenact sections 16-18-02, 16-18-07, 16-18-09, and 16-18-14 of the North Dakota Century Code, relating to delivery of application blanks and absent voter's ballots, and the canvassing of absent voter's ballots; or, in the alternative, to amend and reenact sections 16.1-07-02, 16.1-07-07, 16.1-07-08, and 16.1-07-09 of the North Dakota Century Code, as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the delivery of applications and absent voter's ballots and the canvassing of absent voter's ballots; to repeal sections 16-18-15, 16-18-16, 16-18-17, and 16-18-20 of the North Dakota Century Code, relating to the care, custody, voting, and rejecting of absent voter's ballots and registration of absent voter's ballots on voting machines; or, in the alternative, to repeal sections 16.1-07-10, 16.1-07-11, 16.1-07-12, and 16.1-07-13 of the North Dakota Century Code as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the care, custody, and voting of absent voter's ballots and the registration of absent voter's ballots on voting machines.

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

Rep. Strinden introduced:

House Bill No. 1419. A Bill for an Act to authorize the legislative council, through any of its programs, projects, or committees, to carry out or supervise methanol research; and to provide an appropriation.

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

Reps. Erickson and Dotzenrod introduced:

House Bill No. 1420. A Bill for an Act to create and enact a new section to chapter 49-22 and a new subsection to section 49-22-20 of the North Dakota Century Code, relating to revocation of a certificate of site compatibility for an energy conversion or transmission facility upon a finding by the public service commission of unfair tactics by a utility in acquiring land or easements for the facility.

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

Rep. Matchie introduced:

House Bill No. 1421. A Bill for an Act to amend and reenact section 12-53-18 of the North Dakota Century Code, relating to records on discharge from probation.

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

Rep. Lundene introduced:

House Bill No. 1422. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for cemetery memorial stones, markers, plaques, and monuments, and historical markers, monuments, plaques, and signs.

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

Reps. Weber and Gunderson introduced:

House Bill No. 1423. A Bill for an Act relating to the promotion, advertising, research, and development of sunflowers, creating a state sunflower council and prescribing its powers, duties, and authority, prescribing a tax on sunflower production, providing for its collection, and providing penalties for the violation of the Act; providing an appropriation; and declaring an emergency.

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

Reps. Russell and Herslip introduced:

House Bill No. 1424. A Bill for an Act to amend and reenact section 60-02-09 of the North Dakota Century Code, relating to a track buyer and warehouseman's bond, and requiring a bond equal in value to the outstanding storage receipts, cash tickets, checks, and deferred payments contracts.

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

Rep. Weber introduced:

House Bill No. 1425. A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to the exemption of leasehold interests on land belonging to political subdivisions of this state.

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

Rep. Weber introduced:

House Bill No. 1426. A Bill for an Act to amend and reenact sections 30.1-19-01, 30.1-19-02, and 30.1-19-03, and subsection 1 of section 30.1-19-07 of the North Dakota Century Code, relating to notice to creditors, statutes of limitation, limitations on presentation of claims, and payment of claims.

Was read the first time and referred to the committee on Judiciary.
Rep. Nordby introduced:

House Bill No. 1427. A Bill for an Act to amend and reenact subsection 6 of section 57-38-04 of the North Dakota Century Code, relating to the allocation of individual income between states for income tax purposes.

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

Rep. Winge introduced:

House Bill No. 1428. A Bill for an Act to amend and reenact sections 58-03-05, 58-03-10, 58-04-01, 58-04-03, 58-04-19, and 58-07-01 of the North Dakota Century Code, relating to the posting of certain meeting notices by township clerks and to provide instead for publication; and to repeal section 58-03-09 of the North Dakota Century Code, relating to township electors annually designating public places for posting notices.

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

Reps. Schindler, McCaffrey, Berger, Swiontek and Knudson introduced:

House Bill No. 1429. A Bill for an Act to provide accountability for quality education; and to provide an appropriation.

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

FIRST READING OF HOUSE RESOLUTIONS

Reps. Erickson, Hill, Weber and Nicholas introduced:

House Concurrent Resolution No. 3030. A concurrent resolution supporting the expeditious reconstruction of Locks and Dam 26 on the Mississippi River at Alton, Illinois.

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

Rep. Gackle introduced:

House Concurrent Resolution No. 3031. A concurrent resolution for the amendment of section 150 of the Constitution of the state of North Dakota, relating to the county superintendent of schools.

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

Reps. Strinden and Backes introduced:

House Concurrent Resolution No. 3032. A concurrent resolution to create special Garrison diversion legislative oversight committee to review matters concerning Garrison diversion through the upcoming interim and to represent legislative interests in the Garrison diversion project, and asking that the Legislative Council budget be increased to cover any expenses this committee might incur.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2020. A Bill for an Act to amend and reenact sections 54-10-13 and 54-10-14 of the North Dakota Century Code, relating to audits by the state auditor.

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

Senate Bill No. 2035. A Bill for an Act to amend and reenact sections 6-01-01, 6-01-02, 6-02-01, and subsection 2 of section 6-06-06 of the North Dakota Century Code, relating to the financial institutions under the control of the department of banking and financial institutions, definitions applicable to title 6, compliance with banking chapters, and powers of credit unions.

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

Senate Bill No. 2191. A Bill for an Act to amend and reenact section 57-02.1-03 of the North Dakota Century Code, relating to payments in lieu of real estate taxes.

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

Senate Bill No. 2211. A Bill for an Act to amend and reenact subsection 10 of section 57-38-14 of the North Dakota Century Code, relating to allocation of corporate income in special cases; and to provide for an effective date.

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

The House stood recessed until 1:00 p.m., Tuesday, January 25, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk



FIFTEENTH DAY AFTER RECESS AND SIXTEENTH DAY

Bismarck, January 25, 1977

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1055

House Bill No. 1068

House Bill No. 1135

House Bill No. 1186

House Bill No. 1215

House Bill No. 1237

House Bill No. 1245

House Bill No. 1256

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTION

Rep. Tinjum moved that the House reconsider its action by which House Bill No. 1195 failed to pass, which motion prevailed.

Rep. Strinden moved that House Bill No. 1195 be placed at the foot of the calendar, which motion prevailed.

MOTION

Rep. Backes moved that the rules be suspended, and those bills shown on the calendar under the 6th order for consideration after 2:00 p.m. be moved to before 2:00 p.m. for consideration at this time, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Knudson moved that the amendments to House Bill No. 1031 as recommended by the Committee on Education as printed on page 286 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1034 as recommended by the Committee on Industry, Business and Labor as printed on pages 286 and 287 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1094 as recommended by the Committee on Social Welfare as printed on page 287 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1171 as recommended by the Committee on State and Federal Government as printed on page 288 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1203 as recommended by the Committee on Industry, Business and Labor as printed on page 288 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1238 as recommended by the Committee on Industry, Business and Labor as printed on page 289 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1273 as recommended by the Committee on State and Federal Government as printed on page 289 of the House Journal be adopted, which motion prevailed.

House Bill No. 1273 was re-referred to the Committee on Appropriations.

SECOND READING OF HOUSE BILLS

House Bill No. 1077. A Bill for an Act to amend and reenact subsection 1 of section 23-01-17 of the North Dakota Century Code, relating to the promulgation of rules and regulations to prevent and minimize noise harmful to health and safety by July 1, 1977; 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 yeas, 23; nays, 73; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	JOHNSON		•	MILLER		•
		•	KELLY		•	MUND		•
•	BEAUCLAIR		KERMÖTT		•	MURPHY		•
	BENEDICT		KLOUBEC		•	MUSHIK		•
	BERG		KNUDSON		•	NICHOLAS		•
	BERGER		KRETSCHMAR		•	NORDBY		•
	BLACK		KUCHERA		•	OLSON		•
	CHRISTENSEN		LANG		•	OPEDAHL		•
	CONAMY		LANGLEW		•	O'SHEA		•
•	CRABTREE		LARDY		•	PETERSON		•
	DOTZENROD		LARSON, B. #12		•	POWERS		•
•	DUBORD		LARSON, G. #29		•	RAU		•
	EAGLES		LAUGHLIN		•	REED		•
•	ERICKSON		LEE		•	RICHARD		•
	FLEMING		LIPSIEA		•	RICHIE		•
•	GACKLE		LOKKEN		•	RICHTER		•
•	GENGLER		LUNDENE		•	RIEHL		•
	GERL		MAXNER		•	ROCHELEAU		•
•	GRONNEBERG		MARSDEN		•	RUED		•
	GUNDERSON		MARTIN, C. #38		•	RUSSELL		•
	GUNSCH		MARTIN, G. #43		•	RYLANCE		•
	HAUGLAND		MARTINSON		•	SCHINDLER		•
	HAUSAUER, A. #49		MATCHIE		•	SCHUELT		•
	HAUSAUER, L. #25		McCAFFREY		•	SCOFIELD		•
	HERMAN		McGAUVIRAN		•	SOLBERG		•
	HERSLIP		MEIERS		•	STENEHJEM		•
	HICKLE		MERTENS		•	STRINDEN		•
	HILL		METZ		•	SWIONTEK		•
	HORGAN		METZGER		•	THORSgard		•
	JACOBSON		MEYER		•	TIMM		•
								MR SPEAKER

So the bill lost.

House Bill No. 1140. A Bill for an Act to create and enact new subsections to sections 57-39.2-04, 57-40.2-04, and 57-40.3-04 of the North Dakota Century Code, relating to sales and use tax and motor vehicle excise tax exemptions on sales of farm machinery and motor vehicles; and to amend and reenact subsection 6 of section 57-39.2-01 and subsection 9 of section 57-40.3-01 of the North Dakota Century Code, relating to definitions for sales tax and motor vehicle excise tax purposes.

HICKLE	MERTENS	SIKINEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill lost. /

House Bill No. 1038. A Bill for an Act to create and enact chapter 49-03.1 of the North Dakota Century Code, relating to certificates of public convenience and necessity for public utilities other than electric public utilities or carriers of persons or property for hire; and to amend and reenact section 49-03-01 of the North Dakota Century Code, relating to certificates of public convenience and necessity secured by electric public utilities.

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, 27; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DuBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			THORSGARD					
HORGAN			METZGER			TIMM					
JACOBSON			MEYER								

So the bill passed and the title was agreed to.

House Bill No. 1055. A Bill for an Act to create and enact a new section to chapter 14-10 of the North Dakota Century Code, relating to the emancipation of minors.

Which has 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		

• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARDSEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1056. A Bill for an Act to create and enact a new section of the North Dakota Century Code, relating to the establishment of an office of state juvenile services coordinator and providing an appropriation therefor.

Which has 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, 25; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER			• TINJUM		
• BACKSEN			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARDSEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1068. A Bill for an Act to create the office of energy coordinator, to provide for the duties and responsibilities of the energy coordinator.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 52; nays, 48; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSEA			RICHIE					
GACKLE			LOKKE			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					
HERSLIP			METERS			STENHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1106. A Bill for an Act to amend and reenact section 47-18-01 and subsection 4 of section 47-18-04 of the North Dakota Century Code, relating to the definition of a homestead for exemption from judgments and execution and to homesteads subject to execution.

Which has been read. ROLL CALL.

The question being on the final passage of the bill, the roll was called and there were yeas, 63; nays, 37; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MURPHY			TWETEN		
BEAUCLAIR			KERMOTT			MUND			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSEA			RICHIE					
GACKLE			LOKKE			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					
HERSLIP			METERS			STENHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

Representative Winkjer moved that the vote by which House Bill No. 1106 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

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

Rep. Backes moved that the House be on the 9th Order of Business, and at the conclusion of the 9th Order of Business, the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Walsh and Rylance introduced:

House Bill No. 1430. A Bill for an Act to require a feasibility study on energy conservation and the use of alternative energy sources in the construction or renovation of state-owned buildings.

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

Reps. Gengler, Kelly, Kretschmar, Meyer and Wentz introduced:

House Bill No. 1431. A Bill for an Act to establish a state housing finance authority.

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

Rep. Richard introduced:

House Bill No. 1432. A Bill for an Act to amend and reenact sections 15-18-01, 15-18-08, and 15-18-10 of the North Dakota Century code, relating to authorized junior colleges; standards for state aid to junior colleges; and junior college boards of control; and excepting Indian school districts from the five thousand population requirement for establishment of a junior college; allowing reservation school districts to enter into joint exercise of governmental powers agreements for establishing junior colleges; excepting reservation school districts from junior college state aid exclusion if not established by July 1, 1969; and providing for a junior college board of control within a reservation school district.

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

Rep. Kloubec introduced:

House Bill No. 1433. A Bill for an Act to amend and reenact section 52-04-06 of the North Dakota Century Code, relating to unemployment compensation contribution rates, to provide an effective date, and to declare an emergency.

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

Rep. Berger introduced:

House Bill No. 1434. A Bill for an Act to permit school districts to levy a tax to cover the cost of federal unemployment compensation taxes.

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

Reps. Meyer and Riehl introduced:

House Bill No. 1435. A Bill for an Act to amend and reenact subsection 1 of section 15-40.2-05 of the North Dakota Century Code, relating to application of parent or guardian for payment of tuition by district.

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

Rep. Martinson introduced:

House Bill No. 1436. A Bill for an Act to create and enact a new subsection to section 31-01-06 of the North Dakota Century Code, relating to confidential communications to psychologists.

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

Rep. Winkjer introduced:

House Bill No. 1437. A Bill for an Act to amend and reenact sections 32-21-01 and 32-21-05 of the North Dakota Century Code, relating to when action for death by wrongful act maintainable and action not abated by death.

Was read the first time and referred to the committee on Judiciary.
Rep. Winkjer introduced:

House Bill No. 1438. A Bill for an Act to amend and reenact subsection 24 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to boarding homes for the aged and infirm licensed by the state social service board.

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

Rep. Winkjer introduced:

House Bill No. 1439. A Bill for an Act to provide for the nomination and election of the board of directors of domestic mutual insurance companies; and to repeal sections 26-14-09 and 26-14-10 of the North Dakota Century Code, relating to voting by members of incorporated mutual insurance companies and voting by proxy.

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

Reps. Langley, Rau and VanderVorst introduced:

House Bill No. 1440. A Bill for an Act to create and enact a new section to Chapter 6-09 of the North Dakota Century Code, relating to the Bank of North Dakota making bank stock loans.

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

Reps. Berg, Mertens, Russell and Nicholas introduced:

House Bill No. 1441. A Bill for an Act to create and enact a new section to chapter 61-16 of the North Dakota Century Code, relating to joint water management district boards; and to amend and reenact section 61-16-05, subsection 9 of section 61-16-11, and sections 61-16-12, 61-16-19.1, 61-16-48, and 61-16-50 of the North Dakota Century Code, relating to the powers and duties of a water management district board of commissioners, consolidation or adjustment of districts, and tax levy limitations.

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

Reps. Richard and Solberg introduced:

House Bill No. 1442. A Bill for an Act to create and enact five new paragraphs to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the assessment of points on driving records for various motorcycle offenses; to amend and reenact section 39-06.1-09, subsection 1 of section 39-10.2-06, and section 39-10.2-07 of the North Dakota Century Code, relating to defining motorcycle offenses as moving violations, clarifying the use of motorcycle helmets, and clarifying penalties; and providing penalties.

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

Reps. McGauvran, Olson, Meyer and Nicholas introduced:

House Bill No. 1443. A Bill for an Act making an appropriation to the director of institutions' office to defray the expenses of providing community services for developmentally disabled persons in North Dakota through utilization of the Nekoma ABM site.

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

Rep. Martinson introduced:

House Bill No. 1444. A Bill for an Act to amend and reenact sections 44-08-04 and 54-06-09 of the North Dakota Century Code, relating to expense accounts and mileage and travel expenses of state officers and employees.

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

Rep. Martinson introduced:

House Bill No. 1445. A Bill for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, to allow licensed retail establishments to sell alcoholic beverages to remain open as otherwise prescribed by law.

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

Rep. Fleming introduced:

House Bill No. 1446. A Bill for an Act to amend and reenact section 57-23-06 of the North Dakota Century Code, relating to hearings on abatement proceedings.

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

Reps. Wagner and Marsden introduced:

House Bill No. 1447. A Bill for an Act to repeal chapter 65-13 of the North Dakota Century Code, the Uniform Crime Victims Reparations Act.

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

Reps. Conny and Winkjer introduced:

House Bill No. 1448. A Bill for an Act to create and enact chapter 16.1-03, and sections 16.1-11-18, 16.1-14-18, 16.1-14-19, 16.1-14-20, 16.1-14-21, 16.1-14-22, 16.1-14-23, 16.1-14-24, 16.1-14-25, 16.1-14-26, 16.1-14-27, and 16.1-14-28 of the North Dakota Century Code, relating to political party organization from precinct caucuses through district and state committees, to the form of the consolidated primary election ballot, and to voting for presidential electors by persons not meeting the residency requirements for voting in the state; and to repeal sections 16-04-15.1, 16-16-17, 16-16-17.1, 16-16-18, 16-16-19, 16-16-20, 16-16-21, 16-16-22, 16-16-23, 16-16-24, 16-16-26, 16-16-27, and 16-16-28, and chapter 16-17 of the North Dakota Century Code, relating to the primary election ballot, political party organization, and voting for presidential electors by persons unqualified to vote at state elections.

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

Rep. Richard introduced:

House Bill No. 1449. A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to exemptions from the motor vehicle excise tax.

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

Rep. Herslip introduced:

House Bill No. 1450. A Bill for an Act to create and enact a new subsection to section 4-28-06 of the North Dakota Century Code, relating to the duties and powers of the wheat commission.

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

Reps. Maixner, Knudson and C. Martin introduced:

House Bill No. 1451. A Bill for an Act to create and enact a new section to chapter 23-25 of the North Dakota Century Code, relating to the provision of environmental impact assessments by the state department of health for air quality variance hearings.

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

Rep. Reed introduced:

House Bill No. 1452. A Bill for an Act to create and enact a new section to chapter 39-13 of the North Dakota Century Code, relating to the painting of edge lines on all highways in the state; and to provide an appropriation.

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

Rep. Weber introduced:

House Bill No. 1453. A Bill for an Act to repeal section 24-08-08 of the North Dakota Century Code, relating to when the county shall transfer bridge funds to the city.

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

Reps. Murphy and Langley introduced:

House Bill No. 1454. A Bill for an Act to create and enact a new section to chapter 12.1-21 of the North Dakota Century Code, relating to criminal trespassing, and to create and enact a new section to chapter 12.1-23 of the North Dakota Century Code, relating to theft of minerals; and to repeal section 15-05-08 of the North Dakota Century Code, relating to theft of minerals on state school lands.

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

Reps. Richie, Gronneberg, Conmy and Dotzenrod introduced:

House Bill No. 1455. 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. Hickle, Gunsch and Christensen introduced:

House Bill No. 1456. A Bill for an Act, to amend and reenact section 57-62-02, of the North Dakota Century Code, relating to the coal development fund allocation formula; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

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

Reps. Olson, Lee, Swiontek, Walsh and Reed introduced:

House Bill No. 1457. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 and subsection 1 of section 39-06-14 of the North Dakota Century Code, relating to identification as a donor pursuant to the Uniform Anatomical Gift Act on motor vehicle operator's applications and licenses.

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

Rep. Weber introduced:

House Bill No. 1458. A Bill for an Act to provide for instruction by the state game and fish commissioner on the safe use of firearms and hunter responsibilities; and to provide an effective date.

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

Reps. Rocheleau, Anderson, VanderVorst and Schindler introduced:
House Bill No. 1459. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01 of the North Dakota Century Code, relating to sales taxes on items sold at auction.

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

Reps. McCaffrey, Berger, Schindler and Swiontek introduced:
House Bill No. 1460. A Bill for an Act to prescribe high school diplomas and to allow a diploma to indicate completion of an optional proficiency test.

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

Reps. McCaffrey, Black and Fleming introduced:

House Bill No. 1461. A Bill for an Act to provide family medical hospital insurance coverage for incarcerated juvenile delinquents.

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

Rep. Strinden introduced:

House Bill No. 1462. A Bill for an Act to amend and reenact section 54-05.1-02 of the North Dakota Century Code, relating to persons subject to legislative lobbyist regulation.

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

Rep. Strinden introduced:

House Bill No. 1463. A Bill for an Act to amend and reenact subsection 2 of section 10-15-25 of the North Dakota Century Code, relating to the number of directors of cooperative associations.

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

Rep. Richie introduced:

House Bill No. 1464. A Bill for an Act to amend and reenact sections 28-01-16 and 28-01-17 of the North Dakota Century Code, relating to the time for commencing a cause of action for a mechanic's lien.

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

Reps. Swiontek, Wagner and Walsh introduced:

House Bill No. 1465. A Bill for an Act to provide for the automatic termination, review, continuation, or reestablishment of certain regulatory agencies and boards and the regulatory activities of all state boards, agencies, departments, divisions, councils, committees, subcommittees, stations, commissions, officers, officials, offices, panels, task forces, directorates, and similar state governmental entities or functional groups; providing a schedule for the termination and review process; providing for performance reviews of these regulatory agencies and activities by the legislative budget analyst and auditor; providing for consideration of these performance reviews and the holding of hearings and the preparing of reports and recommendations on these reviews by the legislative audit and fiscal review committee; providing for legislative review of all agencies and activities scheduled for termination; providing for the mechanics of termination under this Act, including a year's phaseout period; and to amend section 54-35-02.2, relating to the powers and duties of the legislative audit and fiscal review committee, and to amend section 54-35-14 of the North Dakota Century

Code, relating to the powers and duties of the legislative budget analyst and auditor; and providing an appropriation.

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

Rep. Kretschmar introduced:

House Bill No. 1466. A Bill for an Act to amend and reenact section 39-04-43 of the North Dakota Century Code, relating to insurance requirements for antique automobiles.

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

Reps. Jacobson, Wentz, Winge, and L. Hausauer introduced:

House Bill No. 1467. A Bill for an Act to amend and reenact subsection 2 of section 15-38.1-13 of the North Dakota Century Code, providing for machinery for the resolution of impasses in professional negotiations in the public schools.

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

Rep. Kloubec introduced:

House Bill No. 1468. A Bill for an Act to create and enact section 5-02-05.1 of the North Dakota Century Code, providing for a special Sunday convention liquor license which may be issued by the governing body of a home rule city to a private club, lodge, motel, or hotel serving as a state convention headquarters; and to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to prohibited liquor disposal on certain days; to personal property sales allowable on Sunday; and to businesses allowed to operate on Sunday.

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

Rep. Eagles introduced:

House Bill No. 1469. A Bill for an Act to amend and reenact sections 12.1-20-02, 12.1-20-03, 12.1-20-04, 12.1-20-05, and 12.1-20-07 of the North Dakota Century Code, relating to the definition of sexual act, and the offenses of gross sexual imposition, sexual imposition, corruption of minors, and sexual assault.

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

Reps. Gunderson and Jacobson introduced:

House Bill No. 1470. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to the furnishing of abstracts of driving records and the contents of such records.

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

Reps. Gengler and Gerl introduced:

House Bill No. 1471. A Bill for an Act to provide for collective bargaining procedures for public employees; and to repeal chapters 15-38.1 and 34-11 of the North Dakota Century Code, relating to teacher negotiations and to mediation of disputes between public employers and employees.

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

Rep. Lokken introduced:

House Bill No. 1472. A Bill for an Act to amend and reenact section 43-09-04 of the North Dakota Century Code, relating to the compensation of members of the state electrical board.

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

Reps. Metzger, McCaffrey and Conmy introduced:

House Bill No. 1473. A Bill for an Act to create and enact a new section to chapter 40-05 of the North Dakota Century Code, relating to the application of city traffic ordinances to streets located within certain mobile home parks; and to amend and reenact subsection 21 of section 39-01-01 of the North Dakota Century Code, relating to the definition of highway as applicable to motor vehicle operation and regulation.

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

Rep. Crabtree introduced:

House Bill No. 1474. A Bill for an Act to provide for the deduction of certain payments received for crop disasters and proceeds from livestock sold because of drought; to provide an effective date; and declaring an emergency.

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

Rep. G. Martin introduced:

House Bill No. 1475. A Bill for an Act to create and enact a new section to chapter 15-53.1 of the North Dakota Century Code, relating to teacher negotiations in recently reorganized districts and termination of teachers in such districts; and to amend and reenact sections 15-53.1-26 and 15-53.1-28 of the North Dakota Century Code, relating to the effective date of reorganization plans.

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

Reps. Hill and O'Shea introduced:

House Bill No. 1476. A Bill for an Act to amend and reenact section 11-28.2-01 of the North Dakota Century Code, relating to establishment of recreation service districts.

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

Rep. Berger introduced:

House Bill No. 1477. A Bill for an Act to permit the board of county commissioners to levy for planning purposes.

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

Reps. Olson, Dotzenrod, Russell and Berg introduced:

House Bill No. 1478. Bill for an Act to create and enact section 19-20.1-03.1 and 19-20.1-03.2 of the North Dakota Century Code, relating to the licensing of fertilizer dealers and proof of product effectiveness; to amend and reenact section 19-20.1-02, 19-20.1-03, 19-20.1-04, 19-20.1-06, 19-20.1-07, 19-20.1-08, 19-20.1-10, 19-20.1-11, 19-20.1-12, 19-20.1-13, 19-20.1-14, 19-20.1-15, 19-20.1-16, 19-20.1-17, and 19-20.1-18 of the North Dakota Century Code relating to definitions, registration, labeling of fertilizer and soil amendments, inspection fees, tonnage reports, sampling and analysis, false statements, publications, short weight, cancellation of licenses and registration, "stop sale" orders, seizure, and providing a penalty; and to repeal sections 19-20.1-05 and 19-20.1-09 of the North Dakota Century Code relating to labeling soil conditioners and minimum plant food content.

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

Rep. Metzger introduced:

House Bill No. 1479. A Bill for an Act to provide an income tax credit for the installation of solar or wind energy devices.

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

Rep. Reed introduced:

House Bill No. 1480. A Bill for an Act to amend and reenact section 57-15-50 of the North Dakota Century Code, relating to the county levy for ambulance service; and declaring an emergency.

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

Reps. Jacobson and Erickson introduced:

House Bill No. 1481. A Bill for an Act to amend and reenact sections 15-53.1-06 and 15-53.1-18 of the North Dakota Century Code, relating to county committees for annexation and plans of reorganization of school districts in more than one county.

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

Reps. Kretschmar and VanderVorst introduced:

House Bill No. 1482. A Bill for an Act to create and enact a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 and a new subsection to section 39-06.1-10 of the North Dakota Century Code, relating to the assignment of points against the driving record of unlicensed operators; to amend and reenact subsection 1 of section 39-06-01 of the North Dakota Century Code, relating to decriminalizing the offense of driving without a license; to repeal subsection 9 of section 39-06.1-05 of the North Dakota Century Code, relating to excepting the offense of driving without a license from the noncriminal disposition of traffic offenses; and to provide a penalty.

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

Reps. Meiers, Horgan and C. Martin introduced:

House Bill No. 1483. A Bill for an Act to create and enact a new section to chapter 59-02 of the North Dakota Century Code, relating to who may prepare trust documents; and to amend and reenact subsection 3 of section 30.1-34-03 of the North Dakota Century Code, relating to providing a financial statement to the beneficiaries of a trust.

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

Reps. Meiers and Eagles introduced:

House Bill No. 1484. A Bill for an Act to create and enact a new section to chapter 39-06.1 and two new sections to chapter 39-07 of the North Dakota Century Code, relating to the notification of parents or guardians of juvenile traffic offenders and of the necessity of their notification and acknowledgement prior to any fines being paid by the juveniles, restrictions on the questioning of juveniles by law enforcement officers, advising juveniles of their rights in traffic offense cases, and prohibiting law enforcement officers from filling out accident report forms for either adults or juveniles.

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

Reps. Horgan and Gerl introduced:

House Bill No. 1485. A Bill for an Act to establish a state employee suggestion award program, and to provide an appropriation.

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

Reps. Anderson and Dotzenrod introduced:

House Bill No. 1486. A Bill for an Act to amend and reenact section 18-10-09 of the North Dakota Century Code, relating to audits of rural fire protection districts.

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

Reps. Berg and Mertens introduced:

House Bill No. 1487. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for relief agencies.

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

Reps. Gengler, Lardy, Richard, Nicholas and L. Hausauer introduced:

House Bill No. 1488. A Bill for an Act to require driver education programs in school districts; providing an appropriation; and providing effective dates.

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

Reps. McCaffrey and Matchie introduced:

House Bill No. 1489. A Bill for an Act to provide for a system of inspection of used motor vehicles to be administered by the department of motor vehicles.

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

Rep. Maixner introduced:

House Bill No. 1490. A Bill for an Act to amend and reenact section 23-25-10 of the North Dakota Century Code, relating to abating air pollution violations as public nuisances.

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

Rep. Maixner introduced:

House Bill No. 1491. A Bill for an Act to amend and reenact sections 49-05-05 and 49-05-06 of the North Dakota Century Code, relating to notice to the public service commission of proposed rate changes with respect to cost of fuel adjustment clauses and public service commission hearings on proposed public utility rates with respect to cost of fuel adjustment clauses.

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

Reps. Lardy and Gengler introduced:

House Bill No. 1492. A Bill for an Act create and enact a new section to chapter 50-11.1 of the North Dakota Century Code, restricting use of the word "kindergarten" to describe or name a child day care center.

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

Rep. Powers introduced:

House Bill No. 1493. A Bill for an Act to amend and reenact sections 44-08-04 and 54-06-10 of the North Dakota Century Code, relating to persons exempt from in-state travel limitations and the necessity of authorization of out-of-state travel.

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

Rep. Gackle introduced:

House Bill No. 1494. A Bill for an Act to create and enact a new section to chapter 16-13 of the North Dakota Century Code, relating to the counting of ballots of challenged voters; and to amend and reenact sections 16-10-15, 16-12-05, and 16-12-14 of the North Dakota Century Code, relating to challenges to voters, the execution of an affidavit, and voting by separate paper ballot; or, in the alternative, to create and enact a new

section to chapter 16.1-15 of the North Dakota Century Code as created by section 14 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the counting of ballots of challenged voters; and to amend and reenact subsection 3 of section 16.1-05-04, sections 16.1-05-06 and 16.1-13-23 of the North Dakota Century Code, as created by sections 4 and 12 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to challenges to voters, the execution of an affidavit, and voting by a separate paper ballot.

Was read the first time and referred to the committee on Judiciary.
Rep. Gackle introduced:

House Bill No. 1495. A Bill for an Act to dedicate five percent of the alcoholic beverage wholesalers privilege tax to the state division of alcoholism and drug abuse for rehabilitation of abusers of alcoholic beverages and drugs; and providing an appropriation.

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

Reps. Powers, Wentz, Rylance and Lardy introduced:

House Bill No. 1496. A Bill for an Act to establish the North Dakota cultural endowment fund, and to provide an appropriation.

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

Rep. Conmy introduced:

House Bill No. 1497. A Bill for an Act to reduce the danger of rangeland and cropland fire during dry conditions by regulating, restricting, and prohibiting certain activities in certain areas by proclamation; and providing penalties.

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

Rep. Conmy introduced:

House Bill No. 1498. A Bill for an Act to create and enact a new section to chapter 54-06 of the North Dakota Century Code, relating to compensation for accumulated sick leave.

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

Rep. Conmy introduced:

House Bill No. 1499. A Bill for an Act to create and enact a new section to chapter 46-05 of the North Dakota Century Code, providing for supplemental publication of legal notices on radio or television.

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

Rep. Winkjer and Scofield introduced:

House Bill No. 1500. A Bill for an Act to provide for the automatic termination, review, continuation, or reestablishment of all state boards, agencies, departments, divisions, councils, committees, subcommittees, stations, commissions, offices, panels, task forces, directorates, and similar state governmental entities or functional groups; providing a schedule for the termination and review process; providing for performance reviews of these agencies by the legislative budget analyst and auditor; providing for consideration of these performance reviews and the holding of hearings and the preparing of reports and recommendations on these reviews by the legislative audit and fiscal review committee; providing for legislative review of all such entities scheduled for termination; providing for the mechanics of termination under this Act, including a year's phaseout period; and to amend section 54-35-02.2,

relating to the powers and duties of the legislative audit and fiscal review committee, and to amend section 54-35-14 of the North Dakota Century Code, relating to the powers and duties of the legislative budget analyst and auditor; and providing an appropriation.

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

Reps. G. Martin, Metzger, Richard and Black introduced:

House Bill No. 1501. A Bill for an Act to require a sixty-day notice prior to evicting a mobile home owner from a mobile home park for non-payment of rent and to require a thirty-day notice of lot rent increases in mobile home parks.

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

Reps. Rocheleau, Black, Thorsgard, Gronneberg and Reed introduced:

House Bill No. 1502. A Bill for an Act to create and enact a new section to chapter 5-02 of the North Dakota Century Code, providing that a licensed retailer of alcoholic beverages shall not allow or serve any person more than one alcoholic beverage drink at any one time, and providing a one-day license suspension for violation.

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

Reps. Lang, Kretschmar, Langley and Gronneberg introduced:

House Bill No. 1503. A Bill for an Act to amend and reenact sections 11-11-18 and 24-05-04 of the North Dakota Century Code, relating to lease-purchase agreements for the purchase of county road machinery and voting by the electorate on extraordinary outlays of money by a county.

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

Rep. T. Matchie introduced:

House Bill No. 1504. A Bill for an Act to amend and reenact sections 26-27-01, 26-27-02, 26-27-02.1, 26-27-03, 26-27-05, 26-27-08, and 26-27-10 of the North Dakota Century Code, relating to the purpose of the legislative assembly to promote and protect the public health; the authorization of nonprofit medical service corporations; unfair insurance practices; authorization of medical services of doctors of medicine, oral surgeons, and oral pathologists other than those participating under medical service plans; responsibilities and qualifications of directors; contracts with doctors of medicine, oral surgeons, and oral pathologists; and the effect of contracts under the provisions of this chapter.

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

Rep. Unhjem introduced:

House Bill No. 1505. A Bill for an Act providing for the legislative council to conduct a study and performance review of the state health department; providing an appropriation; 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. 1506. 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, relating to the classification of property for the purposes of taxation; and to repeal section 57-02-28 of the North Dakota Century Code.

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

Reps. Matchie and Walsh introduced:

House Bill No. 1507. A Bill for an Act to establish a revolving fund for the purpose of making low interest loans for the installation of alternative energy devices or insulation material; and providing for the administration of the loan program by the Bank of North Dakota.

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

Rep. Rylance introduced:

House Bill No. 1508. A Bill for an Act to amend and reenact sections 54-52.1-06 and 54-52.1-07 of the North Dakota Century Code, relating to the state contribution to the uniform group insurance program and optional coverage for employee's family.

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

Reps. Matchie and Lokken introduced:

House Bill No. 1509. A Bill for an Act to require banking institutions, building and loan associations, and other similar financial institutions to pay interest on certain escrow and unaccrued contingent accounts.

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

Reps. A. Hausauer and Rued introduced:

House Bill No. 1510. A Bill for an Act to repeal subsection 3 of section 26-41-10 of the North Dakota Century Code, relating to the coordination of insurance benefits between no-fault insurers and other insurers.

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

Reps. Meiers and Weber introduced:

House Bill No. 1511. A Bill for an Act to amend and reenact section 57-37.1-08 of the North Dakota Century Code, relating to the collection and distribution of estate tax to counties and cities, and providing for organized townships sharing in the distribution.

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

Rep. Laughlin introduced:

House Bill No. 1512. A Bill for an Act to amend and reenact subsection 2 of section 57-36-31 of the North Dakota Century Code, relating to the transfer and allocation of the cigarette tax.

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

Reps. Weber and Gackle introduced:

House Bill No. 1513. A Bill for an Act to require aliens, out-of-state citizens, and foreign corporations to provide information concerning land owned by them within this state to the register of deeds and the secretary of state; and providing a penalty.

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

Reps. Solberg and Richard introduced:

House Bill No. 1514. A Bill for an Act to create and enact a new section to chapter 27-20 of the North Dakota Century Code, relating to additional juvenile supervisors and providing for a mill levy for county juvenile supervisors.

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

Rep. Matchie introduced:

House Bill No. 1515. A Bill for an Act to create and enact a new subsection to section 54-52.1-01 of the North Dakota Century Code, defining "dental benefits coverage"; to amend and reenact section 54-52.1-02 of the North Dakota Century Code, relating to the uniform group insurance program; and providing an appropriation.

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

Rep. Maixner introduced:

House Bill No. 1516. A Bill for an Act to create and enact section 10-06-07 of the North Dakota Century Code, relating to a civil penalty for violating the corporate farming law.

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

Rep. Strinden introduced:

House Bill No. 1517. A Bill for an Act to amend and reenact subsection 2 of section 38-14-05 of the 1975 Supplement to the North Dakota Century Code relating to the duties of mine operators to save suitable plant growth material within the permit area.

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

Reps. Strinden and Kelly introduced:

House Bill No. 1518. A Bill for an Act to provide an appropriation to the public service commission to research utility pricing policies.

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

Rep. Powers introduced:

House Bill No. 1519. A Bill for an Act to amend and reenact section 24-05-01 of the North Dakota Century Code, to provide that the allocation of the county road tax shall not apply to oil and gas tax distributions and other intergovernmental transfers.

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

Rep. Stenehjem introduced:

House Bill No. 1520. A Bill for an Act to amend and reenact section 27-09.1-14 of the North Dakota Century Code, relating to juror compensation and mileage; and providing for an increase from twenty to thirty dollars per day compensation for district and county court jurors and an increase from eight to twelve dollars per day for justice court and coroner's inquest jurors.

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

Reps. Timm and Rued introduced:

House Bill No. 1521. A Bill for an Act to create and enact two new sections to chapter 57-39.2, a new section to chapter 57-40.2, and a new section to chapter 57-40.3 of the North Dakota Century Code, relating to the sales and use tax and motor vehicle excise tax and providing new rates for such taxes; to amend and reenact subsection 20 of section 57-38-01, and sections 57-38-01.7 and 57-38-42 of the North Dakota Century Code to delete references to individual and partnership income taxes and returns; to repeal sections 1, 2, and 3 of Initiated Measure No. 1 approved by the electors at the general election of November 2, 1976, and subsection 10 of section 57-38-01, and sections 57-38-01.2, 57-38-01.4, 57-38-01.6, 57-38-02, 57-

38-03, 57-38-04, 57-38-05, 57-38-06, 57-38-06.1, 57-38-07, 57-38-08, 57-38-10, 57-38-29, 57-38-31, 57-38-34.2, 57-38-58, 57-38-59, 57-38-59.1, 57-38-60, 57-38-61, 57-38-62, 57-38-63, 57-38-64, and 57-38-65, and subsection 1 of section 57-38-66 of the North Dakota Century Code, relating to income taxes on individuals, estates and trusts, partnership income tax returns, and business privilege taxes on individuals, estates, and trusts; to provide effective dates; and to declare an emergency.

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

Reps. G. Larson and Knudson introduced:

House Bill No. 1522. A Bill for an Act to amend and reenact sections 15-40.1-05, 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-10, 15-40.1-11, 15-40.1-16, and 15-40.1-16.1 of the North Dakota Century Code, relating to direct state foundation payments for education to school districts.

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

Reps. Mertens and Berg introduced:

House Bill No. 1523. A Bill for an Act to create and enact one new section to chapter 27-01 of the North Dakota Century Code, relating to the waiver of fees in civil actions.

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

Reps. Lardy, Powers, Meiers and Lundene introduced:

House Bill No. 1524. A Bill for an Act to amend and reenact subsection 1 of section 23-14-11 of the North Dakota Century Code, relating to mill levy limitations for health districts.

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

Rep. Fleming introduced:

House Bill No. 1525. A Bill for an Act to create and enact a new subsection to section 27-05-06 of the North Dakota Century Code, relating to jurisdiction of district courts; and to amend and reenact sections 20.1-10-01 and 27-07-02 of the North Dakota Century Code, relating to confiscation of material by game and fish officials and jurisdiction of county courts.

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

Reps. Mertens and Berg introduced:

House Bill No. 1526. A Bill for an Act to create and enact one new subsection to section 32-09-02 of the North Dakota Century Code, relating to the restriction on garnishment of earnings.

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

Rep. Richie introduced:

House Bill No. 1527. A Bill for an Act to amend and reenact subsections 2 and 10 of section 27-20-02 of the North Dakota Century Code, relating to the jurisdiction of the juvenile court over certain traffic offenses.

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

Reps. Meyers, Wagner, Russell, Gackle and Schindler introduced:

House Bill No. 1528. A Bill for an Act to establish a central North Dakota beef cattle experiment station; to provide for determining its location; and to provide an appropriation.

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

Rep. Martinson introduced:

House Bill No. 1529. A Bill for an Act to create and enact a new subsection to section 39-08-01 of the North Dakota Century Code, relating to the referral of DWI defendants to a treatment facility prior to sentencing.

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

Rep. Lipsiea introduced:

House Bill No. 1530. A Bill for an Act to repeal sections 12-46-23, 12-47-10, and 37-01-15 of the North Dakota Century Code, relating to exempting from jury service officers and employees of the state industrial school and penitentiary, and members of the national guard.

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

Rep. Olson introduced:

House Bill No. 1531. A Bill for an Act to require reports to law enforcement officers by physicians and others of injuries caused by deadly weapons or other criminal conduct, and providing a penalty.

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

Rep. Lipsiea introduced:

House Bill No. 1532. A Bill for an Act to amend and reenact section 15-12-21 of the North Dakota Century Code, relating to the confidentiality of toxicological or chemical analysis by the office of state toxicologist under certain circumstances.

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

Reps. Dotzenrod, Weber and Thorsgard introduced:

House Bill No. 1533. A Bill for an Act to authorize agreements between the state tax commissioner, the state treasurer, and the various recognized Indian tribes in North Dakota for the collection of certain taxes enacted pursuant to tribal ordinances; to provide for the appropriation and transfer of revenue between the state and the Indian tribes; to provide for the costs of collection; and to provide an appropriation.

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

Reps. Tinjum, Swiontek and Schindler introduced:

House Bill No. 1534. A Bill for an Act to provide for an actuarial study of the teachers' fund for retirement and to provide an appropriation for unfunded liability of the fund.

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

Rep. Swiontek introduced:

House Bill No. 1535. A Bill for an Act to amend and reenact section 29-10.1-25 of the North Dakota Century Code, relating to the oath or affirmation administered to grand jury witnesses.

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

Rep. Swiontek introduced:

House Bill No. 1536. A Bill for an Act to amend and reenact section 29-10.1-30 of the North Dakota Century Code, relating to grand jury secrecy under certain conditions.

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

Rep. McGauvran introduced:

House Bill No. 1537. A Bill for an Act to provide a new subsection to section 15-38.1-14 of the North Dakota Century Code, pertaining to executive sessions under the Teachers' Representation and Negotiation Act.

Was read the first time and referred to the committee on Education.
Rep. Wagner introduced:

House Bill No. 1538. A Bill for an Act to amend and reenact Section 7-01-07 of the North Dakota Century Code, relating to obtaining a certificate of authority of building and loan associations.

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

Rep. Martinson introduced:

House Bill No. 1539. A Bill for an Act to create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to the definition of foster care for children, foster family home, group home, and residential child care facility; to amend and reenact section 50-11-01 of the North Dakota Century Code, relating to the licensing of facilities providing foster care and enumerating those arrangements not requiring licensure.

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

Rep. Wagner introduced:

House Bill No. 1540. A Bill for an Act to amend and reenact section 6-06-01 of the North Dakota Century Code, relating to organization of savings and credit associations.

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

Reps. Metzger and Rylance introduced:

House Bill No. 1541. A Bill for an Act to require inclusion of chiropractic service under group accident and health policies, hospital service contracts and medical service contracts.

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

Rep. Wagner introduced:

House Bill No. 1542. A Bill for an Act to amend and reenact sections 19-03.1-05, 19-03.1-07, 19-03.1-09 and 19-03.1-11 of the North Dakota Century Code, relating to the schedules of controlled substances under the uniform controlled substances act.

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

Rep. McCaffrey introduced:

House Bill No. 1543. A Bill for an Act requiring all beverage containers to be made of recyclable aluminum; providing a penalty; and providing an effective date.

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

Rep. Lipsiea introduced:

House Bill No. 1544. A Bill for an Act to create and enact a new section to chapter 40-05.1 of the North Dakota Century Code, relating to persons exempt from certain taxes.

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

Rep. Conmy introduced:

House Bill No. 1545. A Bill for an Act to amend and reenact section 47-19-02 of the North Dakota Century Code, relating to instruments entitled to record without acknowledgment.

Was read the first time and referred to the committee on Judiciary.
Rep. Gackle introduced:

House Bill No. 1546. A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 57-38-01.3 and section 57-38-29 of the North Dakota Century Code, relating to adjustments to taxable income for corporations and the rate of tax on individuals; and to provide for an effective date.

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

Rep. Gackle introduced:

House Bill No. 1547. A Bill for an Act to repeal chapter 26-41, subsection 7 of section 39-04-05, and subsection 4 of section 39-04-06 of the North Dakota Century Code, relating to the auto accident reparations act and the registration of motor vehicles.

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

Reps. Riehl, VanderVorst, Dotzenrod, Anderson and Peterson introduced:

House Bill No. 1548. A Bill for an Act to provide that cities and health units shall not assess for dairy inspection or issue licenses or permits; to amend and reenact section 4-29-04 of the North Dakota Century Code, relating to the powers and duties of the dairy commissioner and authorizing the dairy commissioner to contract for dairy farm inspection; and to provide an appropriation.

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

Reps. Marsden and Nicholas introduced:

House Bill No. 1549. A Bill for an Act to amend and reenact section 57-61-01 and 57-62-02 of the North Dakota Century Code, relating to the severance tax on coal and providing for a change in rate and method of computing increases, and to change the coal development fund allocation formula; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

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

Rep. Unhjem introduced:

House Bill No. 1550. A Bill for an Act making an appropriation for defraying the expenses of constructing a maximum security building at the state hospital.

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

Rep. Conmy introduced:

House Bill No. 1551. A Bill for an Act to amend and reenact section 47-18-18 of the North Dakota Century Code, relating to the execution and acknowledgment of a declaration of homestead.

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

Rep. Metzger introduced:

House Bill No. 1552. A Bill for an Act to amend and reenact section 54-49.1-02 of the North Dakota Century Code, relating to payment of salaries of the chairman and employees of the natural resources council.

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

Reps. Meiers and Langley introduced:

House Bill No. 1553. A Bill for an Act to amend and reenact section 15-63-05 of the North Dakota Century Code, relating to the amount of Indian scholarship payments.

Was read the first time and referred to the committee on Education.
Reps. C. Martin, L. Hausauer, Gengler and Mushik introduced:

House Bill No. 1554. A Bill for an Act relating to heaters for railroad motor track cars; and providing a penalty.

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

Rep. Swiontek introduced:

House Bill No. 1555. A Bill for an Act to amend and reenact section 54-45-03 of the North Dakota Century Code, relating to administrative expenses of the civil air patrol.

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

Reps. Lokken and Meiers introduced:

House Bill No. 1556. A Bill for an Act to create and enact a new section to chapter 49-13 of the North Dakota Century Code, relating to safety reflectors on railroad trains; and providing a penalty.

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

Reps. McCaffrey and Meiers introduced:

House Bill No. 1557. A Bill for an Act to implement an Indian education curriculum in elementary and secondary schools within existing minimum curriculum requirements and to provide an appropriation.

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

Reps. McCaffrey and Rau introduced:

House Bill No. 1558. A Bill for an Act to amend and reenact section 43-31-02 and subsection 5 of section 43-31-16 of the North Dakota Century Code, relating to the devices to be used for detection of deception, and to licensing certain examiners without examination.

Was read the first time and referred to the committee on Judiciary,
Rep. Olson introduced:

House Bill No. 1559. A Bill for an Act to create and enact two new sections to Chapter 12.1-23 of the North Dakota Century Code, relating to the possession of altered property and dealing in stolen property; to amend and reenact section 12.1-23-09 of the North Dakota Century Code, relating to defenses and proof as to theft and related offenses; and to create and enact two new subsections to section 12.1-23-10 of the North Dakota Century Code, relating to definitions of "dealer in property" and "traffic".

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

Rep. Timm introduced:

House Bill No. 1560. 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 exemptions from registration fees of autos owned by military personnel residing in North Dakota.

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

Rep. Gackle introduced:

House Bill No. 1561. A Bill for an Act to establish classes of property for property tax assessment and taxation purposes for the years 1977 and 1978; and declaring an emergency.

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

Rep. Kloubec introduced:

House Bill No. 1562. A Bill for an Act to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to alcoholic beverage disposal prohibitions on certain days, to personal property sales allowable on Sundays, and to businesses allowed to operate on Sunday; and permitting special city permits for Sunday sale of beer and alcoholic beverages by a licensed hotel, motel, or private club hosting a state convention.

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

Rep. Mertens introduced:

House Bill No. 1563. A Bill for an Act to amend and reenact subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to the application by persons fourteen to sixteen for a motorcycle learner's permit and operator's license.

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

Rep. Kloubec introduced:

House Bill No. 1564. A Bill for an Act to amend and reenact subdivision k of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for members of the armed forces and the national guard.

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

Reps. Berg and Mertens introduced:

House Bill No. 1565. A Bill for an Act to amend and reenact section 61-01-22 of the North Dakota Century Code, relating to drainage.

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

Reps. Rocheleau, Anderson and Weber introduced:

House Bill No. 1566. A Bill for an Act to amend and reenact sections 26-26-04 and 26-27-05 of the North Dakota Century Code, relating to the responsibilities and qualifications of directors of hospital service corporations and medical service corporations.

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

Rep. Kloubec introduced:

House Bill No. 1567. A Bill for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to interest on security deposits for residential dwelling units.

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

Rep. Kloubec introduced:

House Bill No. 1568. A Bill for an Act relating to security deposits on leased residential dwelling units, lessor obligations, and lessor access to the dwelling units during tenancy.

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

Reps. C. Martin, Riehl and Laughlin introduced:

House Bill No. 1569. A Bill for an Act to amend and reenact subsections 9 and 10 of section 38-18-05 of the North Dakota Century Code, relating to the definitions of surface estate and surface owner.

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

Rep. Kretschmar introduced:

House Bill No. 1570. A Bill for an Act to amend and reenact subsection 2 of section 15-40.2-09 of the North Dakota Century Code, relating to continuation of attendance when school districts annexed or reorganized.

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

Reps. Mushik and Rylance introduced:

House Bill No. 1571. A Bill for an Act to create a consumer product safety code; to place enforcement responsibility in the state laboratories department; and providing a penalty.

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

Reps. Kuchera and Crabtree introduced:

House Bill No. 1572. A Bill for an Act to amend and reenact section 57-61-01 of the North Dakota Century Code, relating to the severance tax on coal and providing for a change in rate and method of computing increases in such tax; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter relating to the coal severance tax and impact program are temporary.

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

Reps. Weber, Gunderson, Rau, Benedict and Opedahl introduced:

House Bill No. 1573. 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 counties and cities.

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

Reps. Unhjem and Stenehjem introduced:

House Bill No. 1574. A Bill for an Act to create and enact a new subsection to section 54-52.1-01 of the North Dakota Century Code, relating to the definition of long-term medical disability benefits coverage; to amend and reenact sections 54-52.1-02 and 54-52.1-03 of the North Dakota Century Code, relating to the addition of a long-term medical benefits program to the state uniform group insurance program and employee participation in this program; and to provide an appropriation.

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

Rep. Knudson introduced:

House Bill No. 1575. A Bill for an Act to amend and reenact section 15-53.1-34 of the North Dakota Century Code, relating to the sale or removal of school buildings in reorganized districts.

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

Reps. Langley and Lee introduced:

House Bill No. 1576. A Bill for an act to amend and reenact Section 6-03-02 of the North Dakota Century Code, relating to the powers of banking associations.

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

Reps. Meiers and Gengler introduced:

House Bill No. 1577. A Bill for an Act to require electric cooperatives, municipal utilities, and public utilities to provide a subsistence quantity of electric energy to residential consumers at a rate not more than the lowest charge for electric energy provided to any other electric consumer.

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

Rep. Conmy introduced:

House Bill No. 1578. A Bill for an Act to amend and reenact section 28-20-30 of the North Dakota Century Code, relating to the procedure for cancellation of judgments against bankrupts.

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

Rep. Mushik introduced:

House Bill No. 1579. A Bill for an Act to create and enact a new section to chapter 23-09 of the North Dakota Century Code, relating to the display of certain posters about aid to choking victims, and to require training of employees.

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

Rep. Meiers introduced:

House Bill No. 1580. A Bill for an Act to create a commission to provide for the direct export and sale of wheat, and relating to the membership, powers and duties, and expenses of such commission; and providing a penalty.

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

Rep. Anderson introduced:

House Bill No. 1581. A Bill for an Act to increase taxes on motor vehicle fuel and special fuel used in motor vehicles and to distribute the revenue to organized townships for township roads; and to amend and reenact section 57-52-04, the initial paragraph of section 57-52-11, and sections 57-54-08 and 57-54-14 of the North Dakota Century Code, relating to rates and distribution of taxes on motor vehicle fuel and special fuel used in motor vehicles.

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

Rep. Mushik introduced:

House Bill No. 1582. A Bill for an Act to amend and reenact sections 40-47-01.1, 40-48-18, and 58-03-11 of the North Dakota Century Code, relating to the application of zoning and subdivision regulation authority to land lying outside the corporate limits of a city.

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

Rep. Olson introduced:

House Bill No. 1583. A Bill for an Act to amend and reenact sections 11-19-19 and 11-19.1-06 of the North Dakota Century Code, relating to who shall be acting county coroner in the absence of the county coroner.

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

Reps. Kloubec and Herman introduced:

House Bill No. 1584. A Bill for an Act to create and enact a new section in chapter 49-02 of the North Dakota Century Code relating to commission regulation of nonessential or wasteful consumption of gas furnished by gas utilities.

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

Reps. Lundene, Powers and Olson introduced:

House Bill No. 1585. A Bill for an Act to create an older worker employment program; and providing an appropriation.

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

Rep. Mushik introduced:

House Bill No. 1586. A Bill for an Act to create and enact subsection 7 of section 23-25-02 and section 44-08-19 of the North Dakota Century Code, relating to compensation and expenses for members of the air pollution control advisory council and general compensation for members of commissions, committees, councils, or boards; and to amend and reenact sections 2-05-01, 2-07-02.4, 4-02.1-05, and 4-02.1-09, subsection 3 of section 4-09-03, sections 4-10.1-06, 4-13.2-04, 4-18.1-04, and 4-22-04, subsection 3 of section 4-27-05, sections 4-28-05 and 4-34-07, subsection 1 of section 6-01-03, sections 6-09.1-02, 12-55-02, 12-59-02, 12-61-02, 15-10-08, 15-10-32, 15-21-17, 15-38-17, 15-38.1-04, 15-39.1-08, 15-52-03, 15-62.2-03, 15-63-01, 15-65-02, 16-16-16, 20.1-02-24, 23-01-02, 24-17-08, 25-04.1-05, 25-12-03, 25-15-03, 27-11-11, and 27-15-10, subsection 8 of section 27-23-03, sections 36-01-04, 37-18.1-04, 50-06-04, and 50-26-03, subsection 1 of section 51-10-06, sections 54-03-20.3, 54-34-03, 54-36-01, and 54-44.3-04, subsection 4 of section 54-52-03, sections 54-53-02, 54-54-03, 55-01-03, 55-01-09, 55-06-01, 55-06-02, 55-09-05, 57-23.1-01, 61-02-12, 61-24-04, 61-28-03, and 61-29-04 of the North Dakota Century Code, relating to the compensation and expense reimbursement of members of various boards, councils, committees, and commissions appointed or selected pursuant to law.

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

Reps. Gunsch, Christensen and Hickle introduced:

House Bill No. 1587. A Bill for an Act to amend and reenact sections 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the allocation of revenues from the privilege tax on coal conversion facilities.

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

Reps. Lundene, Opedahl, Laughlin and Tinjum introduced:

House Bill No. 1588. A Bill for an Act to establish a family farm security program to encourage and guarantee loans to beginning farmers for the purchase of farmlands; and transferring Bank of North Dakota profits to a special fund for such purposes.

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

Reps. McCaffrey, Stenehjem and Swiontek introduced:

House Bill No. 1589. A Bill for an Act to amend and reenact sections 5-01-08, 5-01-08.1, 5-01-08.2, and 5-01-09 of the North Dakota Century Code, relating to the legal age for the purchase and sale of alcoholic beverages and beer, misrepresentation of age, presumption of licensee's innocence, and delivery to certain persons unlawful; and to repeal section 5-02-06 of the North Dakota Century Code, relating to prohibitions as to persons under twenty-one years of age; and to provide an expiration date.

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

Rep. Winkjer introduced:

House Bill No. 1590. A Bill for an Act to repeal sections 12-46-23, 12-47-10 and 37-01-15 of the North Dakota Century Code, relating to the exemption from jury service of officers and employees of the state industrial school and the state penitentiary, and members of the national guard.

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

Rep. Weber introduced:

House Bill No. 1591. A Bill for an Act to amend and reenact sections 10-30-10, 10-30-12 and 10-30-14 of the North Dakota Century Code, relating to loans by and investments in a state development corporation.

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

Rep. Mund introduced:

House Bill No. 1592. A Bill for an Act to amend and reenact section 43-07-13 of the North Dakota Century Code, relating to contractor registrar disposing of inactive licenses.

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

Rep. Mushik introduced:

House Bill No. 1593. A Bill for an Act to create and enact section 12-46-25 of the North Dakota Century Code, relating to the sale of tobacco products to certain persons.

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

Rep. Rued introduced:

House Bill No. 1594. A Bill for an Act to provide for the inception and expiration times of insurance policies.

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

Rep. Rylance introduced:

House Bill No. 1595. A Bill for an Act to provide for the transfer of the North Dakota regional environmental assessment program from the legislative branch of state government to the state planning division of the department of accounts and purchases; and to provide an appropriation.

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

Rep. Unhjem introduced:

House Bill No. 1596. A Bill for an Act to provide aid to nonpublic institutions of higher education, and providing an appropriation.

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

Rep. A. Hausauer introduced:

House Bill No. 1597. A Bill for an Act to amend and reenact subsections 5 and 6 of section 57-40.3-01 of the North Dakota Century Code, relating to the definition of trailer and semitrailer.

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

Rep. Conmy introduced:

House Bill No. 1598. A Bill for an Act to provide for reporting statistical data regarding legal malpractice claims, settlements and final judgments.

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

The House stood adjourned, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

SIXTEENTH DAY

Bismarck, January 25, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Intern James L. Norlie, Trinity Lutheran Church, Bismarck.

The roll was called, and all members were present except Rep. Richie. 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 and recommends that the same be corrected as follows:

On page 303, line 10, delete "fity" and insert in lieu thereof "fifty"

On page 307, line 13, delete "Natural"

On page 307, line 14, delete "Resources" and insert in lieu thereof "Finance and Taxation"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

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

MOTIONS

Rep. Rau moved that House Bill No. 1402 be returned to the House from the Committee on Agriculture, which motion prevailed.

Rep. Rau requested permission to withdraw House Bill No. 1402. There being no objection, it was so ordered by the Speaker.

Rep. Gengler moved that House Bill No. 1097 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that House Bill No. 1097 be re-referred to the Committee on Natural Resources, which motion prevailed.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1093, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1093 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1261, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete the words "allow the teachers' professional"

On page 1, delete all of lines 3 through 5 and insert in lieu thereof the following: "assure that public employees shall not lose their regular salary or commission compensation while serving on official business of the teachers' professional practices commission."

On page 2, delete all of lines 25 through 29 and insert in lieu thereof the following: "No public employee shall lose his regular salary or the above compensation while serving on official business of the commission"

On page 2, line 30, delete the word "time"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1261 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1310, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. RYLANCE, Chairman

House Bill No. 1310 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1331, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1331 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1332, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1332 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1135. A Bill for an Act to transfer moneys from the accumulated and undivided profits of the North Dakota Mill and Elevator Association to the general fund 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, 86; nays, 3; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
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• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
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• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
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• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCALUVRAN			• SOLBERG					
• HERSLIP			• MEIRS			• STENEHJEM					

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So the bill passed and the title was agreed to.

House Bill No. 1141. A Bill for an Act to amend and reenact section 39-06.1-03 of the North Dakota Century Code, relating to administrative hearings for traffic offenses.

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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
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ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 17; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B. #12			POWERS		
DUBORD			LARSON, G. #29			RAU		MR. SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN, C. #38			RUSSELL		
GUNSCHE			MARTIN, G. #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A. #49			MATCHIE			SCHUETT		
HAUSAUER, L. #25			McCAFFREY			SCOFIELD		
HERMAN			McGAUVRAN			SOLBERG		
HERSLIP			MEIERS			STENEHJEM		
HICKLE			MERTENS			STRINDEN		
HILL			METZ			SWONTEK		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1243. A Bill for an Act to create and enact a new section to chapter 12-55 of the North Dakota Century Code, relating to confidentiality of pardon board records and disclosure to certain persons and under certain conditions.

Which has been read. ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 33; absent and not voting, 0.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B. #12			POWERS		
DUBORD			LARSON, G. #29			RAU		MR. SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN, C. #38			RUSSELL		
GUNSCHE			MARTIN, G. #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A. #49			MATCHIE			SCHUETT		
HAUSAUER, L. #25			McCAFFREY			SCOFIELD		
HERMAN			McGAUVRAN			SOLBERG		
HERSLIP			MEIERS			STENEHJEM		
HICKLE			MERTENS			STRINDEN		
HILL			METZ			SWONTEK		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

BACKES	KELLY	MUND	TWETEN
BEAUCLAIR	KERMOTT	MURPHY	UNHJEM
BENEDICT	KLOUBEC	MUSHIK	VANDER VORST
BERG	KNUDSON	NICHOLAS	WAGNER
BERGER	KRETSCHMAR	NORDBY	WALSH
BLACK	KUCHERA	OLSON	WEBER
CHRISTENSEN	LANG	OPEDAHN	WENTZ
CONMY	LANGLEY	O'SHEA	WINGE
CRABTREE	LARDY	PETERSON	WINKJER
DOTZENROD	LARSON, B. #12	POWERS	
DUBORD	LARSON, G. #29	RAU	MR. SPEAKER
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIEA	RICHIE	
GACKLE	LOKKEN	RICHTER	
GENGLER	LUNDENE	RIEHL	
GERL	MAIXNER	ROCHELEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDEBSON	MARTIN, C. #38	RUSSELL	
GUNSCH	MARTIN, G. #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A. #49	MATCHIE	SCHUETT	
HAUSAUER, L. #25	MCCAFFREY	SCOFIELD	
HERMAN	MCGAUVVRAN	SOLBERG	
HERSLIP	MEIERS	STENHJEM	
HICKLE	MERTENS	STRINDEN	
HILL	METZ	SWIONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1274. A Bill for an Act to authorize the board of higher education to deed property to the city of Wahpeton for use as a fire station.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHN			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDEBSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVVRAN			SOLBERG					
HERSLIP			MEIERS			STENHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1195. A Bill for an Act to create and enact a new section to chapter 10-13, a new section to chapter 40-33, and a new section to chapter 49-20 of the North Dakota Century Code, relating to the discontinuance of electrical service by electrical cooperatives, municipal utilities, and public utilities for nonpayment after at least seven days'

written notice and at least forty-eight hours' actual notice to a customer prior to actual disconnection.

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, 52; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•		
BACKES	•		KELLY	•		MUND	•		
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		
BENEDICT	•		KLOUBEC	•		MUSHIK	•		
BERG	•		KNUDSON	•		NICHOLAS	•		
BERGER	•		KRETSCHMAR	•		NORDBY	•		
BLACK	•		KUCHERA	•		OLSON	•		
CHRISTENSEN	•		LANG	•		OPEDAHN	•		
CONMY	•		LANGLEY	•		O'SHEA	•		
CRABTREE	•		LARDY	•		PETERSON	•		
DOTZENROD	•		LARSON, B. #12	•		POWERS	•		
DUBORD	•		LARSON, G. #29	•		RAU	•		
EAGLES	•		LAUGHLIN	•		REED	•		
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSTEA	•		RICHIE	•		
GACKLE	•		LOKKEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEHL	•		
GERL	•		MAIXNER	•		ROCHELBAU	•		
GRONNEBERG	•		MARSDEN	•		RUED	•		
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		
HAUSAUER, A. #49	•		MATCHEE	•		SCHUETT	•		
HAUSAUER, L. #25	•		MCCAFFREY	•		SCOFIELD	•		
HERMAN	•		MCGAUVYRAN	•		SOLBERG	•		
HERSLIP	•		MEIERS	•		STENEHEM	•		
HICKLE	•		MERTENS	•		STRINDEN	•		
HILL	•		METZ	•		SWIONTEK	•		
HORGAN	•		METZGER	•		THORSGARD	•		
JACOBSON	•		MEYER	•		TIMM	•		
								MR SPEAKER	

So the bill lost.

Representative Gengler moved that the vote by which House Bill No. 1195 was lost be reconsidered and the motion to reconsider laid on the table.

Which motion failed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 3017

House Concurrent Resolution No. 3018

House Concurrent Resolution No. 3019

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

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

Senate Bill No. 2132

Senate Bill No. 2159

Senate Bill No. 2180

Senate Bill No. 2181

Senate Bill No. 2182

Senate Bill No. 2192

Senate Bill No. 2208

Senate Bill No. 2210

Senate Bill No. 2214

Senate Bill No. 2230

Senate Bill No. 2231

Senate Bill No. 2243

LEO LEIDHOLM, Secretary

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. 1096
House Bill No. 1182
House Bill No. 1197
House Bill No. 1234
House Bill No. 1248

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. 4029

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the House be on the 13th Order of Business, and at the conclusion of the 13th Order of Business, the House stand recessed until 1:00 p.m., Wednesday, January 26, 1977, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2107. A Bill for an Act to amend and reenact sections 6-06-34, 6-06-38, and 10-15-49 of the North Dakota Century Code, relating to the duties of credit unions under the escheat laws; and to repeal section 10-15-34 of the North Dakota Century Code, relating to the duties of credit unions and cooperatives under the escheat laws.

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

Senate Bill No. 2110. A Bill for an Act to create and enact chapter 15-08.2 of the North Dakota Century Code, relating to the sovereign lands of the state of North Dakota; to amend and reenact sections 38-11-02 and 47-06-08 of the North Dakota Century Code, relating to the leasing of public lands and ownership of islands and relicted lands.

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

Senate Bill No. 2118. A Bill for an Act to amend and reenact section 16-01-11.1 of the North Dakota Century Code, relating to the passing of the sufficiency of petitions by the secretary of state.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2120. A Bill for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to execution of instruments by the Bank of North Dakota.

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

Senate Bill No. 2136. A Bill for an Act to create and enact subsection 15 of section 61-24-08 of the North Dakota Century Code, relating to the powers and duties of the Garrison Diversion Conservancy District board of directors; and to amend and reenact section 61-24-03 of the North Dakota Century Code, relating to the election of the same board of directors.

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

Senate Bill No. 2152. A Bill for an Act to authorize the director of institutions to sell and convey three tracts of land owned by the state of North Dakota and used by the state penitentiary.

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

Senate Bill No. 2160. A Bill for an Act to amend and reenact sections 62-01-08 and 62-01-09 and subsection 4 of section 62-01-14 of the North Dakota Century Code, relating to regulation of the sale of pistols.

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

Senate Bill No. 2161. A Bill for an Act to create and enact four new subsections to section 19-10-01 of the North Dakota Century Code, relating to definitions; and to amend and reenact sections 19-10-03 and 19-10-10 of the North Dakota Century Code, relating to the sale of adulterated lubricating oils, and to the specifications for petroleum products.

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 to amend and reenact section 49-18-15 of the North Dakota Century Code, relating to motor carriers.

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

Senate Bill No. 2197. A Bill for an Act to amend and reenact sections 32-03-05 and 32-03-07 of the North Dakota Century Code, relating to the awarding of interest and exemplary damages.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2200. A Bill for an Act to repeal subsection 4 of section 54-09-04 of the North Dakota Century Code, relating to the fee of five dollars charged by the secretary of state for issuance of each extradition warrant.

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

Senate Bill No. 2209. A Bill for an Act to amend and reenact section 19-01-10 of the North Dakota Century Code, relating to examination or analysis of products, articles or things by state laboratories department chemists submitted by prosecutors or law enforcement officers.

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 create and enact a new section to chapter 57-39.2 and to chapter 57-40.2 of the North Dakota Century Code, relating to the liability of corporate officers.

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

Senate Bill No. 2226. A Bill for an Act to repeal section 12-55-15 of the North Dakota Century Code, relating to the requirements of the board of pardons precedent to parole.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2244. A Bill for an Act to repeal section 15-35-07 of the North Dakota Century Code, relating to the erecting of school buildings.

Which was read the first time and referred to the Committee on Education.

Senate Concurrent Resolution No. 4020. A concurrent resolution recognizing and commending secretaries who have attained the rating of Certified Professional Secretary.

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

The House stood recessed until 1:00 p.m., Wednesday, January 26, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk



SIXTEENTH DAY AFTER RECESS AND SEVENTEENTH DAY

Bismarck, January 26, 1977

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1031

House Bill No. 1034

House Bill No. 1094

House Bill No. 1171

House Bill No. 1203

House Bill No. 1238

House Bill No. 1273

And find the same correctly Engrossed.

REP. WALSH, Chairman

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

MOTION

Rep. Backes moved that the rules be suspended, and the Sixth Order and Eleventh Order of Business shown on the calendar for consideration after 2:00 p.m. be considered at this time, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Knudsof moved that the amendments to House Bill No. 1261 as recommended by the Committee on Education as printed on page 338 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1031. A Bill for an Act to authorize postsecondary educational institutions to operate in North Dakota; providing definitions, exemptions, powers and duties, minimum standards, prohibitions, refund of tuition fees, negotiation of promissory instruments, cancellation of contracts for instruction, treble damage remedies for defrauded students, board review, civil and criminal penalties, court jurisdiction and process, and enforcement; and to repeal chapter 15-50 of the North Dakota Century Code, relating to licensure of private trade, industrial, vocational, technical, business, 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, 99; nays, 0; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B. #12			POWERS		
DUBORD			LARSON, G. #29			RAU		MR. SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN C. #38			RUSSELL		
GUNSCH			MARTIN G. #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A. #49			MATCHIE			SCHUETT		
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD		
HERMAN			MCGAUVVRAN			SOLBERG		
HERSLIP			MEIERS			STENHJEM		
HICKLE			MERTENS			STRINDEN		
HILL			METZ			SWIONTEK		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1034. A Bill for an Act to amend and reenact section 49-02-01 of the North Dakota Century Code, relating to public service commission jurisdiction over public utilities.

Which has 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, 5; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B. #12			POWERS		
DUBORD			LARSON, G. #29			RAU		MR. SPEAKER
EAGLES			LAUGHLIN			REED		
EPICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN C. #38			RUSSELL		
GUNSCH			MARTIN G. #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A. #49			MATCHIE			SCHUETT		
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD		
HERMAN			MCGAUVVRAN			SOLBERG		
HERSLIP			MEIERS			STENHJEM		
HICKLE			MERTENS			STRINDEN		
HILL			METZ			SWIONTEK		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1094. A Bill for an Act to create and enact a new sub-

● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVREAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1203. A Bill for an Act to create and enact section 43-23-06.1 of the North Dakota Century Code and to repeal section 43-23-06 of the North Dakota Century Code, all relating to the definition of real estate brokers, mortgage brokers, and salesman.

Which has 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, 29; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON	●	MILLER	●		●	TINJUM	
●			●	KELY	●	MUND	●		●	TWETEN	
●			●	KERMOTT	●	MURPHY	●		●	UNHJEM	
●			●	KLOUBEC	●	MUSHIK	●		●	VANDER VORST	
●			●	KNUDSON	●	NICHOLAS	●		●	WAGNER	
●			●	KRETSCHMAR	●	NORDBY	●		●	WALSH	
●			●	KUCHERA	●	OLSON	●		●	WEBER	
●			●	LANG	●	OPEDAHL	●		●	WENTZ	
●			●	LANGLEY	●	O'SHEA	●		●	WINGE	
●			●	LARDY	●	PETERSON	●		●	WINKJER	
●			●	LARSON, B. #12	●	POWERS	●				
●			●	LARSON, G. #29	●	RAU	●		●	MR. SPEAKER	
●			●	LAUGHLIN	●	REED	●				
●			●	LEE	●	RICHARD	●				
●			●	LIPSIEA	●	RICHIE	●				
●			●	LOKKEN	●	RICHTER	●				
●			●	LUNDENE	●	RIEHL	●				
●			●	MAIXNER	●	ROCHELEAU	●				
●			●	MARSDEN	●	RUED	●				
●			●	MARTIN, C. #38	●	RUSSELL	●				
●			●	MARTIN, G. #43	●	RYLANCE	●				
●			●	MARTINSON	●	SCHINDLER	●				
●			●	MATCHIE	●	SCHUETT	●				
●			●	McCAFFREY	●	SCOFIELD	●				
●			●	MCGAUVREAN	●	SOLBERG	●				
●			●	MEIERS	●	STENEHJEM	●				
●			●	MERTENS	●	STRINDEN	●				
●			●	METZ	●	SWIONTEK	●				
●			●	METZGER	●	THORSGARD	●				
●			●	MEYER	●	TIMM	●				

So the bill passed and the title was agreed to.

House Bill No. 1238. A Bill for an Act to amend and reenact sections 5-02-03 and 5-02-04 of the North Dakota Century Code, relating to establishing exclusive on sale alcoholic beverage licenses and fees therefor.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON	●	MILLER	●		●	TINJUM	
●			●	KELY	●	MUND	●		●	TWETEN	
●			●	KERMOTT	●	MURPHY	●		●	UNHJEM	
●			●	KLOUBEC	●	MUSHIK	●		●	VANDER VORST	
●			●	KNUDSON	●	NICHOLAS	●		●	WAGNER	
●			●	KRETSCHMAR	●	NORDBY	●		●	WALSH	
●			●	KUCHERA	●	OLSON	●		●	WEBER	
●			●	LANG	●	OPEDAHL	●		●	WENTZ	

● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKLER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUBORD	● LARSON, G. #29	● RAIF	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUKENE	● RIEHL	
● GERI	● MAXNER	● ROCHETDAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN C. #38	● RUSSELL	
● GUNSCH	● MARTIN G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1024, has had the same under consideration and recommends, by a vote of Ayes, 21; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 4, delete the words "to adopt regulations"

On page 1, line 5, delete the words "regarding additional authorized fees and"

On page 3, delete lines 26 through 35

On page 4, delete lines 4 through 10

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same be re-referred to the Committee on Education.

REP. WAGNER, Chairman

House Bill No. 1024 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1025, has had the same under consideration and recommends, by a vote of Ayes, 21; Nays, 0; Absent, 0, that the same be amended as follows:

On page 7, delete lines 3 through 10

And renumber the lines, sections and pages accordingly.

And when so amended, recommends the same be re-referred to the Committee on Education.

REP. WAGNER, Chairman

House Bill No. 1025 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1028, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 1; Absent, 3, that the same be amended as follows:

On page 1, line 22, following the second word "commissioners," insert the words "state township officers' association,"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1028 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 1043, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1043 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1045, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 0, that the same be amended as follows:

On page 1, line 11 delete the words "by the claimant or"

On page 1, line 12 delete the words "judgment creditor and" and also on line 12 delete the last word "and" and insert in lieu thereof the word "or" And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1045 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1161, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1161 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1214, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 13 after the word "property" insert the words "that exceeds one hundred dollars in value"

On page 1, line 22 after the word "parts" insert the words ", provided the personal property exceeds one hundred dollars in value"

On page 2, line 2 after the word "another" insert the words "that exceeds one hundred dollars in value"

On page 2, line 4 after the word "property" insert the words "which exceeds one hundred dollars in value"

On page 2, line 11 after the word "marks" insert the words "on property or its component parts which exceeds one hundred dollars in value"

On page 2, line 12 after the word "possession" insert the words "of property or its component parts which exceeds one hundred dollars in value"

On page 2, line 12 after the period add the following language: "In the event that more than one item of personal property is defaced, erased, or otherwise altered or unlawfully possessed, as specified in sections 2 and 3 of this Act, by an individual then an offense is determined to be committed under this section if the aggregate of the value of the property so defaced, erased, or otherwise altered or unlawfully possessed is in excess of one hundred dollars."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1214 was placed on the 6th order of business on the

calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1217, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1217 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1222, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1222 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1223, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 3; Absent, 3, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1223 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1240, has had the same under consideration and recommends, by a vote of Ayes, 45; Nays, 0; Absent, 0, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. WINKJER, Chairman

House Bill No. 1240 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1249, has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1249 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1252, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 3; Absent, 0, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1252 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1255, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1255 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1257, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1257 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education 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 4, delete the word "member" and insert in lieu thereof the following language: "representative; and providing an appropriation"

On page 1, line 13, delete the second word "MEMBER" and insert in lieu thereof the word "REPRESENTATIVE"

On page 2, line 9, delete the word "member" and insert in lieu thereof the word "representative"

On page 2, line 10, delete the words "participate in" and insert in lieu thereof the words "provide input at"

On page 2, line 12, delete the words "the name of a student" and insert in lieu thereof the words "a list of three student names, each from a different institution of higher learning,"

On page 2, line 14, delete the words "based on that recommendation" and insert in lieu thereof the words "from this list"

On page 2, line 15; delete the first word "member" and insert in lieu thereof the word "representative" and also on line 15, delete the second word "member" and insert in lieu thereof the word "representative"

On page 2, after line 16, insert the following new section: "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 \$2,500, or so much thereof as may be necessary, to the state board of higher education for the purpose of reimbursing the advisory representative from the North Dakota student association for expenses incurred in attending board of higher education meetings for the biennium beginning July 1, 1977, and ending June 30, 1979."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1259 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1260, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, delete the word "member" and insert in lieu thereof the following language: "representative; and providing an appropriation"

On page 1, line 13, delete the word "MEMBER" and insert in lieu thereof the word "REPRESENTATIVE"

On page 2, line 10, delete the words "member representing" and insert in lieu thereof the words "representative of"

On page 2, line 11, delete the words "participate in" and insert in lieu thereof the words "provide input at"

On page 2, line 12, delete everything after the period and insert in lieu thereof the following language: "Constituent bodies of faculty at each campus may recommend three persons from among their faculty to fill this advisory position. The governor shall make the appointment from this list of persons. Each appointment shall be for one year, and no appointee shall be immediately succeeded by an appointee from the same campus. The faculty advisory representative shall receive necessary expenses for travel, 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 \$2,500.00, or so much thereof as may be necessary, to the state board of higher education for the purpose of reimbursing the advisory faculty representative for expenses incurred in attending board of higher education meetings for the biennium beginning July 1, 1977 and ending June 30, 1979."

On page 2, delete lines 13 through 24

And renumber lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1260 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1282, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 1; Absent, 3, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1282 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1286, has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 16, delete the word "Those" and insert in lieu thereof the word "Each" and also on line 16, delete the word "students" and insert in lieu thereof the word "student"

On page 2, line 21, delete the word "students" and insert in lieu thereof the word "student"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1286 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1325, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 18, delete the beginning triple parentheses before the word "on" and also on line 18 delete the ending triple parentheses after the word "month" and after the word "month" insert the words " , provided, however, that foundation program allocations shall be made"

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1325 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1333, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1333 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2021 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2023, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2023 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution 4017, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Concurrent Resolution 4017 was placed on the 14th order of business on the calendar for the succeeding legislative day.

MOTIONS

Rep. Gengler moved that House Bill No. 1385 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that House Bill No. 1385 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Gengler moved that House Bill No. 1262 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that House Bill No. 1262 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Gengler moved that House Bill No. 1441 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that House Bill No. 1441 be re-referred to the Committee on Agriculture, which motion prevailed.

Rep. Gengler moved that House Bill No. 1212 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that House Bill No. 1212 be re-referred to the Committee on Agriculture, which motion prevailed.

Rep. Rylance moved that House Bill No. 1471 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Rylance moved that House Bill No. 1471 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Kloubec moved that House Bill No. 1562 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Kloubec requested permission to withdraw House Bill No. 1562. There being no objection it was so ordered by the Speaker.

Rep. Metzger moved that House Bill No. 1161 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Winkjer moved that House Bill No. 1590 be returned to the House from the Judiciary Committee, which motion prevailed.

Rep. Winkjer requested permission to withdraw House Bill No. 1590. There being no objection, it was so ordered by the Speaker.

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

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

ROY GILBREATH, Chief Clerk

SEVENTEENTH DAY

Bismarck, January 26, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Clarence Walth, North American Baptists Conference, Bismarck, North Dakota.

The 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 Fifteenth Day After Recess and Sixteenth Day and recommends that the same be corrected as follows:

On page 314, following line 77, insert the following: "Rep. Winkjer moved that the vote by which House Bill No. 1106 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote."

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

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

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1044, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same be amended as follows:

On page 1, line 8 delete the word "alleging" and insert in lieu thereof the words "claiming damages for alleged medical"

On page 1, line 9 after the word "of" and before the word "damages" insert the word "general"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1044 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1079, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 1 delete the following: "to create and enact a new section to chapter 29-26" On page 1, line 2 delete the word "and"

On page 1, line 4 delete the word "either" and also in line 4 delete the words "or criminal"

On page 1, line 18 after the word "discretion," insert the words "upon a finding that the pleading was frivolous,"

On page 1, delete all of lines 23 and 24

On page 2, delete all of lines 1 through 7

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1079 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1114, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 2 after the first word "city" and before the period insert the following: " but the polls shall be open for at least four hours and shall be open between the hours of five p.m. and seven p.m"

On page 2, line 11 place triple parentheses around the first word "shall" and insert in lieu thereof the word "may"

On page 2, line 28 after the word "city" and before the period insert the following: " but the polls shall be open for at least four hours and shall be open between the hours of five p.m. and seven p.m"

On page 3, line 1 after the word "judges" insert the words "of election" and also in line 1 after the second word "and" insert the words "may appoint a maximum of"

On page 3, line 4 place beginning triple parentheses before the first word "two" and ending triple parentheses after the word "and" and also in line 4 after the word "election" insert the words "and may appoint a maximum of two clerks of election"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1114 was placed on the 6th order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1093. A Bill for an Act to amend and reenact section 54-16-04 of the North Dakota Century Code, relating to the powers 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, 49; nays, 48; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		●	JOHNSON		●	MILLER		●	TINJUM		●
BACKES		●	KELLY		●	MUND		●	TWETEN		●
BEAUCLAIR		●	KERMOTT		●	MURPHY		●	UNHJEM		●
BENEDICT		●	KLOUBEC		●	MAUSHIK		●	VANDER VORST		●
BERG		●	KNUDSON		●	NICHOLAS		●	WAGNER		●
BERGER		●	KRETSCHMAR		●	NORDBY		●	WALSH		●
BLACK		●	KUCHERA		●	OLSON		●	WEBER		●
CHRISTENSEN		●	LANG		●	OPEDAHL		●	WENTZ		●
CONMY		●	LANGLEY		●	O'SHEA		●	WINGE		●
CRABTREE		●	LARDY		●	PETERSON		●	WINKJER		●
DOTZENROD		●	LARSON, B. #12		●	POWERS		●			
DUBORD		●	LARSON, G. #29		●	RAU		●	MR SPEAKER		●
EAGLES		●	LAUGHLIN		●	REED		●			
ERICKSON		●	LEE		●	RICHARD		●			
FLEMING		●	LIPSIEA		●	RICHIE		●			
GACKLE		●	LUNDYEN		●	RICHTER		●			
GENGLER		●	LUNDENE		●	RIEHL		●			
GERL		●	MAIXNER		●	ROCHELEAU		●			
GRONNEBERG		●	MARSDEN		●	RUFED		●			
GUNDERSON		●	MARTIN, C. #38		●	RUSSELL		●			
GUNSCH		●	MARTIN, G. #43		●	RYLANCE		●			
HAUGLAND		●	MARTINSON		●	SCHINDLER		●			
HAUSAUER, A. #49		●	MATCHIE		●	SCHUETT		●			
HAUSAUER, L. #25		●	MCCAFFREY		●	SCOFIELD		●			
HERMAN		●	MCGAUVRAN		●	SOLBERG		●			
VERS LIP		●	MEIERS		●	STEMHJEM		●			
NICKLE		●	MERTENS		●	STRINDEN		●			
HILL		●	METZ		●	SWINTEK		●			
HORGAN		●	METZGER		●	THORSGARD		●			
JACOBSON		●	MEYER		●	TIMM		●			

So the bill lost for want of a constitutional majority.

House Bill No. 1331. A Bill for an Act to amend and reenact section 43-31-14 of the North Dakota Century Code, relating to examination and license fees for detection of deception 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY		●	● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERI			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McGAUVIRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1332. A Bill for an Act to create and enact subsection 4 to section 43-33-07 of the North Dakota Century Code, commonly relating to establishing a fee for examination to determine qualifications for license as a hearing aid dealer and fitter.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERI			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McGAUVIRAN			● SOLBERG		

● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

MOTIONS

Rep. Gengler moved that House Bills Nos. 1554 and 1556 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that House Bills Nos. 1554 and 1556 be re-referred to the Committee on Transportation, 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. 1038
 House Bill No. 1053
 House Bill No. 1055
 House Bill No. 1056
 House Bill No. 1068
 House Bill No. 1087
 House Bill No. 1106
 House Bill No. 1109
 House Bill No. 1112
 House Bill No. 1180
 House Bill No. 1199
 House Bill No. 1207
 House Bill No. 1220

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

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

Senate Bill No. 2059
 Senate Bill No. 2112
 Senate Bill No. 2139

LEO LEIDHOLM, Secretary

Rep. Backes moved that the House be on the Thirteenth Order of Business, at the conclusion of the Thirteenth Order, the House stand recessed until 1:00 p.m., Thursday, January 27, 1977, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2132. A Bill for an Act to create and enact a new subsection to section 23-01-09 of the North Dakota Century Code, relating to the duties of the director of the public health laboratories division of the state department of health.

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

Senate Bill No. 2159. A Bill for an Act to amend and reenact subsection 1 of section 43-23-11.1 of the North Dakota Century Code, relating to grounds for revocation or suspension of real estate agent licenses.

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 39-04-36 of the North Dakota Century Code, relating to an exception to the transfer of registration and number plates upon transferring or assigning title to a motor vehicle.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2181. A Bill for an Act to repeal section 39-04A-05 of the North Dakota Century Code, relating to delinquent fees.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2182. A Bill for an Act to repeal section 39-22-09 of the North Dakota Century Code, relating to filing of list of used motor vehicles and fees paid on used cars by dealers.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2192. A Bill for an Act to amend and reenact section 49-18-21 of the North Dakota Century Code, relating to hearings for contract motor carriers permits.

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

Senate Bill No. 2208. A Bill for an act to create and enact sections 4-09-14.1, 4-09-14.2, 4-09-14.3, and 4-09-14.4, of the North Dakota Century Code, requiring fee tags or stamps to be attached to all containers of seed sold in this state for sowing purposes; and to amend and re-enact section 4-09-15 of the North Dakota Century Code, relating to exemptions from certain requirements of the chapter.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2210. A Bill for an Act to repeal section 39-05-06 of the North Dakota Century Code, relating to verification of applications for certificate of title.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2214. A Bill for an Act to relieve the officers, employees, and agents of ambulance service from liability for treatment rendered at the scene of an emergency; and declaring an emergency.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2230. A Bill for an Act to create and enact subsection 27 to section 57-38-01 and subsections 5 and 6 to section 57-38-58 of the North Dakota Century Code, relating to definitions; to amend and reenact sections 57-01-10, 57-38-09.1, 57-38-62 and subsection 1 of section 57-38-66 of the North Dakota Century Code, relating to income tax and business and corporation privilege tax; to repeal subsections 7, 8, 9, 12, 13, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, and 26 of section 57-38-01 of the North Dakota Century Code, relating to income tax definitions; and to provide for an effective date.

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

Senate Bill No. 2231. A Bill for an Act to create and enact a new section to chapter 57-05 of the North Dakota Century Code, to provide for a ten-

tative assessment of railroad operating property and notice of hearing thereon.

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

Senate Bill No. 2243. A Bill for an Act to create and enact a new section to chapter 15-63 of the North Dakota Century Code, relating to Indian scholarships; and declaring an emergency.

Which was read the first time and referred to the Committee on Education.

House stood recessed until 1:00 p.m., Thursday, January 27, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

SEVENTEENTH DAY AFTER RECESS AND EIGHTEENTH DAY

Bismarck, January 27, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

REPORTS OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- House Resolution No. 1
- House Resolution No. 2
- House Resolution No. 3
- House Concurrent Resolution No. 3017
- House Concurrent Resolution No. 3018
- House Concurrent Resolution No. 3019

Were delivered to the Secretary of State at the hour of 4:00 o'clock p.m., January 26, 1977.

REP. L. HAUSAUER, Chairman

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

House Bill No. 1261

And find the same correctly Engrossed.

REP. WALSH, Chairman

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

RECOGNITION

Speaker Solberg 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.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1024 as recommended by the Committee on Appropriations as printed on page 355 of the House Journal be adopted, which motion prevailed.

House Bill No. 1024 was re-referred to the Committee on Education.

Rep. Wagner moved that the amendments to House Bill No. 1025 as recommended by the Committee on Appropriations as printed on page 355 of the House Journal be adopted, which motion prevailed.

House Bill No. 1025 was re-referred to the Committee on Education.

Rep. Gackle moved that the amendments to House Bill No. 1028 as recommended by the Committee on Finance and Taxation as printed on page 355 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1045 as recommended by the Committee on Judiciary as printed on page 356 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1214 as

recommended by the Committee on Judiciary as printed on page 356 of the House Journal be adopted, which motion prevailed.

Rep. Kaudson moved that the amendments to House Bill No. 1259 as recommended by the Committee on Education as printed on page 358 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1260 as recommended by the Committee on Education as printed on pages 358 and 359 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1286 as recommended by the Committee on Education as printed on page 359 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1325 as recommended by the Committee on State and Federal Government as printed on page 359 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Winkjer moved that House Bill No. 1043 be re-referred to the Committee on Judiciary, which motion prevailed.

Rep. Dotzenrod moved that House Bill No. 1533 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Dotzenrod requested permission to withdraw House Bill No. 1533. There being no objection, it was so ordered by the Speaker.

Rep. Haugland moved that House Bills Nos. 1461, 1527 and 1598 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Haugland moved that House Bills Nos. 1461, 1527 and 1598 be re-referred to the Committee on Judiciary, which motion prevailed.

Rep. Haugland moved that House Bill No. 1480 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Haugland moved that House Bill No. 1480 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Haugland moved that House Bills Nos. 1541 and 1566 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Haugland moved that House Bills Nos. 1541 and 1566 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. G. Martin moved that House Bill No. 1501 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. G. Martin moved that House Bill No. 1501 be re-referred to the Committee on State and Federal Government, which motion prevailed.

RECOGNITION

Speaker Solberg announced that a former Speaker of the House was in the chambers, and requested that the House recognize former Speaker Howard Bier, and former Speaker Bier was thereupon introduced to the House, and he briefly addressed the Assembly.

SECOND READING OF HOUSE BILLS

House Bill No. 1222. A Bill for an Act to repeal section 12-59-19 of the North Dakota Century Code, relating to reports by the governor and the board of pardons to the legislature.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays; 97; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WAGNER	•	
BLACK	•		KUCHERA	•		OLSON	•		WALSH	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WEBER	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WENTZ	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINGE	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•		WINKJER	•	
DUBORD	•		LARSON, G. #29	•		RAU	•		MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEA	•		RICHTER	•				
GENDLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•				
HERMAN	•		McGAUVRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENHJEM	•				
HICKLE	•		MERTENS	•		STRINDEN	•				
HILL	•		METZ	•		SWIONTEK	•				
HORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1282. A Bill for an Act to amend and reenact sections 11-10.1-01, 11-10.1-05 and 11-10.1-07 of the North Dakota Century Code, relating to qualifications, duties and term of office of county director of tax equalization, city assessor; and township assessor.

Which has been read.

Rep. Gronneberg requested that he be excused from voting on House Bill No. 1282 because of a conflict of interest.

Rep. Backes moved that Rep. Gronneberg be allowed to vote on House Bill No. 1282, which motion prevailed.

ROLL CALL

The question going on the final passage of the bill, the roll was called and there were ayes, 43; nays, 56; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEA	•		RICHTER	•				
GENDLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				

HAUGLAND	MARTINSON	SCHINDLER
HAUSAUER, A. #49	MATCHEE	SCHUETT
HAUSAUER, L. #25	MCCAFFREY	SCOFIELD
HERMAN	MCGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill lost.

House Bill No. 1217. A Bill for an Act to amend and reenact section 4-10.1-09 of the North Dakota Century Code, relating to potato promotion assessment.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONNY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAI			MR SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKVEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHEE			SCHUETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					
HERSLIP						STENEHJEM					
HICKLE						STRINDEN					
HILL						SWIONTEK					
HORGAN						THORSGARD					
JACOBSON						TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1223. A Bill for an Act to create and enact a new subsection to section 29-28-07 of the North Dakota Century Code, relating to an appeal by the state of an order suppressing evidence.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONNY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					

● BEAUCLAIR	● KERMOTT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBER	● MUSHIK	● VANDER VORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1111, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 14, place triple parentheses before and after the word "COAL" and insert in lieu thereof the words "AND PROSPECTING"

On page 1, line 17, following the word "coal," insert the following: "lignite, uranium, oil and gas, or potash,"

On page 1, line 18, following the comma, insert the following: "or any person who prospects or explores for coal, lignite, uranium, oil and gas, or potash without permission from the board of university and school lands,"

On page 1, line 21, following the word "theft" insert the following: "as defined in chapter 12.1-23"

On page 1, line 22, delete the words "criminally and"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1111 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1121, has had the same under consideration and recommends, by a vote of Ayes, 21; Nays, 0; Absent, 0, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1121 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1124, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 9, delete the word "eighteen" and insert in lieu thereof the word "sixteen"

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1124 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Veterans Affairs to whom was referred House Bill No. 1174, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same be amended as follows:

On page 1, line 15 delete "one and" and also in line 15 place triple parentheses around "-half"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LAUGHLIN, Chairman

House Bill No. 1174 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Veterans Affairs to whom was referred House Bill No. 1175, has had the same under consideration and recommends, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. LAUGHLIN, Chairman

House Bill No. 1175 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Veterans Affairs to whom was referred House Bill No. 1183, has had the same under consideration and recommends, that the same do pass.

REP. LAUGHLIN, Chairman

House Bill No. 1183 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1190, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact section 14-10-17 of the North Dakota Century Code, relating to the provision of family planning services and the treatment of minors for alcoholism without their parents permission.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 14-10-17 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows;

14-10-17. MINORS — TREATMENT FOR VENEREAL DISEASE — DRUG ABUSE — ALCOHOLISM — FAMILY PLANNING SERVICES.) Any person of the age of fourteen years or older may contract for and receive examination, care, or treatment for venereal disease, alcoholism, ((or)) drug abuse, or may receive family planning services, without permission, authority, or consent of a parent or guardian."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1190 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1200, has had the same under consideration and

recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1200 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Veterans Affairs to whom was referred House Bill No. 1216, has had the same under consideration and recommends, that the same do pass.

REP. LAUGHLIN, Chairman

House Bill No. 1216 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1226, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 1 after the word "Act" delete the remainder of the line
On page 1, delete all of line 2

On page 1, line 3 delete "of pardon board records;"

On page 1, line 6 delete "pardon and" and also delete the word "boards" and insert in lieu thereof the word "board" and also delete the words "to amend and"

On page 1, delete all of lines 7 and 8

On page 1, line 9 delete everything before the last word "and"

On page 1, line 10 delete the numerals ", 12-55-15,"

On page 1, line 12 delete the words "requirements precedent to"

On page 1, line 13 delete the first word "parole,"

On page 1, delete all of lines 18 through 24

On page 2 delete all of lines 1 through 8

On page 8, line 1 delete the numerals ", 12-55-15,"

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1226 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1230, has had the same under consideration and recommends, by a vote of Ayes, 19; Nays, 2; Absent, 0, that the same be amended as follows:

On page 1, line 10, delete the words "eighty thousand dollars" and insert in lieu thereof the numerals "76,821.97"

And renumber the lines accordingly.

Purpose is to appropriate the actual amount required rather than the estimated amount.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1230 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1233, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 14 after the word "violence" insert the words "against the person of another"

On page 1, line 18 after the word "statement" delete the comma and insert in lieu thereof a period

On page 1 delete all of line 19

On page 1, line 20 delete everything before the word "The"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass and be referred to the Committee on Appropriations.

REP. WINKJER, Chairman

House Bill No. 1233 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1253, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 5; Absent, 0, that the same be amended as follows:

On page 1, line 10, delete the numerals "1,048.54" and insert in lieu thereof the numerals "1,207.00"

On page 1, line 12, after the word "Price" insert the words "in the amount of \$1,048.54, plus interest at nine percent"

On page 1, line 15, delete the word "sumitted" and insert in lieu thereof the word "submitted"

And renumber the lines accordingly.

Purpose is to add interest at the rate of nine percent for twenty months.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1253 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1254, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1254 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1278, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same be amended as follows:

On page 2, after line 4, insert the following new subsection: "3. Each grantee, or his authorized agent, who presents a deed for certification as to delinquent taxes in the office of the county auditor as provided in section 11-13-12, shall furnish, on forms to be provided by the state tax commissioner, a report of the full consideration paid for the property conveyed, and, if a part or the entire consideration for such transfer is the exchange of properties, the valuation placed on the property so exchanged by the parties to the transaction."

On page 2, line 20, delete "a class B misdemeanor" and insert in lieu thereof "an infraction"

And renumber the lines and pages and subsections accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1278 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1297, has had the same under consideration and recom-

mends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1297 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1318, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1318 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1323, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. LANG, Chairman

House Bill No. 1323 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1326, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1326 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1328, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. LANG, Chairman

House Bill No. 1328 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1343, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, line 14 delete the word "furation" and insert in lieu thereof the word "duration"

On page 2, line 28 delete the word "furation" and insert in lieu thereof the word "duration"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1343 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2100, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2100 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was

referred Senate Bill No. 2121, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 17, of the engrossed bill delete "amounts" and insert in lieu thereof "annual installments"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2121 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2134, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2134 was placed on the 14th order of business on the calendar for the succeeding legislative day.

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

ROY GILBREATH, Chief Clerk

EIGHTEENTH DAY

Bismarck, January 27, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Randell Bunch, Pastor, Capital Heights Baptist Church, Bismarck, North Dakota.

The roll was called and all members were present except Reps. Gerl, Knudson, Lee and Richie.

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 and recommends that the same be corrected as follows:

On page 307, line 8, delete the word "Judiciary" and insert in lieu thereof "Finance and Taxation"

An examination of the Journal of the Sixteenth Day After Recess and the Seventeenth Day has been made by your committee, and the same is found to be correct.

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Winkjer moved that the amendments to House Bill No. 1044 as recommended by the Committee on Judiciary as printed on page 361 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1079 as recommended by the Committee on Judiciary as printed on page 361 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1114 as recommended by the Committee on Judiciary as printed on pages 361 and 362 of the House Journal be adopted, which motion prevailed.

BLACK	KUCHERA	OLSON	WEBER
CHRISTENSEN	LANG	OPEDAHL	WENTZ
CONNY	LANGLEY	O'SHEA	WINGE
CRABTREE	LARDY	PETERSON	WINKJER
DOTZENROD	LARSON, B. #12	POWERS	
DuBORD	LARSON, G. #29	RAU	MR. SPEAKER
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIEA	RICHE	
GACKLE	LOKKEN	RICHTER	
GENGLER	LUNDENE	RIEHL	
GERL	MAIXNER	ROCHELEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDERSON	MARTIN, C. #38	RUSSELL	
GUNSCH	MARTIN, G. #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A. #49	MATCHIE	SCHUETT	
HAUSAUER, L. #25	McCAFFREY	SCOFIELD	
HERMAN	McGAUVAN	SOLBERG	
HERSLIP	MEIERS	STENHEJEM	
HICKLE	MERTENS	STRINDEN	
HILL	METZ	SWIONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1261. A Bill for an Act to amend and reenact section 15-38-17 of the North Dakota Century Code, to assure that public employees shall not lose their regular salary or commission compensation while serving on official business of the teachers' professional practices 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, 63; nays, 31; absent and not voting, 6.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUN		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHEJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BERKLE			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANGLEY			OPEDAHL			WENTZ		
CONNY			LARDY			PETERSON			WINGE		
CRABTREE			LARSON, B. #12			POWERS			WINKJER		
DOTZENROD			LARSON, G. #29			RAU					
DuBORD			LAUGHLIN			REED			MR. SPEAKER		
EAGLES			LEE			RICHARD					
ERICKSON			LIPSIEA			RICHE					
FLEMING			LOKKEN			RICHTER					
GACKLE			LUNDENE			RIEHL					
GENGLER			MAIXNER			ROCHELEAU					
GERL			MARSDEN			RUED					
GRONNEBERG			MARTIN, C. #38			RUSSELL					
GUNDERSON			MARTIN, G. #43			RYLANCE					
GUNSCH			MARTINSON			SCHINDLER					
HAUGLAND			MATCHIE			SCHUETT					
HAUSAUER, A. #49			McCAFFREY			SCOFIELD					
HAUSAUER, L. #25			McGAUVAN			SOLBERG					
HERMAN			MEIERS			STENHEJEM					
HERSLIP			MERTENS			STRINDEN					
HICKLE			METZ			SWIONTEK					
HILL			METZGER			THORSGARD					
HORGAN			MEYER			TIMM					
JACOBSON											

So the bill passed and the title was agreed to.

House Bill No. 1333. A Bill for an Act to amend and reenact section 43-30-11 of the North Dakota Century Code, relating to the renewal date and grace period for private detective and private detective agency licenses; and providing for expiration date of existing 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, 94; nays, 0; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLOW			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DuBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELFAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILG			METZ			SWONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2021. A Bill for an Act to amend and reenact section 54-44.3-03 of the North Dakota Century Code, relating to selection of the constitutionally elected official to the state personnel 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, 93; nays, 0; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLOW			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DuBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELFAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					

● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2023. A Bill for an Act to create and enact a new section to chapter 55-01 of the North Dakota Century Code, relating to the state historical board's jurisdiction over the North Dakota heritage center.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY, J.			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLIFF			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEH					
● GERI			● MAIKNER			● ROCHELEAU					
● GRÖHNBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Rylance moved that Senate Concurrent Resolution No. 4017 be laid over one legislative day, which motion prevailed.

MOTIONS

Rep. Backes moved that House Concurrent Resolution No. 3032 be returned to the House from the Committee on Natural Resources, which motion prevailed.

Rep. Backes moved that the rules be suspended, that House Concurrent Resolution No. 3032 not be referred to Committee, be read in its entirety, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3032

Introduced by Representatives Strinden, Backes.

A concurrent resolution to create special Garrison diversion legislative oversight committee to review matters concerning Garrison diversion through the upcoming interim and to represent legislative interests in the Garrison diversion project, and asking that the Legislative Council budget be increased to cover any expenses this committee might incur.

WHEREAS, the Garrison diversion project is of extreme importance to North Dakota; and

● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANDCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHLIETT	
● HAUSAUER, L. #25	● MCCAFREY	● SCOFIELD	
● HERMAN	● MCGAUVVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the House Concurrent Resolution was declared adopted

Rep. Strinden moved that the rules be suspended and House Concurrent Resolution No. 3032 be messaged to the Senate immediately, which motion prevailed.

FIRST READING OF HOUSE RESOLUTIONS

Rep. VanderVorst introduced:

House Concurrent Resolution No. 3033. A concurrent resolution urging Congress to amend the Federal Occupational Safety and Health Act.

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

Reps. Marsden, Gackle, Rued, Thorsgard and Timm introduced:

House Concurrent Resolution No. 3034. A concurrent resolution urging Congress to retain Section 14(b) of the Taft-Hartley Act.

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

Rep. Strinden introduced:

House Concurrent Resolution No. 3035. A concurrent resolution designating an official North Dakota State High School Hockey Flag.

Which was read the first time.

Rep. Backes moved that the rules be suspended, that House Concurrent Resolution No. 3035 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3035

Introduced by Representative Strinden.

A concurrent resolution designating an official North Dakota State High School Hockey Flag.

WHEREAS, hockey is an exciting and satisfying sport which enjoys a long tradition in North Dakota dating back, at least as far as records are concerned, to the turn of the century when the Grand Forks "Flicker-tails" put a men's amateur hockey team on the ice for the 1900-1901 season; and

WHEREAS, high school hockey in North Dakota, which probably started in an organized way in 1928 when Grand Forks Central put what is thought to be the first prep six on the ice, is expanding rapidly across the state so that now at least 15 high schools have hockey teams, with an additional several hundred youngsters participating in termite, mite, squirt, pee wee, and bantam park board programs, as well as several

assorted adult leagues for the "young" adults and the "not-too-creaky" adults; and

WHEREAS, the University of North Dakota has achieved national recognition for the caliber of its hockey, playing in a conference with some of the biggest schools in the country and having won national championships in the past, all of which give impetus to the hockey tradition in North Dakota; and

WHEREAS, the first official State High School Hockey Tournament was held in 1961, and has been held continuously since then, now usually drawing three days of capacity crowds at the University of North Dakota's 5,600 seat Winter Sports Building; and

WHEREAS, hockey is an official sport and activity of the North Dakota High School Activities Association; and

WHEREAS, it would add a great deal to the interest in high school hockey in North Dakota if there were an official North Dakota High School Hockey Flag to symbolize this fast-growing sport; and

WHEREAS, in conjunction with the 1976 Bicentennial State High School Hockey Tournament, an official flag was designed: the flag is rectangular with two broad vertical red lines and two broad vertical blue lines positioned to make the flag resemble a hockey rink; in the middle of the design is an outline of the state of North Dakota; crossed hockey sticks are in the middle of the state outline; the initials N D H S are displayed in a stylized manner within the state outline; intersecting the four corners of the state are four circles representing face-off circles and Olympic hockey competition; and the flag is attached to a mast resembling a hockey stick;

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

That the Forty-fifth Legislative Assembly hereby designate the proposed flag as described above and displayed in color in the program of the 1976 State High School Hockey Tournament as the official North Dakota State High School Hockey Flag; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the executive secretary of the North Dakota High School Activities Association in Valley City; to Mr. Ken Rio, Grand Forks Central High School; and to Mr. George J. Munyer, 3306 Belmont Road, Grand Forks.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3035. A concurrent resolution designating an official North Dakota State High School Hockey Flag.

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.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Fleming introduced:

House Concurrent Resolution No. 3036. A concurrent resolution directing the Legislative Council to conduct a study of the past and current operations of the North Dakota State Wheat Commission.

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

Rep. Knudson introduced:

House Concurrent Resolution No. 3037. A concurrent resolution directing the Legislative Council to conduct a continuing study of

financing of elementary and secondary schools, and of the effectiveness of such financing in reaching the goal of providing the best possible education for North Dakota's students.

Was read the first time and referred to the committee on Education. Reps. Rylance, Eagles, Kelly and Martinson introduced:

House Concurrent Resolution No. 3038. A concurrent resolution asking Congress and federal agencies to require federal building projects to comply with local zoning ordinances, building codes, and similar health and safety regulations.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2059. A Bill for an Act to amend and reenact sections 14-03-07 and 14-03-12 of the North Dakota Century Code, relating to prohibited marriages and marriage prohibition if a person is infected with syphilis in communicable form.

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

Senate Bill No. 2112. A Bill for an Act to create and enact a new subdivision to subsection 2 of section 12.1-21-05 of the North Dakota Century Code, providing for a minimum mandatory six-month term of imprisonment for criminal mischief to tangible property of a person who is a member of or affiliated with the criminal justice system, if the actor knows that to be a fact; and to amend and reenact subsection 2 of section 12.1-17-01 of the North Dakota Century Code, to provide a minimum mandatory one-year term of imprisonment for simple assault upon a person who is a member of or affiliated with the criminal justice system whether on or off duty if the actor knows that to be a fact.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2139. A Bill for an Act to create and enact subsections 23 and 24 of section 26-41-03, section 26-41-04.1, and subdivision c of subsection 2 of section 26-41-10 of the North Dakota Century Code, relating to no-fault insurance; to amend and reenact subsection 1 of section 26-02-32, subsection 1 of section 26-02-33, subsections 12 and 13 of section 26-41-03, subsection 1 of section 26-41-04, and subsection 1 of section 26-41-08 of the North Dakota Century Code, relating to cancellation and nonrenewal of automobile insurance policies and no-fault insurance.

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

MESSAGE FROM THE SENATE

Senate Chamber

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

Senate Bill No. 2146
 Senate Bill No. 2171
 Senate Bill No. 2172
 Senate Bill No. 2174
 Senate Bill No. 2203
 Senate Bill No. 2205
 Senate Bill No. 2251

LEO LEIDHOLM, Secretary

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. 1031
House Bill No. 1034
House Bill No. 1094
House Bill No. 1171
House Bill No. 1135
House Bill No. 1141
House Bill No. 1184
House Bill No. 1186
House Bill No. 1203
House Bill No. 1211
House Bill No. 1215
House Bill No. 1238
House Bill No. 1242
House Bill No. 1243
House Bill No. 1245
House Bill No. 1256
House Bill No. 1274

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. 3032

ROY GILBREATH, Chief Clerk

MOTION

Rep. Backes moved that members of the clerical staff of the Legislative Council be given access to the floor of the House for delivery of legislative documents to the members when the House is in session, which motion prevailed.

Rep. Backes moved that the House stand recessed until 1:00 p.m., Friday, January 28, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

**EIGHTEENTH DAY AFTER RECESS AND
NINETEENTH DAY**

Bismarck, January 28, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

REPORTS OF PROCEDURAL COMMITTEE

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

House Bill No. 1028
House Bill No. 1044
House Bill No. 1045
House Bill No. 1079
House Bill No. 1114
House Bill No. 1214
House Bill No. 1259
House Bill No. 1260
House Bill No. 1286
House Bill No. 1325

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Representative Horgan 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. 1024
House Bill No. 1025

And find the same correctly Re-engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Berg, Nicholas, Mertens, Richard and Weber introduced:

House Concurrent Resolution No. 3039. A Concurrent resolution urging the President and Congress to permit the Soil Conservation Service to give technical assistance to landowners and to other projects in the State of North Dakota.

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

Rep. Solberg introduced:

House Concurrent Resolution No. 3040. A concurrent resolution acknowledging the gift to the State of North Dakota of the antique collection and farmstead of Mr. and Mrs. Dale Hawk, and expressing gratitude for the gift to Mr. and Mrs. Hawk.

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

Reps. McCaffrey, Meiers, Tinjum, Meyer and Olson introduced:
House Concurrent Resolution No. 3041. A concurrent resolution urging support for the adoption of a teachers' Indian education requirement for certification.

Was read the first time and referred to the committee on Education.
 Reprs. Meiers and Tinjum introduced:

House Concurrent Resolution No. 3042. A concurrent resolution congratulating Randy Hedberg of Minot State College on being chosen North Dakota's 1976 College Athlete of the Year.

Which was read the first time.

Representative Meiers moved that the rules be suspended, that House Concurrent Resolution No. 3042 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3042

Introduced by Representatives Meiers, Tinjum.

A concurrent resolution congratulating Randy Hedberg of Minot State College on being chosen North Dakota's 1976 College Athlete of the Year.

WHEREAS, Randy Hedberg, a graduate of Parshall High School, has starred in football, basketball, and baseball at Minot State College since the fall of 1973, and will probably have earned four letters in each of those sports by the time he graduates this spring — an accomplishment that virtually sets him in a class by himself as a college athlete; and

WHEREAS, he quarterbacked the MSC Beavers to conference championships in 1973 and 1974, and has earned all-conference honors in each of his four years of play; and

WHEREAS, he has received Little All-America honorable mention selection the past two years; and

WHEREAS, he led the basketball team in scoring the past two seasons and was twice named to the all-conference second team; and

WHEREAS, he had a 5-3 record as a pitcher for the MSC baseball team which won the 1975 conference championship, and had a 4-5 record for the District 12 NAIA titlists and conference runnersup this season; and

WHEREAS, his success as a four-year, three-sport performer for the MSC Beavers earned him laurels as North Dakota's 1976 College Athlete of the Year by vote of the North Dakota Associated Press Sportscasters and Sportswriters Association;

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

That the Forty-fifth Legislative Assembly extend hearty and sincere congratulations to Randy Hedberg for his many accomplishments over the past four years at Minot State College which earned him selection as 1976 College Athlete of the Year in North Dakota; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to Randy Hedberg, to his parents, and to the Minot State College Athletic Department.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3042. A concurrent resolution congratulating Randy Hedberg of Minot State College on being chosen North Dakota's 1976 College Athlete of the Year.

Was read the second time.

The House Concurrent Resolution was declared adopted on a voice vote.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Gackle introduced:

House Concurrent Resolution No. 3043. A concurrent resolution directing the legislative council to study the feasibility and desirability of adopting a method of computing state income tax liability by taking a percentage of a taxpayer's federal income tax liability.

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

Rep. Lundene, Wentz introduced:

House Concurrent Resolution No. 3044. A concurrent resolution urging an awareness of the needs of older American Indian citizens in North Dakota and the creation and support of more adequate programs in their behalf.

Which was read the first time.

Representative Lundene moved that the rules be suspended, that House Concurrent Resolution No. 3044 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3044

Introduced by Representatives Lundene, Wentz.

A concurrent resolution urging an awareness of the needs of older American Indian citizens in North Dakota and the creation and support of more adequate programs in their behalf.

WHEREAS, North Dakota American Indian senior citizens constitute both a culturally and economically unique group among the state's elderly; and

WHEREAS, the majority of older American Indians, because of dismal economic conditions of the past, cannot qualify for retirement benefits accrued through career employment; and

WHEREAS, the majority of older American Indians cannot avail themselves of supplementary security income payments because of the complications of trust and heirship land status on Indian reservations; and

WHEREAS, there is indifference and lack of response shown for the general welfare of older American Indians in the area of social services so that they are not fully realizing the benefits accorded other North Dakota citizens; and

WHEREAS, there is a need for cooperation and coordinated efforts between local, state, and federal agencies responsible for creating and implementing programs for older American Indians; and

WHEREAS, there is also a need for the adoption of revised age regulations for the federal programs that currently discriminate against American Indians who are in need of elderly programs at an earlier age than non-Indians;

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

That the Forty-fifth Legislative Assembly urges the North Dakota Social Services Board, the Social Security Administration, the Bureau of

Indian Affairs, and other local, state, and federal agencies who implement elderly programs, to make a cooperative and genuine effort to resolve the inequalities and inadequacies in services provided to the older American Indian citizens of North Dakota;

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the Executive Director of the North Dakota Social Service Board, to the Intergovernmental Relations Office of the Bureau of Indian Affairs, and to the Regional Commissioner of Region VIII of the Social Security Administration.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3044. A concurrent resolution urging an awareness of the needs of older American Indian citizens in North Dakota and the creation and support of more adequate programs in their behalf.

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.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Schuett introduced:

House Concurrent Resolution No. 3045. A concurrent resolution urging the Director of Institutions to install electrical outlets in the Capitol parking lots.

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

Rep. Rylance introduced:

House Concurrent Resolution No. 3046. A concurrent resolution for the amendment of subsection 7 of article 54 of the amendments to the Constitution of the State of North Dakota, relating to the method of selection of the State Commissioner of Higher Education.

Was read the first time and referred to the committee on Constitutional Revision Committee.

Rep. Rylance introduced:

House Concurrent Resolution No. 3047. A concurrent resolution urging Congress to reestablish the Dakota National Forest.

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

Reps. Conmy, A. Hausauer, Martinson, Mund and Wagner introduced:

House Concurrent Resolution No. 3048. A concurrent resolution commending the Mary College legislative guides program and urging the college to continue this program during future sessions.

Which was read the first time.

Representative Martinson moved that the rules be suspended, that House Concurrent Resolution No. 3048 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3048

Introduced by Representatives Conmy, A. Hausauer, Martinson, Mund, Wagner.

A concurrent resolution commending the Mary College legislative

guides program and urging the college to continue this program during future sessions.

WHEREAS, Mary College, for the fourth consecutive legislative session, conducted tours of the legislative chambers during the month of January as a Legislative Seminar Project during its interim; and

WHEREAS, the eighteen Mary College students who participated in this year's project under the direction of Lori Adolf, were Vickie Mayer, Suzette McCall, Marcie Anderson, Althea Klein, Joe Leingang, Gerald Gross, Janell Zahn, Kathy Fragodt, Jeffrey Quatier, Debra Olson, Robert Gutman, Maria Lucy, Cheryl Leyendecker, Renee Herman, Gisele Barth, Delora Schweitzer, Dannette Boucher, and Dana Marsden.

WHEREAS, the Mary College guides helped make the legislative processes more understandable to hundreds of young people by serving them as guides during January; and

WHEREAS, these guides at all times conducted themselves very professionally, and were a credit to themselves as well as to their college and their state; and

WHEREAS, the North Dakota Legislative Assembly is very cognizant of the educational and informative role these guides play in informing North Dakotans about the legislature; and

WHEREAS, the Legislative Seminar Project is equally educational and beneficial to its participants as part of their college education, and should be continued;

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

That the Forty-fifth Legislative Assembly commend Mary College and the Mary College students who participated in the Legislative Seminar Project for the excellent service provided the Forty-fifth Legislative Assembly by serving as guides during January; and

BE IT FURTHER RESOLVED, that Mary College be urged to continue the program for future legislative sessions; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to Dr. Harold Miller, President, Mary College, and Lori Adolf, Guide Program Coordinator, Mary College.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3048. 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.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

MOTIONS

Rep. Metzger moved that House Bill No. 1100 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Metzger requested permission to withdraw House Bill No. 1100. There being no objection, it was so ordered by the Speaker.

Rep. Gunderson moved that House Bill No. 1470 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Gunderson moved that House Bill No. 1470 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. McCaffrey moved that House Bill No. 1286 be re-referred to Committee on Education, which motion prevailed.

Rep. Laughlin moved that House Bill No. 1092 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Laughlin requested permission to withdraw House Bill No. 1092. There being no objection, it was so ordered by the Speaker.

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to House Bill No. 1111 as recommended by the Committee on Natural Resources as printed on page 372 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1124 as recommended by the Committee on Appropriations as printed on page 372 of the House Journal be adopted, which motion prevailed.

Rep. Laughlin moved that the amendments to House Bill No. 1174 as recommended by the Committee on Veterans Affairs as printed on page 373 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1190 as recommended by the Committee on Social Welfare as printed on page 373 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1226 as recommended by the Committee on Judiciary as printed on page 374 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1230 as recommended by the Committee on Appropriations as printed on page 374 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1233 as recommended by the Committee on Judiciary as printed on pages 374 and 375 of the House Journal be adopted, which motion prevailed.

House Bill No. 1233 was re-referred to the Committee on Appropriations.

Rep. Wagner moved that the amendments to House Bill No. 1253 as recommended by the Committee on Appropriations as printed on page 375 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1278 as recommended by the Committee on Political Subdivisions as printed on page 375 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1343 as recommended by the Committee on Transportation as printed on page 376 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2121 as recommended by the Committee on Political Subdivisions as printed on pages 376 and 377 of the House Journal be adopted, which motion prevailed.

RECOGNITION

The Speaker announced that the North Dakota Dairy Princess was in the Chamber. She was Miss Janet Klipfel of Ashley.

Rep. Riehl moved that a committee of four be appointed to escort Miss Klipfel to the rostrum, which motion prevailed. Speaker Solberg appointed Reps. Richie, Lipsiea, Stenehjem and Walsh to such committee.

The North Dakota Dairy Princess was thereupon escorted to the rostrum for the purpose of being recognized by the House of Representatives.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1069, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do pass.

REP. WINGE, Chairman

House Bill No. 1069 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1088, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 1, of the engrossed bill, delete everything after "A BILL" and delete everything thereafter through the end of the bill and insert in lieu thereof the following: "for an Act to create and enact a new subsection to section 57-15-56 of the North Dakota Century Code, relating to nonprofit senior citizens' organizations obtaining bonding coverage through the state bonding fund; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) A new subsection to section 57-15-56 of the North Dakota Century Code is hereby created and enacted to read as follows:

The officers or employees of a nonprofit corporation under contract with the board of county commissioners or the governing body of the city in regard to the manner in which the funds shall be expended and the services are to be provided are authorized to receive, and shall be eligible for, bonding coverage through the state bonding fund.

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. HAUGLAND, Chairman

House Bill No. 1088 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1098, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1098 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1110, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 19, delete the ending triple parentheses

On page 1, line 21, insert ending triple parentheses following the word "which" and insert the words "the official county newspaper where" and also on line 21, following the word "situated" insert the words "and in such other newspapers as the board shall deem appropriate"

On page 2, line 12, delete the ending triple parentheses

On page 2, line 14, insert ending triple parentheses following the word "which" and insert the words "the official county newspaper where" and

also on line 14, following the word "situated" insert the words "and in such other newspapers as the board shall deem appropriate"

On page 2, line 31, following the word "situated" insert the words "and in such other newspapers as the board shall deem appropriate"

On page 3, line 4, place beginning triple parentheses before the word "former" and also on line 4, place ending triple parentheses after the word "the"

On page 3, line 5, place triple parentheses around the word "them" and insert in lieu thereof the word "him" and also on line 5, place triple parentheses around the word "their" and insert in lieu thereof the word "his"

On page 3, line 6, place triple parentheses around the word "dresses" and insert in lieu thereof the word "dress."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1110 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1172, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 14, after the period insert the following sentence: "In administering the program, the county agency shall have the authority to contract with any public or private agency or person to discharge their child support enforcement duties."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1172 was placed on the 6th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1205, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1205 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1235, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 3, delete lines 7 through 9

And renumber the lines, subsections, and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1235 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1239, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1239 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1288, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. DOTZENROD, Chairman

House Bill No. 1288 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1340, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 2, line 8, delete the word "selected" and insert in lieu thereof "elected"

On page 3, line 23, place beginning triple parentheses before the word "and"

On page 3, line 24, place ending triple parentheses after the word "character"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1340 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1342, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do not pass.

REP. DOTZENROD, Chairman

House Bill No. 1342 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1348, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 0; Absent, 3, that the same do pass.

REP. WAGNER, Chairman

House bill No. 1348 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1349, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. LANG, Chairman

House Bill No. 1349 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1121. 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, 13; nays, 83; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELY	•		MUND.	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOBEBC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		MCCAFFREY	•		SCOFIELD	•				
HERMAN	•		MCGALVRAN	•		SOLBERG	•				
HERSLIP	•		METERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEM	•				
HILL	•		METZ	•		SWIONTEK	•				
HORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1318. A Bill for an Act to amend and reenact subsection 1 of section 39-10-28 of the North Dakota Century Code relating to stopping for pedestrians in crosswalks.

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, 51; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELY	•		MUND.	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOBEBC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		MCCAFFREY	•		SCOFIELD	•				
HERMAN	•		MCGALVRAN	•		SOLBERG	•				
HERSLIP	•		METERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEM	•				
HILL	•		METZ	•		SWIONTEK	•				
HORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1028. A Bill for an Act to amend and reenact section 11-

Reps. Fleming, Mushik, Murphy, Hickle and Nordby introduced:

House Concurrent Resolution No. 3052. A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the development of a regional system of veterinary education and directing the Legislative Council to appoint a committee to be consulted in the development of such a veterinary educational system.

Was read the first time and referred to the committee on Agriculture.
Rep. Matchie introduced:

House Concurrent Resolution No. 3053. A concurrent resolution encouraging officials of the North Dakota State Prison to study the feasibility of the use of the Transcendental Meditation Program at that institution.

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

Reps. Metz, Marsden, G. Larson and Meyer introduced:

House Concurrent Resolution No. 3054. A concurrent resolution urging Congress to amend 16 U.S.C. 715s to provide that the National Wildlife Refuge System's land value readjustment period and annual in lieu of tax payments to state counties be the same as the state land value assessment period and in lieu of tax payments made by the State Game and Fish Department.

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

Reps. Gackle and Marsden introduced:

House Concurrent Resolution No. 3055. A concurrent resolution disapproving of the offer of general amnesty for draft evaders by the President of the United States and urging the President to refrain from making a similar offer of amnesty for deserters.

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

Rep. Fleming introduced:

House Concurrent Resolution No. 3056. A concurrent resolution urging the State Board of Higher Education and the State Board of Vocational Education to enter into negotiations with the State of Minnesota regarding reciprocity agreements for students enrolled in vocational education programs.

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

Reps. Gerl, Strinden and Backes introduced:

House Concurrent Resolution No. 3057. A concurrent resolution urging Congress to reject legislation providing for the vertical and horizontal divestiture of American oil companies.

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

Reps. Gunderson, Nicholas, Laughlin, Powers and Benedict introduced:

House Concurrent Resolution No. 3058. A concurrent resolution commending the North Dakota Conference of Churches for its sponsorship of the North Dakota Harvest for Hunger.

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

Reps. VanderVorst, Schindler, Lang, Richter, Kretschmar and Mund introduced:

House Concurrent Resolution No. 3059. A concurrent resolution urging the Congress of the United States to authorize construction of the Hor-

sehead Flats-Winona segment of the Apple Creek Unit of the Pick-Sloan Missouri River Basin program.

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

Reps. Mushik and Fleming introduced:

House Concurrent Resolution No. 3060. A concurrent resolution directing the Legislative Council to study revenue sharing.

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

Rep. Fleming introduced:

House Concurrent Resolution No. 3061. A concurrent resolution urging the states of Minnesota, Wisconsin, Iowa, Illinois, and Missouri, through their elected officials, to institute the required action to adopt and enact the vehicle weight limitations as expressed by the United States Congress in Public Law 93-643, Section 106.

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

The House stood adjourned, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

NINETEENTH DAY

Bismarck, January 28, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Glenn Fruth, Pastor, Church of the Brethren, Cando, North Dakota.

The roll was called, and all members were present except Reps. Knudson, Meyer and L. Hausauer.

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 finds the same to be correct.

REP. TINJUM, Chairman

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

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1350, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 3, delete the word "liquor" and insert in lieu thereof the words "alcoholic beverage"

On page 1, delete lines 14 through 24 and insert in lieu thereof the following:

"SPECIAL PERMIT AUTHORIZED.) The local governing body and the attorney general may by special permit authorize an alcoholic beverage licensee to engage in the sale of alcoholic beverages at special events on such licensed premises as may be designated by such permit. A fee for such local special permit may be set by ordinance or resolution at not more than twenty-five dollars. The permit shall not be valid for a period greater than from eight a.m. on one day until one a.m. to the third next day. The local governing body may establish such rules and"

On page 2, line 7, after the word "dance" insert a comma and insert triple parentheses around the word "or"

House Bill No. 1183. A Bill for an Act to amend and reenact sections 37-15-12 and 37-15-15 of the North Dakota Century Code, relating to moneys in the soldiers' home 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, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON		●	MILLER		●	TINJUM	
●			●	KELLY		●	MUND		●	TWETEN	
●			●	KERMOTT		●	MURPHY		●	UNJEM	
●			●	KLOUBEC		●	MUSHIK		●	VANDER VORST	
●			●	KNUDSON		●	NICHOLAS		●	WAGNER	
●			●	KRETSCHMAR		●	NORDBY		●	WALSH	
●			●	KUCHERA		●	OLSON		●	WEBER	
●			●	LANG		●	OPEDAHL		●	WENTZ	
●			●	LANGLEY		●	O'SHEA		●	WINGE	
●			●	LARDY		●	PETERSON		●	WINKJER	
●			●	LARSON, B #12		●	POWERS				
●			●	LARSON, G #29		●	RAU		●	MR SPEAKER	
●			●	LAUGHLIN		●	REED				
●			●	LEE		●	RICHARD				
●			●	LIPSIEA		●	RICHIE				
●			●	LOKKEN		●	RIEHL				
●			●	LUNDENE		●	ROCHELEAU				
●			●	MAIXNER		●	RUED				
●			●	MARSDEN		●	RUSSELL				
●			●	MARTIN, C #38		●	RYLANCE				
●			●	MARTIN, G #43		●	SCHINDLER				
●			●	MARTINSON		●	SCHUETT				
●			●	MATCHIE		●	SCOFIELD				
●			●	MCGAFFREY		●	SOLBERG				
●			●	MCGAUVRAN		●	STENEHJEM				
●			●	MEIERS		●	STRINDEN				
●			●	MERTENS		●	SWINTEK				
●			●	METZ		●	THORSGARD				
●			●	METZGER		●	TIMM				
●			●	MEYER							

So the bill passed and the title was agreed to.

House Bill No. 1200. A Bill for an Act to amend and reenact section 39-21-01 of the North Dakota Century Code, relating to the use of lighted lamps on 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, 85; nays, 13; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON		●	MILLER		●	TINJUM	
●			●	KELLY		●	MUND		●	TWETEN	
●			●	KERMOTT		●	MURPHY		●	UNJEM	
●			●	KLOUBEC		●	MUSHIK		●	VANDER VORST	
●			●	KNUDSON		●	NICHOLAS		●	WAGNER	
●			●	KRETSCHMAR		●	NORDBY		●	WALSH	
●			●	KUCHERA		●	OLSON		●	WEBER	
●			●	LANG		●	OPEDAHL		●	WENTZ	
●			●	LANGLEY		●	O'SHEA		●	WINGE	
●			●	LARDY		●	PETERSON		●	WINKJER	
●			●	LARSON, B #12		●	POWERS				
●			●	LARSON, G #29		●	RAU		●	MR SPEAKER	
●			●	LAUGHLIN		●	REED				
●			●	LEE		●	RICHARD				
●			●	LIPSIEA		●	RICHIE				
●			●	LOKKEN		●	RIEHL				
●			●	LUNDENE		●	ROCHELEAU				
●			●	MAIXNER		●	RUED				
●			●	MARSDEN		●	RUSSELL				
●			●	MARTIN, C #38		●	RYLANCE				
●			●	MARTIN, G #43		●	SCHINDLER				
●			●	MARTINSON							

● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAULVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1214. A Bill for an Act to declare the purpose of marking personal property, and making it an offense, to remove from or have possession of personal property, on which the serial numbers or owners identification mark has been changed or obliterated, 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, 92; nays, 4; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KUCHERA			● NORDBY		● WALSH
● BLACK			● LANG			● OLSON		● WEBER
● CHRISTENSEN			● LANGLEY			● OPEDAH		● WENTZ
● CONAY			● LARDY			● O'SHEA		● WINGE
● CRABTREE			● LARSON, B. #12			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, G. #29			● POWERS		
● DUBORD			● LAUGHLIN			● RAU		● MR SPEAKER
● EAGLES			● LEE			● REED		
● ERICKSON			● LIPSIEA			● RICHARD		
● FLEMING			● LOKKEN			● RICHIE		
● GACKLE			● LUNDENE			● RICHTER		
● GENGLER			● MAIXNER			● RIFHL		
● GERL			● MARSJEN			● ROCHELEAU		
● GRONNEBERG			● MARTIN, C. #38			● RUED		
● GUNDERSON			● MARTIN, G. #43			● RUSSELL		
● GUNSCH			● MARTINSON			● RYLANCE		
● HAUGLAND			● MATCHIE			● SCHINDLER		
● HAUSAUER, A. #49			● McCAFFREY			● SCHUETT		
● HAUSAUER, L. #25			● McGAULVRAN			● SCOFIELD		
● HERMAN			● MEIERS			● SOLBERG		
● HERSLIP			● MERTENS			● STENEJEM		
● HICKLE			● METZ			● STRINDEN		
● HILL			● METZGER			● SWIONTEK		
● HORGAN			● MEYER			● THORSGARD		
● JACOBSON						● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1216. A Bill for an Act to amend and reenact sections 23-11-31, 23-11-32, 23-11-33, 23-11-34, and subsection 8 of section 23-11-35 of the North Dakota Century Code, relating to housing for veterans.

Which has been read.

Rep. Lardy asked that he be excused from voting on House Bill No. 1216 because of a conflict of interest.

Rep. Richie asked that he be excused from voting on House Bill No. 1216 because of a conflict of interest.

Rep. Maixner asked that he be excused from voting on House Bill No. 1216 because of a conflict of interest.

Rep. Herslip asked that he be excused from voting on House Bill No. 1216 because of a conflict of interest.

Rep. Mund asked that he be excused from voting on House Bill No. 1216 because of a conflict of interest.

Rep. Kuchera asked that he be excused from voting on House Bill No. 1216 because of a conflict of interest.

Rep. Backes moved that all Viet Nam veterans be allowed to vote on House Bill No. 1216, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHN			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJE		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McCAUVRAIN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1254. A Bill for an Act to create and enact a new subsection to section 39-04-19 of the North Dakota Century Code, relating to the use of farm vehicles for custom combine operations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHN			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJE		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					

JOURNAL OF THE HOUSE

● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDM
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1259. A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, relating to the membership of the state board of higher education and providing for an advisory student representative; 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, 64; nays, 31; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU					
● EAGLES			● LAUGHLIN			● REED			● MR. SPEAKER		
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, I. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDM					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1260. A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, relating to membership of the state board of higher education, providing for an advisory faculty representative; and providing an appropriation.

Which has been read.

Rep. Matchie asked that he be excused from voting on House Bill No. 1260, because of a conflict of interest.

Rep. Backes moved that Rep. Matchie and all others who have a conflict of interest be allowed to vote on House Bill No. 1260, 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, 57; nays, 37; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		

● BEAUCLAIR	● KERMOTT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBEC	● MUSHIK	● VANDER VORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONAMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERI	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McCAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1297. A Bill for an Act to amend and reenact section 14-03-02 of the North Dakota Century Code, relating to the lawful age for marriage.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KERMOTT			● MUNI			● TWETEN		
● BEAUCLAIR			● KLOUBEC			● MURPHY			● UNHJEM		
● BENEDICT			● KNUDSON			● MUSHIK			● VANDER VORST		
● BERG			● KRETSCHMAR			● NICHOLAS			● WAGNER		
● BERGER			● KUCHERA			● NORDBY			● WALSH		
● BLACK			● LANG			● OLSON			● WEBER		
● CHRISTENSEN			● LANGLEY			● OPEDAHL			● WENTZ		
● CONAMY			● LARDY			● O'SHEA			● WINGE		
● CRABTREE			● LARSON, B. #12			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, G. #29			● POWERS					
● DuBORD			● LAUGHLIN			● RAU			● MR SPEAKER		
● EAGLES			● LEE			● REED					
● ERICKSON			● LIPSIEA			● RICHARD					
● FLEMING			● LOKKEN			● RICHIE					
● GACKLE			● LUNDENE			● RICHTER					
● GENGLER			● MAIXNER			● RIEHL					
● GERI			● MARSDEN			● ROCHELEAU					
● GRONNEBERG			● MARTIN, C. #38			● RUED					
● GUNDERSON			● MARTIN, G. #43			● RUSSELL					
● GUNSCH			● MARTINSON			● RYLANCE					
● HAUGLAND			● MATCHIE			● SCHINDLER					
● HAUSAUER, A. #49			● McCAFFREY			● SCHUETT					
● HAUSAUER, L. #25			● McCAUVRAN			● SCOFIELD					
● HERMAN			● MEIERS			● SOLBERG					
● HERSLIP			● MERTENS			● STENEHJEM					
● HICKLE			● METZ			● STRINDEN					
● HILL			● METZGER			● SWIONTEK					
● HORGAN			● MEYER			● THORSGARD					
● JACOBSON						● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1323. A Bill for an Act to amend and reenact section 24-05-04.1 of the North Dakota Century Code, relating to the rental fee charged by counties for use of their equipment.

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, 10; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAUCLAIR			● KERAMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		●
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEF			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSHIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HORGAN			● METZ			● SWIONTEK					
● JACOBSON			● METZGER			● THORSGARD					
			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1325. A Bill for an Act to amend and reenact section 11-14-16 of the North Dakota Century Code, relating to when treasurer shall pay over the funds collected.

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAUCLAIR			● KERAMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		●
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEF			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSHIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HORGAN			● METZ			● SWIONTEK					
● JACOBSON			● METZGER			● THORSGARD					
			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1326. A Bill for an Act to amend and reenact section 39-09-01 of the North Dakota Century Code, relating to the care required in operating a motor vehicle, 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; 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOY			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ		
● COMMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJEM		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DuBORD			● LARSON, G #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● MCCAFFREY			● SCOFIELD					
● HERMAN			● MCGAVYRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1328. A Bill for an Act to create and enact a new subsection to section 40-05-01 of the North Dakota Century Code, relating to the authority of municipalities to control noise pollution.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOY			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ		
● COMMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJEM		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DuBORD			● LARSON, G #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					

● GUNSCH	● MARTIN, G. # 43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHIEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2100. A Bill for an Act to amend and reenact section 57-15-42 of the North Dakota Century Code, relating to a mill levy for city fire departments.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY	●		● UNHIEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● FRICKSON			● LEE			● RICHARD	●				
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE	●		● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERI			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. # 43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN	●		● SOLBERG					
● HERSLIP			● MEIERS			● STENEHIEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2134. A Bill for an Act to amend and reenact section 40-57-10 of the North Dakota Century Code, relating to limitations on purchase of municipal industrial revenue bonds by North Dakota state and national 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY	●		● UNHIEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		

CHRISTENSEN	LANG	OPEDAHL	WENTZ
CONMY	LANGLEY	O'SHEA	WINGE
CRABTREE	LARDY	PETERSON	WINKJER
DOTZENROD	LARSON, B. #12	POWERS	
DUBORD	LARSON, G. #29	RAU	MR. SPEAKER
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIEA	RICHIE	
GACKLE	LOKKEN	RICHTER	
GENGLER	LUNDENE	RIEHL	
GERL	MAIXNER	ROCHELEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDERSON	MARTIN, C. #38	RUSSELL	
GUNSCH	MARTIN, G. #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A. #49	MATCHIE	SCHUETT	
HAUSAUER, L. #25	MCCAFFREY	SCOFIELD	
HERMAN	MCCALYVRAN	SOEBERG	
HERSLIP	MEIERS	STENEHJEM	
HICKLE	MERTENS	STRINDEN	
HILL	METZ	SWIONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill passed and the title was agreed to.

MOTIONS

Rep. Kuchera moved that the House reconsider its action by which House Bill No. 1261 was passed, which motion prevailed.

Rep. McCaffrey moved that House Bill No. 1261 be re-referred to the Committee on Education, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4017. A concurrent resolution urging Congress to enact legislation providing for the reimbursement of political subdivisions for the loss of property tax revenue resulting from federally owned electrical transmission lines.

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. 1044. A Bill for an Act to eliminate the statement of damages in certain pleadings.

Which has 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, 7; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					

HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

House Bill No. 1079. A Bill for an Act to amend section 28-26-01 of the North Dakota Century Code, relating to the awarding of costs and attorney's fees to the prevailing defendant in a civil case.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJE		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERI			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1114. A Bill for an Act to amend and reenact sections 40-21-02 and 40-21-03 of the North Dakota Century Code, relating to polling hours for 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, 88; nays, 6; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJE		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR SPEAKER		

● EAGLES	● LAUGHLIN	● REED
● ERICKSON	● LEE	● RICHARD
● FLEMING	● LIPSIEA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN C. #38	● RUSSELL
● GUNSCH	● MARTIN G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

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. 1217
 House Bill No. 1223
 House Bill No. 1249
 House Bill No. 1252
 House Bill No. 1331
 House Bill No. 1332
 House Concurrent Resolution No. 3035

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

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

Senate Bill No. 2046
 Senate Bill No. 2117
 Senate Bill No. 2215
 Senate Bill No. 2216
 Senate Bill No. 2217
 Senate Bill No. 2225
 Senate Bill No. 2237
 Senate Bill No. 2281
 Senate Bill No. 2289
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4039

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Concurrent Resolution No. 3032

LEO LEIDHOLM, Secretary

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

Rep. Backes moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand

adjourned until 2:00 p.m., Monday, January 31, 1977, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2146. A Bill for an Act to amend and reenact subsection 20 of section 57-02-08 of the North Dakota Century Code, relating to property tax exemptions for certain disabled veterans.

Which was read the first time and referred to the Committee on Veterans Affairs.

Senate Bill No. 2171. A Bill for an Act to amend and reenact subsection 4 of section 37-25-02 and section 37-25-10 of the North Dakota Century Code, relating to the definition of honorable discharge and relating to the time limit for receiving an application for Vietnam Conflict Veterans' Adjusted Compensation Act benefits; and declaring an emergency.

Which was read the first time and referred to the Committee on Veterans Affairs.

Senate Bill No. 2172. A Bill for an Act to amend and reenact subsection 14 of section 11-11-14 of the North Dakota Century Code, relating to the powers of the board of county commissioners to establish garbage collection systems.

Which was read the first time and referred to the Committee on Political Subdivisions

Senate Bill No. 2174. A Bill for an Act to create a new section in Chapter 20.1-08 of the North Dakota Century Code, relating to designation of a big horn sheep hunting season and providing that recipients of a big horn sheep hunting license shall not be eligible to apply for another such license.

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

Senate Bill No. 2203. A Bill for an Act to amend and reenact sections 38-03-02 and 38-03-07 of the North Dakota Century Code, relating to the qualifications and the powers and duties of mine inspectors.

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

Senate Bill No. 2205. A Bill for an Act to authorize the state water commission to release easements granted to the state for dams.

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

Senate Bill No. 2251. A Bill for an Act to amend and reenact subsection 4 of section 50-02-04 of the North Dakota Century Code, relating to gaining county residence for poor relief purposes while residing in a licensed home for the aged and infirm or licensed nursing home.

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

The House stood adjourned until 2:00 p.m., Monday, January 31, 1977, pursuant to motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

TWENTIETH DAY

Bismarck, January 31, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

Prayer was offered by Msgr. Robert A. Feehan, Church of St. Mary, Bismarck.

The roll was called, and all members were present except Reps. Backes, L. Hausauer, Lundene, Meyer, Strinden 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 Eighteenth Day After Recess and Nineteenth Day, and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Reed 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. 1111

House Bill No. 1124

House Bill No. 1174

House Bill No. 1190

House Bill No. 1230

House Bill No. 1233

House Bill No. 1253

House Bill No. 1278

House Bill No. 1343

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Winkjer moved that the House reconsider the action by which the amendments to House Bill No. 1226 were adopted, which motion prevailed.

Rep. Winkjer moved that the House reconsider the recommendations of the Committee Report on House Bill No. 1226 and that House Bill No. 1226 be re-referred to the Committee on Judiciary, which motion prevailed.

Rep. Winkjer moved that House Bill No. 1275 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Winkjer requested permission to withdraw House Bill No. 1275. There being no objection, it was so ordered by the Speaker.

Rep. Nordby moved that House Bill No. 1342 be re-referred to the Committee on Agriculture, which motion prevailed.

GERL	MAIXNER	ROCHELEAU
GRONNEBERG	MARSDEN	RUED
GUNDERSON	MARTIN, C. #38	RUSSELL
GUNSCH	MARTIN, G. #43	RYLANCE
HAUGLAND	MATCHIE	SCHINDLER
HAUSAUER, A. #49	MATCHIE	SCHUETT
HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENHJEM
HICKLE	MERTENS	STRINDEM
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSHARD
JACOBSON	MEYER	TIMM

So the bill lost.

House Bill No. 1288. A Bill for an Act to prohibit trespassing on the land of another person; and to provide 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, 24; nays, 69; absent and not voting, 7.

REGULAR SESSION									ROLL-CALL									1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS						
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•									
BACKES		•	KELLY		•	MUND		•	TWETEN		•									
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•									
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•									
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•									
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•									
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•									
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•									
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•									
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•									
DOTZENROD		•	LARSON, B. #17		•	POWERS		•												
DuBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER											
EAGLES		•	LAUGHLIN		•	REED		•												
ERICKSON		•	LEE		•	RICHARD		•												
FLEMING		•	LIPSIEA		•	RICHIE		•												
GACKLE		•	LOKKEN		•	RICHTER		•												
GENGLER		•	LUNDEN		•	RIEHL		•												
GERL		•	MAIXNER		•	ROCHELEAU		•												
GRONNEBERG		•	MARSDEN		•	RUED		•												
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•												
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•												
HAUGLAND		•	MARTINSON		•	SCHINDLER		•												
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•												
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•												
HERMAN		•	McGAUVRAN		•	SOLBERG		•												
HERSLIP		•	MEIERS		•	STENHJEM		•												
HICKLE		•	MERTENS		•	STRINDEM		•												
HILL		•	METZ		•	SWIONTEK		•												
HORGAN		•	METZGER		•	THORSHARD		•												
JACOBSON		•	MEYER		•	TIMM		•												

So the bill lost.

House Bill No. 1069. A Bill for an Act to provide for solar easements, and for the contents of instruments creating those easements.

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, 43; absent and not voting, 5.

REGULAR SESSION									ROLL-CALL									1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS						
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•									
BACKES		•	KELLY		•	MUND		•	TWETEN		•									
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•									
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•									
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•									
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•									
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•									
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•									
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•									
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•									

DOTZENROD	LARSON, B. #12	POWERS	
DUBORD	LARSON, G. #29	RAU	MR SPEAKER
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIEA	RICHIE	
GACKLE	LOKKEN	RICHTER	
GENGLER	LUNDENE	RIEHL	
GERL	MAIXNER	ROCHELEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDERSON	MARTIN, C. #38	RUSSELL	
GUNSCH	MARTIN, G. #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A. #49	MATCHIE	SCHUETT	
HAUSAUER, L. #75	MCCAFFREY	SCOFIELD	
HERMAN	MCGALIVRAN	SOLBERG	
HERSLIP	MEIERS	STENEHJEM	
HICKLE	MERTENS	STRINDEN	
HILL	METZ	SWIONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1111. A Bill for an Act to create and enact section 15-08-21.1 of the North Dakota Century Code, relating to criminal trespass on state lands; to amend and reenact sections 15-05-08 and 15-08-20 of the North Dakota Century Code, relating to illegal mining activities and trespassing on state lands; 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, 66; nays, 29; absent and not voting, 5.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WFBER		
CHRISTENSEN			LANG			OPEDAHN			WENTZ		
CONWAY			LANGLEY			OSBERA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #75			MCCAFFREY			SCOFIELD					
HERMAN			MCGALIVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. VanderVorst moved that House Bill No. 1124 be laid over one legislative day, which motion failed on a division vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1124. Transfer from Bank of North Dakota — 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, as amended, the roll was called and there were ayes, 76; nays, 18; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER		•	• TINJUM		
• BACKE			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR		•	• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY		•	• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12		•	• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDBY					
• HILL			• MIETZGER			• SWIONTEK					
• HORGAN			• MEYER			• THORSON					
• JACOBSON						• TIMM					

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Metzger announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Luther Kristensen and Rep. Kristensen was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1174. A Bill for an Act to amend and reenact section 57-15-06.4 of the North Dakota Century Code, relating to the levy authorized for county veterans' service officers' salary, traveling and office expenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 15; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		•	• TINJUM		
• BACKE			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					

— GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCHE	● MARTIN, G. #43	● RYLANDCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSWARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Eagles moved that House Bill No. 1190 be re-referred to the Committee on Social Welfare.

Rep. Haugland moved a substitute motion that House Bill No. 1190 be re-referred to the Committee on Judiciary, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1205. A Bill for an Act to create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to requiring maintenance of a patient profile record system by pharmacies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 10; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUNO			● TWETEN		
● BEAUCLAIR			● KERMBTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● COMMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERI			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCHE			● MARTIN, G. #43			● RYLANDCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSWARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1230. A Bill for an Act to provide funds to reimburse the federal government for the state's twenty-five percent share of three individual and family grant programs that were conducted in North Dakota following the spring flood of 1975, the severe storm and summer floods of 1975, and the spring flood of 1976.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND		●	● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU		●	● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1239. A Bill for an Act to amend and reenact sections 53-06-01 and 53-06-08 of the North Dakota Century Code, relating to the licensing of dance halls, and halls owned privately and used for public 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY		●	● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU		●	● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

ERICKSON	LEE	RICHARD
FLEMING	LIPSIEA	RICHIE
GACKLE	LOKKEN	RICHTER
GENGLER	LUNDENE	RIEHL
GERL	MAIXNER	ROCHELEAU
GRONNEBERG	MARSDEN	RUED
GUNDERSON	MARTIN, C. #38	RUSSELL
GUNSCH	MARTIN, G. #43	RYLANCE
HAUGLAND	MARTINSON	SCHINDLER
HAUSAUER, A. #49	MATCHIE	SCHIJETT
HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVVRAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSHARD
JACOBSON	MEYER	TIMM

So the bill lost.

House Bill No. 1343. A Bill for an Act to amend and reenact section 39-03A-09, 39-03A-12 and 39-03A-14 of the North Dakota Century Code, relating to the North Dakota highway patrolmen's retirement system. Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOBUEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONWAY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
FAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHIJETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSHARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1348. A Bill for an Act to authorize the construction of a medical research and educational center at Fargo using federal funds, providing for use of the center by the university of North Dakota school of medicine, providing for construction on land owned by the United States of America under the jurisdiction of the United States Veterans Administration, and providing for a ninety-nine year lease to the state of North Dakota doing business as the university of North Dakota; providing an appropriation; 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, 2; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES	●		● KELLY			● MUND	●	● TWETEN
● BEAULAIR			● KERMMOTT			● MURPHY	●	● UNHJEM
● BENEDICT			● KLOUBEC	●		● MUSHIK	●	● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS	●	● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY	●	● WALSH
● BLACK			● KUCHERA			● OLSON	●	● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL	●	● WENTZ
● CONMY			● LANGLEY			● O'SHEA	●	● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERI			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARS DEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCHE			● MARTIN, G. #43			● RYLANC		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● MCCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSBARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1349. A Bill for an Act to create and enact section 57-15-27.2 of the North Dakota Century Code, relating to authorizing a mill levy by counties for the maintenance of abandoned cemeteries; and to amend and reenact section 23-06-30 of the North Dakota Century Code, relating to the duty of counties to maintain abandoned cemeteries.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES	●		● KELLY			● MUND	●	● TWETEN
● BEAULAIR			● KERMMOTT			● MURPHY	●	● UNHJEM
● BENEDICT			● KLOUBEC	●		● MUSHIK	●	● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS	●	● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY	●	● WALSH
● BLACK			● KUCHERA			● OLSON	●	● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL	●	● WENTZ
● CONMY			● LANGLEY			● O'SHEA	●	● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERI			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARS DEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCHE			● MARTIN, G. #43			● RYLANC		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● MCCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSBARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2121. A Bill for an Act to amend and reenact section 40-24-08 of the North Dakota Century Code, relating to special assessments for street beautification and the period for payment of the same; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 7; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND	●		● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY	●		● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY	●		● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD	●				
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MAARSDEN			● RUFD					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McCAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWONTEK					
● HORGAN			● METZGER	●		● THORSORARD					
● JACOBSON			● MEYER			● TIMM					

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 Appropriations to whom was referred House Bill No. 1004, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1004 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1008, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 15, delete the numerals "58,047" and insert in lieu thereof the numerals "20,125"

On page 2, line 16, delete the numerals "505" and insert in lieu thereof the numerals "175"

On page 2, line 17, delete the numerals "9,248" and insert in lieu thereof the numerals "47,500"

Purpose is to replace a staff attorney for the Unsatisfied Judgment Fund and to contract for legal services when necessary.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1008 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1009, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 12, delete the numerals "1,166,763" and insert in lieu thereof the numerals "1,168,824"

On page 2, line 20, delete the numerals "1,790,790" and insert in lieu thereof the numerals "1,792,851"

On page 2, line 21, delete the numerals "1,735,590" and insert in lieu thereof the numerals "1,737,651"

On page 2, line 24, delete the numerals "2,107,746" and insert in lieu thereof "2,109,807"

On page 2, line 25, delete the numerals "2,536,014" and insert in lieu thereof the numerals "2,538,075"

Purpose is to add funds for unemployment compensation.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1009 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1136, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 14, delete the underlined numeral "(1)" and insert in lieu thereof a comma

On page 1, line 15, after the word "occurs," insert the numeral "(1)"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1136 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1161, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 1, that the same be amended as follows:

On page 1, line 16, delete "Rate adjustment"

On page 1, delete all of lines 17 through 19

On page 2, line 11, delete the beginning triple parentheses before the word "sum"

On page 2, line 12, insert triple parentheses around the words "thirty-six" and insert in lieu thereof the words "seventy-two"

On page 2, line 13, delete the ending triple parentheses after the word "employer" and all the underlined language

On page 2, line 14, delete all the underlined language

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1161 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1179, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 2, delete the words "and a new subsection to section 50-24.1-02"

On page 1, line 5, after the word "recipients" insert a semicolon and also in line 5, following the word "and" insert the words "to amend and reenact section 50-24.1-02 of the North Dakota Century Code, relating to eligibility for medical assistance and to provide for"

On page 1, underscore lines 17 through 24

On page 2, underscore lines 1 through 3

On page 2, delete lines 4 through 18 and insert in lieu thereof the following:

SECTION 2. AMENDMENT.) Section 50-24.1-02 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

50-24.1-02. ELIGIBILITY.) Within the limits of legislative appropriations, (((Medical))) medical assistance may be paid for any person who either has income and resources insufficient to meet the costs of necessary medical care and services or is eligible for or is receiving financial assistance under chapter 50-09 or Title XVI of the Social Security Act, as amended, and:

1. (((Is eligible for or is receiving financial assistance under chapter 50-09 or Title XVI of the Social Security Act, as amended))) Has not at any time before or after making application for medical assistance made an assignment or transfer of property for the purpose of rendering himself eligible for assistance under this chapter; (((or)))

2. ((Has income or resources insufficient to meet the cost of necessary medical care and services, has not at any time before or after making application for medical assistance made an assignment or transfer of property for the purpose of rendering himself eligible for assistance under this chapter, and))) Has applied or agrees to apply all proceeds received or receivable by him or his eligible spouse from automobile accident medical benefits coverage and private health care coverage to the costs of medical care for himself and his eligible spouse and children. The social service board may require from any applicant or recipient of medical assistance the assignment of any rights accruing under automobile medical benefits coverage or private health care coverage. Any rights or amounts so assigned shall be applied against the cost of medical care paid on behalf of the recipient under this chapter. The assignment is not effective as to any carrier before the receipt of notice of assignment by such carrier (((.))) and

3. Is eligible under rules and regulations established by the social service board.

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1179 was placed on the 6th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1241, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same be amended as follows:

On page 3, line 6 delete the word "discrimination" and insert in lieu thereof the word "discrimination"

On page 3, line 8 delete the words "including those served"

On page 4, line 24 delete the word "may" and insert in lieu thereof the word "shall"

On page 5, line 9 delete the word "wellbeing" and insert "well being"

On page 6, line 16 delete the word "OVER" and insert in lieu thereof the word "FOR"

On page 6, line 24 delete the word "less" and after the word "height" insert the word "less"

On page 7, line 8 delete the word "MAY" and insert in lieu thereof the word "TO"

On page 7, after the line 28, insert the following:

"49-10.1-16. INTOXICATED ENGINEER OR CONDUCTOR — PENALTY.) Every person who is intoxicated while in charge as engineer of a locomotive engine or while acting as a conductor or driver upon any railroad train or car is guilty of a class A misdemeanor."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1241 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1281, has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1281 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1286, has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 34, of the engrossed bill, delete the word "five" and insert in lieu thereof the word "two"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1286 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1295, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1295 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1296, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1296 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1324, has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 8, delete the word "fees" and also on line 8, delete the words "any matriculation, graduation," and insert in lieu thereof the words "the normal registration"

On page 2, line 9, delete the words "activity, term, or incidental"

On page 2, line 10, after the word "include" insert the following language "graduation, activity, or incidental fees,"

On page 3, line 18, after the word "reimbursing" add the following words "appropriate schools for"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

And re-refer to the Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1324 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1353, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1353 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1386, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1386 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1399, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1399 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1400, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1400 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1411, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1411 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1433, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1433 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1445, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1445 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1515, has had the same under consideration and recommends, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. GENGLER, Chairman

House Bill No. 1515 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2103, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2103 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2119, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2119 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 3016, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, following line 19 insert the following language:

“BE IT FURTHER RESOLVED, that Congress is urged to continue a study of the environmental impacts caused by the Garrison Diversion Unit and to implement the study results in completing the project; and

BE IT FURTHER RESOLVED, that special consideration is urged to allow a landowner affected by the canal to obtain an irrigation permit even though such landowner does not belong to an irrigation district; and

BE IT FURTHER RESOLVED, that Congress is urged to make financial restitution to affected counties and school districts for tax losses resulting from land being taken over by the project; and

BE IT FURTHER RESOLVED, that Congress is urged to bar all federal agencies from acquiring further land for wildlife related purposes in conjunction with the Garrison Diversion Unit; and

BE IT FURTHER RESOLVED, that all necessary modifications in Garrison Diversion project design be undertaken to ensure the use of enclosed pipelines where feasible for those water conveyance features of the Garrison Diversion Unit remaining to be completed; and

BE IT FURTHER RESOLVED, that the Legislative Assembly urges Congress and the agencies responsible for the development of Garrison Diversion to expeditiously implement the necessary changes to resolve

the controversies that may delay the completion of this project, and that the Legislative Assembly pledges the assistance and cooperation of the State of North Dakota towards such efforts."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. WINGE, Chairman

House Concurrent Resolution No. 3016 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4019, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do not pass.

REP. WINGE, Chairman

Senate Concurrent Resolution No. 4019 was placed on the 11th order of business on the calendar for the succeeding legislative day.

FIRST READING OF A HOUSE RESOLUTION

Rep. Metzger introduced:

House Concurrent Resolution No. 3062. A concurrent resolution for the amendment of the Constitution of the State of North Dakota, relating to limiting the number of terms a person may serve in the North Dakota Senate and the North Dakota House of Representatives.

Was read the first time and referred to the committee on Constitutional Revision.

FIRST READING OF SENATE BILLS

Senate Bill No. 2046. A Bill for an Act prohibiting public employees from engaging in political activities while such employees are on duty or in uniform; to amend and reenact section 39-01-05 of the North Dakota Century Code, relating to allowing state officers and employees to collect expenses while engaged in state activities but disallowing state officers and employees from collecting expenses while engaged in political activities; and to repeal sections 40-44-09, 50-06.1-12, and 54-23-52 of the North Dakota Century Code, relating to prohibiting municipal employees under a local civil service system from engaging in political activities and prohibiting the officers and employees of the department of vocational rehabilitation and the director of institutions' office from engaging in political activities.

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

Senate Bill No. 2117. A Bill for an Act to amend and reenact section 58-02-25 of the North Dakota Century Code, relating to the dissolution of an organized township.

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

Senate Bill No. 2215. A Bill for an Act to amend and reenact section 52-11-01 of the North Dakota Century Code, relating to the retirement program for the unemployment compensation division, state employment service, and North Dakota national guard.

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

Senate Bill No. 2216. A Bill for an Act authorizing the state of North Dakota acting by the North Dakota employment security bureau to sell and convey lots seventeen, eighteen, nineteen, and twenty in block

twenty-two of Brooklyn Addition to the City of Minot, Ward County, North Dakota.

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

Senate Bill No. 2217. A Bill for an Act to amend and reenact subsection 5 of section 52-01-01 of the North Dakota Century Code relating to the definition of "benefit year" for purposes of unemployment compensation.

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

Senate Bill No. 2225. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the contents of number plates, size of letters and numerals on plates; and to provide an exception to annual validation evidence for certain number plates.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2237. A Bill for an Act to amend and reenact section 12.1-04-02 of the North Dakota Century Code, relating to intoxication as a defense to a criminal charge.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2281. A Bill for an Act to create and enact a new section to chapter 54-10 of the North Dakota Century Code, granting authority to the state auditor to examine information relating to operations of governmental units subject to audit.

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

Senate Bill No. 2289. A Bill for an Act to amend and reenact section 46-03-10 of the North Dakota Century Code, relating to arranging laws for publication and providing for adding equivalent metric measurements to laws containing customary measurements.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4036. A concurrent resolution congratulating Mr. Lawrence Welk for his achievements and dedication to North Dakota.

Was read the first time.

Rep. VanderVorst moved that the rules be suspended, that Senate Concurrent Resolution No. 4036 not be referred to committee, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4036. A concurrent resolution congratulating Mr. Lawrence Welk for his achievements and dedication to 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.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4038. A concurrent resolution offering a paean of praise to the press and declaring Thursday, February 10, 1977, as North Dakota Editors Day at the Forty-fifth Legislative

Assembly, and welcoming Mr. Jack Landau, a distinguished journalist and Washington-based syndicated columnist, to North Dakota.

Was read the first time.

Rep. Kretschmar moved that the rules be suspended, that Senate Concurrent Resolution No. 4038 not be referred to committee, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4038. A concurrent resolution offering a paean of praise to the press and declaring Thursday, February 10, 1977, as North Dakota Editors Day at the Forty-fifth Legislative Assembly, and welcoming Mr. Jack Landau, a distinguished journalist and Washington-based syndicated columnist, to 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.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4039. A concurrent resolution congratulating the city of Stanley on its upcoming Seventy-fifth Anniversary celebration.

Was read the first time.

Rep. Meiers moved that the rules be suspended, that Senate Concurrent Resolution No. 4039 not be referred to committee, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4039. A concurrent resolution congratulating the city of Stanley on its upcoming Seventy-fifth Anniversary celebration.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged.

House Concurrent Resolution No. 3035

LEO LEIDHOLM, Secretary

Senate Chamber

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

Senate Bill No. 2061

Senate Bill No. 2204

Senate Bill No. 2206

Senate Bill No. 2207

Senate Bill No. 2220

Senate Bill No. 2224

Senate Bill No. 2235

Senate Bill No. 2242

Senate Bill No. 2247

Senate Bill No. 2267

Senate Bill No. 2276
Senate Bill No. 2314
Senate Bill No. 2315

LEO LEIDHOLM, Secretary
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. 2021
Senate Bill No. 2023

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. 1028
House Bill No. 1255
House Bill No. 1257
House Bill No. 1333
House Concurrent Resolution No. 3042
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3048

ROY GILBREATH, Chief Clerk

Rep. Kretschmar moved that the House stand recessed until 1:00 p.m., Tuesday, February 1, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTIETH DAY AFTER RECESS AND TWENTY-FIRST DAY

Bismarck, February 1, 1977

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1172

House Bill No. 1235

House Bill No. 1340

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy 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. 1088

And find the same correctly Re-engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Winge moved that the House reconsider its action by which the amendments to House Bill No. 1110 were adopted, which motion prevailed.

Rep. Winge moved that the House reconsider the committee recommendations on House Bill No. 1110, and that House Bill No. 1110 be re-referred to the Committee on Natural Resources, which motion prevailed.

Rep. Gackle moved that House Bill No. 1301 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Gackle moved that House Bill No. 1301 be re-referred to the Committee on Education, which motion prevailed.

RECOGNITIONS

Rep. Mushik announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Carl G. Keidel and Rep. Keidel was thereupon introduced to the House.

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ernest R. Hafner, and Rep. Hafner was thereupon introduced to the House.

Rep. Strinden moved that the rules be suspended, and the Sixth and Eleventh Orders of Business on the calendar for consideration after 2:00

● DOTZENROD	● LARSON, B. #12	● POWERS	● MR. SPEAKER
● DuBORD	● LARSON, G. #29	● RAU	
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRÖNNBERG	● MARDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

The motion prevailed.

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, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1265 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1266, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1266 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1298, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1298 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1302, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 24 delete the word "solemnly" and insert the word "solemnly"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1302 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1313, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same be amended as follows:

On page 1, line 23, insert triple parentheses around the word "the" and also on line 23, insert triple parentheses around the second word "of"

On page 1, line 24, insert triple parentheses around the word "of"

On page 2, line 1, insert triple parentheses around the word "the" and also on line 1, insert beginning triple parentheses before the word "of" and also on line 1, delete beginning triple parentheses before the word "twenty-one"

On page 2, line 6, insert triple parentheses around the word "do" and insert in lieu thereof the word "does"

On page 2, line 23, insert triple parentheses around the word "live" and insert in lieu thereof the word "lives"

On page 2, line 26, insert triple parentheses around the word "live" and insert in lieu thereof the word "lives"

On page 2, line 27, insert triple parentheses around the first word "of" And when so amended, recommends the same do pass.

And be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1313 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1329, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1329 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1338, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1338 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1381, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same do pass.

And be re-referred to the committee on Appropriations.

REP. RYLANCE, Chairman

House Bill No. 1381 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1472, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1472 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1493, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1493 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1498, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1498 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1505, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

And be re-referred to the committee on Appropriations.

REP. RYLANCE, Chairman

House Bill No. 1505 was re-referred to the Committee on Appropriations.

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, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

And be re-referred to the committee on Appropriations.

REP. RYLANCE, Chairman

House Bill No. 1518 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1526, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1526 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1564, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same be amended as follows:

On page 1, line 13, delete the words "the amount of income received by"

On page 1, delete all of lines 14-20

On page 1, line 21, delete "(2) Reduced by"

On page 1, line 22, delete the word "three" and insert in lieu thereof "two"

On page 2, line 3, delete the numeral "(3)" and insert in lieu thereof "(2)"

On page 2, line 5, delete the beginning triple parentheses before the word "performed"

On page 2, line 6, delete the ending triple parentheses after the word "duty"

On page 2, line 12, delete the word "paragraphs" and insert in lieu thereof "paragraph" and also on line 12 delete the word "and"

On page 2, line 13, delete the following "(2) of this subdivision"

And renumber the lines, pages, and subsections accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1564 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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

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

ROY GILBREATH, Chief Clerk

TWENTY-FIRST DAY

Bismarck, February 1, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

Prayer was offered by Rev. Ira Herzberg, Pastor, Calvary United Methodist Church, Bismarck.

The roll was called, and all members were present except Reps. L. Hausauer, Kelly, Richie and Strinden.

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, and finds the same to be correct.

REP. TINJUM, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1353. 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, providing an income tax deduction for residential utility bills; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 91; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRÖNNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVYRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

House Bill No. 1386. A Bill for an Act to require a statement of printing costs on all public reports and documents.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 11; nays, 85; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•

BACKES	•	KELLY	•	MUND	•	TWETEN	•
BEAUCLAIR	•	KERMOTT	•	MURPHY	•	UNHJEM	•
BENEDICT	•	KLOUBEC	•	MUSHIK	•	VANDER VORST	•
BERG	•	KNUDSON	•	NICHOLAS	•	WAGNER	•
BERGER	•	KRETSCHMAR	•	NORDBY	•	WALSH	•
BLACK	•	KUCHERA	•	OLSON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAH	•	WENTZ	•
CONMY	•	LANGLEY	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•
DOTZENROD	•	LARSON, B. #12	•	POWERS	•		
DUBORD	•	LARSON, G. #29	•	RAU	•	MR. SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIA	•	RICHIE	•		
GACKLE	•	LOKKEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEH	•		
GERI	•	MARXEN	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A. #49	•	MATCHIE	•	SCHUETT	•		
HAUSAUER, L. #25	•	McCAFFREY	•	SCOFIELD	•		
HERMAN	•	McGAUVRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STENEHJEM	•		
HICKLE	•	MERTENS	•	STRINDEN	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

House Bill No. 1399. A Bill for an Act to amend and reenact section 1-03-01 of the North Dakota Century Code, relating to holidays. Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 72; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH	•
BLACK	•		KUCHERA	•		OLSON	•	WEBER	•
CHRISTENSEN	•		LANG	•		OPEDAH	•	WENTZ	•
CONMY	•		LANGLEY	•		O'SHEA	•	WINGE	•
CRABTREE	•		LARDY	•		PETERSON	•	WINKJER	•
DOTZENROD	•		LARSON, B. #12	•		POWERS	•		
DUBORD	•		LARSON, G. #29	•		RAU	•	MR. SPEAKER	•
EAGLES	•		LAUGHLIN	•		REED	•		
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSIA	•		RICHIE	•		
GACKLE	•		LOKKEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEH	•		
GERI	•		MARXEN	•		ROCHELEAU	•		
GRONNEBERG	•		MARSDEN	•		RUED	•		
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•		
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•		
HERMAN	•		McGAUVRAN	•		SOLBERG	•		
HERSLIP	•		MEIERS	•		STENEHJEM	•		
HICKLE	•		MERTENS	•		STRINDEN	•		
HILL	•		METZ	•		SWIONTEK	•		
HORGAN	•		METZGER	•		THORSGARD	•		
JACOBSON	•		MEYER	•		TIMM	•		

So the bill lost.

House Bill No. 1400. 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, providing an adjustment to taxable income for capital gains on the sale of residences by senior citizens.

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, 75; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERI			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHIETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVYRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill lost.

MOTION

Rep. Strinden moved that House Bill No. 1340 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1340. A Bill for an Act to amend and reenact sections 40-46-04, 40-46-06, 40-46-09, 40-46-13, 40-46-20, and 40-46-27 of the North Dakota Century Code, relating to employees' pension plans in 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, 98; nays, 0; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERI			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHIETT					

HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

House Bill No. 1445. A Bill for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, to allow licensed retail establishments to sell alcoholic beverages to remain open as otherwise prescribed 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, 29; nays, 68; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
			ANDERSON			JOHNSON			MILLER			TINJUM
			BACKES			KELLY			MUND			TWETEN
			BEAULCLAIR			KRAMPT			MURPHY			UNHJEM
			BENEDICT			KLOUBEC			MUSHIK			VANDER VORST
			BERG			KNUDSON			NICHOLAS			WAGNER
			BERGER			KRETSCHMAR			NORBY			WALSH
			BLACK			KUCHERA			OLSON			WEBER
			CHRISTENSEN			LANG			OPEDAIN			WENTZ
			CONMY			LANGLEY			O'SHEA			WINGE
			CRABTREE			LARDY			PETERSON			WINKJER
			DOTZENROD			LARSON, B. #12			POWERS			
			DUBORD			LARSON, G. #29			RAU			MR SPEAKER
			EAGLES			LAUGHLIN			REED			
			ERICKSON			LEE			RICHARD			
			FLEMING			LUPSEA			RICHIE			
			GACKLE			LOKKEN			RICHTER			
			GENGLER			LUNDENE			RIEHL			
			GERL			MAIXNER			ROCHELEAU			
			GRONNEBERG			MARSDEN			RUED			
			GUNDERSON			MARTIN, C. #38			RUSSELL			
			GUNSCH			MARTIN, G. #43			RYLANCE			
			HAUGLAND			MARTINSON			SCHINDLER			
			HAUSAUER, A. #49			MATCHIE			SCHIETT			
			HAUSAUER, L. #25			McCAFFREY			SCOFIELD			
			HERMAN			McGAUVRAN			SOLBERG			
			HERSLIP			MEIERS			STENEJEM			
			HICKLE			MERTENS			STRINDEN			
			HILL			METZ			SWIONTEK			
			HORGAN			METZGER			THORSGARD			
			JACOBSON			MEYER			TIMM			

So the bill lost.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4019. A concurrent resolution urging acceleration of the Garrison Diversion Project.

Was read the second time.

Rep. Strinden requested unanimous consent of the House to amend Senate Concurrent Resolution No. 4019, which request was granted.

Rep. Strinden then moved that Senate Concurrent Resolution No. 4019 be amended as follows:

On page 2, after line 25, insert the following:

"BE IT FURTHER RESOLVED, that the Legislative Assembly urges Congress and the agencies responsible for the development of Garrison Diversion to expeditiously implement the necessary changes to resolve the controversies that may delay the completion of this project, and that the Legislative Assembly pledges the assistance and cooperation of the State of North Dakota towards such efforts; and"

And renumber the lines and pages accordingly.

Which motion prevailed.

Rep. Strinden moved that the rules be suspended, and that Senate Concurrent Resolution No. 4019 as amended be placed on second reading and final passage, which motion prevailed.

The question being on the final adoption of the resolution, as amended. So the Senate Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1004. Personal Property Tax Replacement and Homestead Tax Credit — A Bill for an Act to provide an appropriation for the replacement of personal property taxes and homestead tax credit, and the distribution of such moneys.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAYNER			● ROCHELEAU					
● GRONNEBERG			● MAARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENERJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1088. A Bill for an Act to create and enact a new subsection to section 57-15-56 of the North Dakota Century Code, relating to nonprofit senior citizens' organizations obtaining bonding coverage through the state bonding fund; 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, 4; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		

● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN C. #38	● RUSSELL
● GUNSCH	● MARTIN G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1235. A Bill for an Act to create and enact three new sections to chapter 55-08, relating to the functions of the recreation division of the North Dakota parks and recreation department and the outdoor recreation interagency council; to amend and reenact section 55-08-01 of the North Dakota Century Code, relating to the combination of the North Dakota park service and the state outdoor recreation agency into the North Dakota parks and recreation department; and to repeal chapter 53-07 of the North Dakota Century Code, relating to the state outdoor recreation agency.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND.			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONWAY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RALU					
● EAGLES			● LAUGHLIN			● REED			● MR. SPEAKER		
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN C. #38			● RUSSELL					
● GUNSCH			● MARTIN G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1281. A Bill for an Act to provide for the payment of school aid for any high school student on active duty while a member of the North Dakota national guard.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAIN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1295. A Bill for an Act to amend and reenact section 43-34-05 of the North Dakota Century Code, relating to license fees for nursing home administrators. 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAIN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1296. A Bill for an Act to enact the Uniform Disclaimer of

Transfers under Nontestamentary Instruments Act relating to the disclaimer of interests under a nontestamentary instrument, contract, or power of appointment.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERAMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS		●	● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON		●	● WEBER		●
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		●
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANC					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1411. A Bill for an Act to create and enact a new section to chapter 54-18 of the North Dakota Century Code, exempting the North Dakota mill and elevator association from the securities act when it acts in the performance of its marketing functions.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERAMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANC					

HAUGLAND	MARTINSON	SCHINDLER
HAUSAUER, A. #49	MATCHIE	SCHUETT
HAUSAUER, L. #25	MCCAFFREY	SCOFIELD
HERMAN	MCGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

House Bill No. 1433. A Bill for an Act to amend and reenact section 52-04-06 of the North Dakota Century Code, relating to unemployment compensation contribution rates, to provide an effective date, and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 7; absent and not voting, 6.

REGULAR SESSION									ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
ANDERSON			JOHNSON			MILLER			TINJUM					
BACKES			KELLY			MUND			TWETEN					
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM					
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST					
BERG			KNUDSON			NICHOLAS			WAGNER					
BERGER			KRETSCHMAR			NORDBY			WASH					
BLACK			KUCHERA			OLSON			WEBER					
CHRISTENSEN			LANG			OPEDAHL			WENTZ					
CONMY			LANGL			O'SHEA			WINGE					
CRABTREE			LARDY			PETERSON			WINKER					
DOTZENROD			LARSON, B. #12			POWERS								
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER					
EAGLES			LAUGHLIN			REED								
ERICKSON			LEE			RICHARD								
FLEMING			LIPSIEA			RICHIE								
GACKLE			LOKKEN			RICHTER								
GENGLER			LUNDENE			RIEHL								
GERL			MAXNER			ROCHELEAU								
GRONNEBERG			MARSDEN			RUD								
GUNDEKSON			MARTIN, C. #38			RUSSELL								
GUNSCH			MARTIN, G. #43			RYLANCE								
HAUGLAND			MARTINSON			SCHINDLER								
HAUSAUER, A. #49			MATCHIE			SCHUETT								
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD								
HERMAN			MCGAUVRAN			SOLBERG								
HERSLIP			MEIERS			STENEJEM								
HICKLE			MERTENS			STRINDEN								
HILL			METZ			SWIONTEK								
HORGAN			METZGER			THORSGARD								
JACOBSON			MEYER			TIMM								

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. 2103. A Bill for an Act to amend and reenact sections 43-28-03 and 43-28-04 of the North Dakota Century Code, relating to the term of office of members of the state board of dental examiners, and the qualifications and appointment of members of the 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, 95; nays, 0; absent and not voting, 5.

REGULAR SESSION									ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
ANDERSON			JOHNSON			MILLER			TINJUM					
BACKES			KELLY			MUND			TWETEN					
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM					
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST					
BERG			KNUDSON			NICHOLAS			WAGNER					

● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAH	● WENTZ ●
● CONNY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B #12	● POWERS	
● DUBORD	● LARSON, G #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE ●	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL ●	
● GERL	● MAIXNER	● ROCHELEAU	
● GRÖNNBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C #38	● RUSSELL	
● GUNSCH	● MARTIN, G # 43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A #49	● MATCHIE	● SCHUH	
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2119. A Bill for an Act to amend and reenact section 21-10-02 of the North Dakota Century Code, relating to the power of the state investment board to enter into lending of securities agreements.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER					TINJUM ●
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEK			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ ●		
● CONNY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE ●			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL ●					
● GERL			● MAIXNER			● ROCHELEAU					
● GRÖNNBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G # 43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Schuett introduced:

House Concurrent Resolution No. 3063. A concurrent resolution directing a Legislative Council study of the organization and financing of special education.

Was read the first time and referred to the committee on Education.
Rep. Gackle introduced:

House Concurrent Resolution No. 3064. A concurrent resolution directing the legislative council to study proposals for legislation to be submitted to it by the state board of equalization relating to classification of property for purposes of taxation.

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

Reps. Meiers and Maixner introduced:

House Concurrent Resolution No. 3065. A concurrent resolution directing the Legislative Council to conduct a study of the feasibility and desirability of regulating the practice of estate planning in the State of North Dakota.

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

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. 2100

Senate Bill No. 2134

Senate Concurrent Resolution No. 4017

Senate Concurrent Resolution No. 4036

Senate Concurrent Resolution No. 4038

Senate Concurrent Resolution No. 4039

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. 1044

House Bill No. 1045

House Bill No. 1079

House Bill No. 1114

House Bill No. 1183

House Bill No. 1200

House Bill No. 1214

House Bill No. 1216

House Bill No. 1254

House Bill No. 1259

House Bill No. 1260

House Bill No. 1297

House Bill No. 1323

House Bill No. 1325

House Bill No. 1326

House Bill No. 1328

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1020

House Bill No. 1039

House Bill No. 1051

LEO LEIDHOLM, Secretary

Senate Chamber

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

Senate Bill No. 2045
 Senate Bill No. 2158
 Senate Bill No. 2167
 Senate Bill No. 2246
 Senate Bill No. 2259
 Senate Bill No. 2277
 Senate Bill No. 2290
 Senate Bill No. 2310

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1033
 House Bill No. 1036
 House Bill No. 1052
 House Bill No. 1054
 House Bill No. 1064

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1033

On page 1, line 16, after the word "person" insert the following: "qualified in the law or possessing knowledge or expertise in the subject matter of the hearing"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1036

On page 1, line 15, after the word "exceed" delete the word "ten" and insert in lieu thereof the word "five"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1052

On page 1, line 14, delete the word "twelve" and insert in lieu thereof the word "six"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1054

On page 2, line 18, delete the word "limits" and insert in lieu thereof the following: "limit, or any extension thereof,"

On page 2, line 19, after the word "dismissed" delete the remainder of the line

On page 2, delete all of lines 20 through 22

On page 2, line 23, delete the following: "the child is assisted by counsel"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1064

On page 2, line 2, after the word "requested" delete the remainder of the line

On page 2, delete all of lines 3 through 5

On page 2, line 6, delete the following: "less than twenty-five members"

And renumber the lines and pages accordingly.

Rep. Strinden moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand

recessed until 1:30 p.m., Wednesday, February 2, 1977, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2061. A Bill for an Act to create a continuing interim committee of the legislative council to study and report on measures and proposals affecting retirement systems and funds which exist for the benefit of public employees; and to declare an emergency.

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

Senate Bill No. 2204. A Bill for an Act to amend and reenact subsection 3 of section 40-22-31 of the North Dakota Century Code, relating to conditions of contractor's bond.

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

Senate Bill No. 2206. A Bill for an Act to amend and reenact section 27-02-23 of the North Dakota Century Code, relating to decisions and opinions of the North Dakota Supreme Court, and to repeal section 27-03-09 of the North Dakota Century Code, relating to the filing of syllabus and furnishing same to publishers of daily newspapers, and declaring an emergency.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2207. A Bill for an Act to create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to dispensing prescription drugs.

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

Senate Bill No. 2220. A Bill for an Act to amend and reenact section 52-06-33 of the North Dakota Century Code relating to recovery and recoupment of unemployment compensation benefits.

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

Senate Bill No. 2224. A Bill for an Act to amend and reenact subsection 1 of section 51-18-01, section 51-18-02, 51-18-03, 51-18-04, 51-18-05, 51-18-06, and 51-18-07 of the North Dakota Century Code, relating to the definition of a door-to-door sale, method of cancellation, referral sales, agreement requirements, evidence of indebtedness, disposition of goods, and responsibilities of a buyer.

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

Senate Bill No. 2235. A Bill for an Act to create and enact two new sections to chapter 57-01 and a new section to chapter 57-37.1 of the North Dakota Century Code, relating to confidentiality of tax information obtained from the United States secretary of the treasury and to North Dakota estate and income tax returns; and to amend and reenact subsection 1 of section 57-38-34 and subsection 1 of section 57-38-57 of the North Dakota Century Code, relating to income tax returns and the confidentiality thereof.

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

Senate Bill No. 2242. A Bill for an Act to amend and reenact section 15-39.1-23 and subsection 1 of section 15-39.1-24 of the North Dakota Century Code relating to the teachers' fund for retirement, civil penalties for the

failure of employing units to make required reports and credit for out-of-state teaching.

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

Senate Bill No. 2247. A Bill for an Act to amend and reenact section 57-38.2-02 of the North Dakota Century Code, relating to eligibility for income averaging; and to provide for an effective date.

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

Senate Bill No. 2267. A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction and improvement of parking lot facilities at the state school of science at Wahpeton, to provide for a student facility fee, and to provide an appropriation.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2276. A Bill for an Act to amend and reenact section 47-16-36 of the North Dakota Century Code, relating to the duty of a lessee to have a terminated or forfeited oil, gas, or other mineral lease recorded and allowing a lessor to record an affidavit of forfeiture upon failure of lessee to do so; and providing for a change from an affidavit of forfeiture to a satisfaction of lease.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2314. A Bill for an Act to amend and reenact subsection 1 of section 15-53.1-11 of the North Dakota Century Code, relating to compensation for county committee members.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2315. A Bill for an Act to amend and reenact section 15-38-03 of the North Dakota Century Code, relating to teacher's register in school districts.

Which was read the first time and referred to the Committee on Education.

The House stood recessed until 1:30 p.m., Wednesday, February 2, 1977, pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk

TWENTY-FIRST DAY AFTER RECESS AND
TWENTY-SECOND DAY

Bismarck, February 2, 1977

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Solberg 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. 1008
House Bill No. 1009
House Bill No. 1136
House Bill No. 1161
House Bill No. 1241
House Bill No. 1324

And find the same correctly Engrossed.

REP. WALSH, Chairman

Rep. Conmy 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. 1286

And find the same correctly Re-engrossed.

REP. WALSH, Chairman

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

MOTIONS

Rep. Stenhjem moved that the House reconsider its action by which it adopted the amendments to House Bill No. 1179, which motion prevailed.

Rep. Stenhjem moved that the House reconsider the recommendations of the Committee, and that House Bill No. 1179 be re-referred to the Committee on Social Welfare, which motion prevailed.

RECOGNITIONS

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Layton W. Freborg and Rep. Freborg was thereupon introduced to the House.

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Earl Rundle and Rep. Rundle was thereupon introduced to the House.

Speaker Solberg 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.

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Eldred

N. Dornacker and Rep. Dornacker was thereupon introduced to the House.

SIXTH ORDER OF BUSINESS

Rep. Winkjer moved that the amendments to House Bill No. 1302 as recommended by the Committee on Judiciary as printed on page 435 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1313 as recommended by the Committee on Education as printed on pages 435 and 436 of the House Journal be adopted, which motion prevailed.

House Bill No. 1313 was re-referred to the Committee on Appropriations.

Rep. Gackle moved that the amendments to House Bill No. 1564 as recommended by the Committee on Finance and Taxation as printed on page 437 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1329. A Bill for an Act to create and enact a new section to chapter 62-01 of the North Dakota Century Code, requiring firearms to be in cases or containers while being transported in any vehicle, with certain exceptions for authorized persons.

Which has been read, with the committee recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 91; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINNUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTHINSON	•		SCHINDLER	•				
HAUSALER, A. #40	•		MATCHIE	•		SCHLITT	•				
HAUSAMER, L. #25	•		McAFFREY	•		SCOFIELD	•				
HERMAN	•		McGALLVRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENEHJEM	•				
HICKLE	•		MEIENS	•		STRINDEN	•				
HILL	•		METZ	•		SWIONTEK	•				
HORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1498. A Bill for an Act to create and enact a new section to chapter 54-06 of the North Dakota Century Code, relating to compensation for accumulated sick leave.

Which has been read, with the committee recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 78; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TAMM					

So the bill lost.

House Bill No. 1008. Budgets -- Commissioner of Insurance -- 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, as amended, the roll was called and there were ayes, 96; nays, 2; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					

● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSKARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

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

Rep. Kretschmar 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. 2045. A Bill for an Act to prohibit discrimination in employment because of race, color, religion, national origin, sex, age, or marital status; and providing a penalty.

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

Senate Bill No. 2158. A Bill for an Act to create a new section in title 65 relating to privacy of claimants' records; and to amend and reenact subsections 8, 17, 18, 19, 20, 21, and 22 of section 65-01-02, sections 65-01-03, 65-01-10, 65-02-05, 65-02-08, 65-04-17, 65-05-01, 65-05-02, 65-05-09, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-16, 65-05-17, 65-05-19, 65-05-21, 65-05-25, 65-05-26, 65-05-28, 65-05-30 and 65-07-01 of the North Dakota Century Code, relating to definitions, presumption of employee status, waiver of rights to compensation, office space for the bureau, rule-making power of the bureau, experience rating, filing of claims, form of claims, disability benefits, permanent impairment, scheduled injuries, partial loss of use, aggravation of pre-existing conditions, death benefits, death benefits to spouses and orphans, nondependency benefits, marriage settlement, lump sum settlement, burial expenses, medical examination of injured employees, release of medical information, and coverage of employers, volunteers, and the self-employed.

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

Senate Bill No. 2167. A Bill for an Act to amend and reenact subsection 1 of section 14-15-11 of the North Dakota Century Code, relating to persons entitled to notice of petition for adoption.

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

Senate Bill No. 2246. A Bill for an Act to create and enact sections 10-04-08.3, 10-04-10.1, and 10-04-16.1 of the North Dakota Century Code, relating to advisory activities, investigations and subpoenas, and unlawful representations concerning registration or exemption; to amend and reenact subsection 10 of section 10-04-02 of the North Dakota Century Code, relating to the definition of investment adviser; to amend and reenact subsection 9 of section 10-04-06 of the North Dakota Century Code, relating to a transactional exemption for limited offerings; to amend and reenact section 10-04-08.2 of the North Dakota Century Code, relating to advertising matter and regulations; to amend and reenact subsection 3 of section 10-04-10 of the North Dakota Century Code, relating to the registration of investment advisers; to amend and reenact subsection 4 of section 10-04-10 of the North Dakota Century Code, relating to refusal of registration; to amend and reenact subsection 5 of section 10-04-10 of the North Dakota Century Code, relating to record and renewal of registrations; to amend and reenact subsection 6 of section 10-04-10 of the North Dakota Century Code, relating to fees; to amend and reenact

section 10-04-11 of the North Dakota Century Code, relating to suspension or revocation of dealer's, salesman's, and investment adviser's registration; and to amend and reenact the introductory paragraph of section 10-04-12 of the North Dakota Century Code, relating to hearings.

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

Senate Bill No. 2259. A Bill for an Act to create and enact a new subsection to section 4-27-03 of the North Dakota Century Code, providing a definition for gross receipts; and to amend and reenact sections 4-27-04 and 4-27-06 of the North Dakota Century Code, relating to the composition of the dairy products promotion commission, and the assessments to be levied for the commission fund.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2277. A Bill for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to lease security deposits on real property and dwellings; the return of such deposits with interest upon termination of a lease; deposit amounts which may be withheld by a lessor and conditions under which amounts may be withheld; recovery by a lessee for wrongful withholding of security deposits; providing for transfer of security deposits upon a change of ownership; and binding the lessor holding the lease at the time of termination to return the security deposit.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2290. A Bill for an Act to provide for the office of the governor to coordinate and plan executive branch conversion to the metric system.

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

Senate Bill No. 2310. A Bill for an Act to create and enact a new subsection to section 57-39.2-04, to create and enact a new subdivision to subsection 9 of section 57-40.2-01, and to create and enact a new subsection to section 57-40.2-04 of the North Dakota Century Code; to amend and reenact subsection 3 of section 57-39.2-01 of the North Dakota Century Code, relating to sales or use tax on rented or leased tangible personal property; and to provide an effective date; and declaring an emergency.

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

The House adjourned, pursuant to Rep. Kretschmar's motion.

ROY GILBREATH, Chief Clerk

TWENTY-SECOND DAY

Bismarck, February 2, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Harold May, Evangel Temple, Bismarck, North Dakota.

The roll was called, and all members were present except Reps. Fleming, Gerl and L. Hausauer.

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

● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUBORD	● LARSON, G. #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MARCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1161. A Bill for an Act to create and enact a new section to chapter 65-04 of the North Dakota Century Code relating to the increase of base premium; and to amend and reenact section 65-04-04 of the North Dakota Century Code, relating to assessment of premiums based on the average wage in the state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 13; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND		●	● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERMA			● OLSON		●	● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER		●			
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER		●	● ROCHELEAU		●			
● GRONNEBERG			● MARSDEN		●	● RUED		●			
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MARCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ		●	● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD		●			
● JACOBSON			● MEYER			● TIMM		●			

So the bill passed and the title was agreed to.

House Bill No. 1241. A Bill for an Act to create and enact chapter 49-10.1 of the North Dakota Century Code relating to the regulation of railroads by the public service commission; to amend and reenact section 49-04-09 of the North Dakota Century Code, relating to long and short haul rates; and to repeal chapters 49-12, 49-13, 49-14, 49-15 and 49-17, and sections 49-16-01, 49-16-06, 49-16-07, 49-16-09 and 49-16-10 of the North Dakota Century Code relating generally to railroads.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1265. A Bill for an Act to create and enact a new section to chapter 27-08 of the North Dakota Century Code, requiring judges of county courts having increased jurisdiction to be learned in the 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, 91; nays, 4; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					

● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B #12	● POWERS	
● DuBORD	● LARSON, G #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C #38	● RUSSELL	
● GUNSCH	● MARTIN, G #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1298. A Bill for an Act to amend and reenact subsection 7 of section 27-23-03 of the North Dakota Century Code, and to amend and reenact section 27-23-12 of the North Dakota Century Code, relating to the power, authority, and responsibility of the commission on judicial qualifications and providing for administrative services by the administrator of the supreme court to such 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, 0; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOITT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DuBORD			● LARSON, G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1338. A Bill for an Act to provide for payroll deduction for dues to teacher representative organization.

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, 3.

08-04 and 54-06-10 of the North Dakota Century Code, relating to persons exempt from in-state travel limitations and the necessity of authorization of out-of-state travel.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANDER		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAULRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSKARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1526. A Bill for an Act to create and enact one new subsection to section 32-09-02 of the North Dakota Century Code, relating to the restriction on garnishment of earnings.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANDER		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		

HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
MORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

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. 1025, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 6, delete the words "and to provide an appropriation;" And renumber the lines and pages accordingly.
And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1025 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1062, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 22 after the word "find" and before the colon insert the words "that any of the following are present"
And renumber the lines and pages accordingly.
And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1062 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1072, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1072 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation 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 4, line 21, delete the word "eighteen" and insert in lieu thereof the word "sixty-two"
On page 5, delete all of line 17
On page 8, line 10, delete the numerals "13,400,000.00" and insert in lieu thereof "5,120,000.00"
On page 8, line 16, delete the numerals "80,000.00" and insert in lieu thereof "40,000.00"
And renumber the lines and pages accordingly.
And when so amended, recommends the same do pass, and be referred to the Committee on Appropriations.

REP. GACKLE, Chairman

House Bill No. 1159 was placed on the 6th order of business on the calendar for the succeeding legislative day.

MOTION

Rep. Strinden moved that the House be on the Fifth Order of Business, and at the conclusion of the Fifth Order of Business, the House be on the

Twelfth Order of Business, which motion prevailed.

REPORT OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1198, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1198 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1202, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 0, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1202 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1226, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 1 after the word "Act" delete the remainder of the line

On page 1, delete all of line 2

On page 1, line 3 delete "of pardon boards records;"

On page 1, line 6 delete "pardon and" and also delete the word "boards" and insert in lieu thereof the word "board"

On page 1, line 10 delete the numerals ", 12-55-15,"

On page 1, line 12 delete the words "requirements precedent to"

On page 1, line 13 delete the first word "parole,"

On page 1, delete all of lines 18 through 24

On page 2 delete all of lines 1 through 8

On page 8, line 1 delete the numerals ", 12-55-15,"

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1226 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1250, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1250 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1273, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 8; Absent, 2, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1273 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1279, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 1; Absent, 0, that the same be amended as follows:

On page 1, line 17, place triple parentheses around the word "five" and insert thereafter the word "seven" and after the word "thousand" insert the words "five hundred"

On page 2, line 10, insert triple parentheses around the word "three" and insert thereafter the word "four"

On page 2, line 15, insert triple parentheses around the word "seventy-five" and insert thereafter the word "eighty"

On page 2, line 17, insert triple parentheses around the word "one" and insert thereafter the word "three", and insert triple parentheses around the word "five" and insert thereafter the word "two"

On page 2, line 22, insert triple parentheses around the word "fifty" and insert thereafter the word "sixty"

On page 2, line 24, insert triple parentheses around the word "one" and insert thereafter the word "two"

On page 2, line 25, after the word "thousand" insert the words "four hundred"

On page 2, line 28, delete the word "seven" and insert in lieu thereof the word "six" and after the word "thousand" insert the words "five hundred"

On page 2, line 29, insert triple parentheses around the words "twenty-five" and insert thereafter the word "forty"

On page 2, line 31, insert triple parentheses around the word "five" and insert thereafter the words "one thousand six"

On page 2, after line 32, insert the following new subdivision:

"e. If the person's income is in excess of six thousand five hundred dollars and not in excess of seven thousand five hundred dollars, a reduction of twenty percent of the assessed valuation of the person's homestead up to a maximum reduction of eight hundred dollars of assessed valuation."

On page 3, line 8, insert triple parentheses around the word "five" and insert thereafter the word "seven"

On page 3, line 9, after the word "thousand" insert the words "five hundred"

On page 3, line 18, after the word "thousand" insert the words "five hundred"

On page 3, line 35, insert triple parentheses around the word "five" and insert thereafter the word "four"

On page 4, line 3, insert triple parentheses around the word "five" and insert thereafter the word "four"

On page 4, line 4, after the word "hundred" insert the words "seventy-five"

On page 4, line 27, delete the numerals "1,000,000.00" and insert in lieu thereof the numerals "3,000,000.00"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass, and be referred to the Committee on Appropriations.

REP. GACKLE, Chairman

House Bill No. 1279 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1284, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 1, that the same be amended as follows:

On page 1, line 2, following the word "Code" insert a comma

On page 1, line 4, following the word "law" insert the following "; and providing an appropriation"

On page 1, line 19, following the word "purposes" delete the following ", and includes the total cost of"

On page 1, line 20, delete the following "care in a hospital, sanitarium, or nursing home"

On page 1, following line 20, insert the following new section:

"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 \$250,000.00, or so much thereof may be necessary, to the state treasurer for the purpose of the reimbursement of counties for the homestead credit as increased by this Act, for the biennium beginning July 1, 1977 and ending June 30, 1979."

And renumber the lines, pages, and sections accordingly.

And when so amended, recommends the same do pass, and be referred to the Committee on Appropriations.

REP. GACKLE, Chairman

House Bill No. 1284 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1303, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1303 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1304, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1304 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1310, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 0; Absent, 3, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1310 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1321, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 6, line 19 insert a comma after the word "representative"

On page 17, line 31 after the word "by" insert the words "subdivision a of"

On page 18, line 12 delete the ending triple parentheses after the letter "d." and also delete the numeral "(4)"

On page 18, line 19 insert ending triple parentheses after the word "occurred."

On page 18, line 32 after the word "by" insert the words "subdivision a of"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1321 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1330, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16, after the word "children." insert the following language: "This home intervention program will be carried out by college or university trained teachers of the deaf, speech pathologists or audiologists."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1330 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1347, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1347 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1356, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 1; Absent, 4, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1356 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1364, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. WINKJER, Chairman

House Bill No. 1364 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1367, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1367 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1370, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1370 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1372, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1372 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1426, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same be amended as follows:

On page 1, line 15 place triple parentheses around 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. WINKJER, Chairman

House Bill No. 1426 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1485, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 4; Absent, 5, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1485 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1496, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 5; Absent, 3, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1496 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1538, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1538 was placed on the 11th order of business on the calendar for the succeeding legislative day.

TWELFTH ORDER OF BUSINESS

MOTIONS

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1033, which motion prevailed.

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1036, which motion prevailed.

Rep. Winkjer moved that the House not concur on Senate amendments to House Bill No. 1052, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1052:

Rep. Eagles

Rep. Reed

Rep. Meiers

MOTION

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1054, which motion prevailed.

Rep. Rylance moved that the House not concur on Senate amendments

to House Bill No. 1064, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1064:

Rep. Rylance
Rep. Herslip
Rep. Gunderson

MOTIONS

Rep. Gengler moved that House Bill No. 1456 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that House Bill No. 1456 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Rylance moved that House Bill No. 1369 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Rylance moved that House Bill No. 1369 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 return herewith the following, which the House has amended:

Senate Bill No. 2121

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. 1069
House Bill No. 1111
House Bill No. 1124
House Bill No. 1174
House Bill No. 1205
House Bill No. 1230
House Bill No. 1239
House Bill No. 1253
House Bill No. 1343
House Bill No. 1348
House Bill No. 1349

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1040
House Bill No. 1078
House Bill No. 1101
House Bill No. 1107
House Bill No. 1117
House Bill No. 1119
House Bill No. 1122
House Bill No. 1123

LEO LEIDHOLM, Secretary

Senate Chamber

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

Senate Bill No. 2101
 Senate Bill No. 2228
 Senate Bill No. 2239
 Senate Bill No. 2265

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1076

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1076

On page 1 line 14 of the engrossed bill after the word dollars delete or one-tenth of one percent of a school district's

On page 1 line 15 of the engrossed bill delete approved budget, whichever is greater,

And renumber the lines accordingly.

Rep. Strinden moved that the House be on the 9th order of business, and at the conclusion of the 9th Order of Business, the House stand recessed until 1:00 p.m., Thursday, February 3, 1977, which motion prevailed.

FIRST READING OF A HOUSE RESOLUTIONS

Rep. Unhjem introduced:

House Concurrent Resolution No. 3066. A concurrent resolution directing a Legislative Council study of the Social Service Board program plan and needs assessment survey.

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

House stood recessed until 1:00 p.m., Thursday, February 3, 1977, pursuant to the motion of Rep. Strinden.

ROY GILBREATH, Chief Clerk

TWENTY-SECOND DAY AFTER RECESS AND TWENTY-THIRD DAY

Bismarck, February 3, 1977

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1302

House Bill No. 1313

House Bill No. 1564

And find the same correctly Engrossed.

REP. WALSH, Chairman

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

Rep. Strinden moved that the rules be suspended, and those bills on the Sixth and Eleventh Orders shown on the calendar for consideration after 2:00 p.m., be moved up on the calendar for consideration before 2:00 p.m., which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Knudson moved that the amendments to House Bill No. 1025 as recommended by the Committee on Education as printed on page 465 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1062 as recommended by the Committee on Judiciary as printed on page 465 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1159 as recommended by the Committee on Finance and Taxation as printed on page 465 of the House Journal be adopted, which motion prevailed.

House Bill No. 1159 was re-referred to the Committee on Appropriations.

Rep. Winkjer moved that the amendments to House Bill No. 1226 as recommended by the Committee on Judiciary as printed on page 466 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1279 as recommended by the Committee on Finance and Taxation as printed on page 467 of the House Journal be adopted, which motion prevailed.

House Bill No. 1279 was re-referred to the Committee on Appropriations.

Rep. Gackle moved that the amendments to House Bill No. 1284 as recommended by the Committee on Finance and Taxation as printed on pages 467 and 468 of the House Journal be adopted, which motion prevailed.

House Bill No. 1284 was re-referred to the Committee on Appropriations.

● EAGLES	● LAUGHLIN	● REED
● ERICKSON	● LEE	● RICHARD
● FLEMING	● LIPSIEA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUD
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Gackle moved that House Bill No. 1564 be placed at the foot of the calendar, which motion prevailed.

Rep. Strinden moved that the House stand at ease to receive the Senate in Joint Session, which motion prevailed.

JOINT SESSION

Rep. Strinden moved that the Joint Session of the North Dakota Legislature be now convened, which motion prevailed.

Rep. Strinden moved that a committee of two be appointed to escort the Hon. Wayne Sanstead to the rostrum, which motion prevailed.

Speaker Solberg appointed Reps. Mushik and Kretschmar to such committee, and Lt. Gov. Sanstead was escorted to the rostrum.

Speaker Solberg relinquished the chair to President of the Senate Sanstead.

Rep. Strinden moved that a committee of two be appointed to escort the Hon. Arthur A. Link, Governor of North Dakota, to the rostrum, which motion prevailed.

President of the Senate Sanstead appointed Senators Thane and Barth to such committee, and Governor Link was escorted to the rostrum.

Rep. Strinden moved that a committee of two be appointed to escort the Hon. Dean Whiteway, Member of the Canadian Parliament representing the Selkirk District of Manitoba, to the rostrum, which motion prevailed.

President of the Senate Sanstead appointed Senator Nething and Rep. Backes to such committee, and the Hon. Dean Whiteway was escorted to the rostrum.

The Hon. Dean Whiteway was introduced to the Assembly by Governor Link.

Rep. Strinden moved that the following remarks be printed in the Journal, which motion prevailed.

REMARKS OF THE HON. DEAN WHITEWAY, MEMBER OF THE
CANADIAN PARLIAMENT,
REPRESENTING THE SELKIRK DISTRICT OF MANITOBA

"As I walked up to the podium I am sure you could see signs of my nervousness. What is not so visible is the excitement and great anticipation that I feel. The invitation to address this joint session is an historic event for me and a responsibility that I do not accept lightly. You, sir, and members present do me great honour.

"I am here because eight of my Conservative colleagues from Manitoba sent me.

"I am here because the Garrison is here, and I believe the Garrison is here to stay.

"True opinions can prevail only if the facts to which they refer are known; if they are not known, false ideas are just as effective as true ones; if not a little more so. Our discussions must reflect facts lest untruths kindle the emotions and reason becomes hopelessly lost in the flood of the passion of righteousness.

"To continue or resume debates that address themselves to the question of whether or not the Garrison should or should not be — is at best an academic exercise. Hence my statement of reality: the Garrison is here and we must deal with that fact.

"I am here because I and my colleagues want to apologize to the legislators of North Dakota. On January 26, 1977 we sent you a telegram that requested the sponsors of Resolution No. 4019 to withdraw that resolution. To oppose the purpose and intent of the resolution was not wrong, but to interfere with the legislative process and rights of members of this State's government was improper. We were wrong to ask you to withdraw the resolution and we are sorry.

"I am here because my colleagues and I have fears — fears that the Garrison debate has the potential to polarize and slide from reason into emotion. There are those on both sides of the border who seek to pit your country against mine, and there are those who would employ every means of deception, of misrepresentation and distortion to do so. They tell Canadians that pollution is certain, they tell Americans that benefits are minimal and they tell both of us that bitterness and hostility is inevitable. We can believe them if we wish. But if we do believe them we have lost not only our commitment to the I.J.C., but also our common sense. We must resist the emotion of rhetoric. These are days that summon reasonable men with sound judgement. As for me and my colleagues, we stand four square with the judgement of the International Joint Commission.

"I am here because tolerance is paramount to understanding. We as leaders and lawmakers must instill within our people a sense of calm; a sense of understanding. Tolerance is resilient. It bends without breaking. It sways to the left or to the right but it will return to the point of normal balance. A tolerant and understanding people can be led a greater distance and to greater heights than a bitter people can be driven. Tolerance and understanding yearns for leaders not activists.

"I am here because my colleagues and I believe in the International Joint Commission.

"One of my old political science profs. used to say that those who possessed the greatest potential for uselessness were political scientists. Well, I'm one of those creatures. And I didn't in any way live up to my potential. The point I'm making is that I'm not an expert in any area of environmental studies and neither are my colleagues. I'm a legislator, a law maker. You were elected to enact laws that you believe to be in the best interest of the people of North Dakota. I think it is safe to say that this body supports the Garrison. By supporting this project you seek to enhance the quality of life. We seek only to protect the quality of life. Because you are bound by the limitations of your understanding of the technical arguments as are we — and because in times past differences arising over such matters have been successfully resolved by the I.J.C., the governments of the United States and Canada referred the Garrison to that body. We not only agreed, but we encouraged this move several years ago.

"Let me reiterate, we do not categorically oppose the Garrison Diversion Project. But we do and will, as you would fully anticipate, categorically oppose any violation of the Boundary Waters Treaty of 1909. Our electorate demand no more and you would expect no less.

"Let there be no misunderstanding. We firmly believe that the I.J.C. can and will resolve this issue. We are convinced that the three Canadians on the Board which is co-chaired by Canadian Norton James, can and will protect the interest of Canada, and more important we believe that the three Americans on the board under the co-chairmanship of Lester Lloyd will also protect the interests of Canadians, and be our vanguards for justice.

"This faith is not blind or unfounded. The track record of the I.J.C. is impressive. On this issue they have amassed an impressive number of experts and if the final report and recommendations are as thorough as the preliminary report, then Canadians have little to fear from the Garrison. The I.J.C. is resolved that its recommendations will answer every possibility of violation of our Treaty. My colleagues wanted me to impress this one fact upon you — we have trust in the I.J.C. and their ability and determination to protect what the Treaty guarantees, and we will endorse its recommendations. To ask such a group of experts to give direction and then to reject their wisdom would at best be foolhardy and irresponsible. In passing, let me say that the Garrison may well be as advantageous to Canada on the positive side, as we had feared in the negative.

"I am here because I and my colleagues believe that we are friends. Even the best of friends have their differences. In this case you are determined to have the benefits of the Garrison. That's good and right. On the other hand we are determined to prevent environmental damage. And that's good and right. But let it be known in no uncertain terms that we are both to uphold the terms of the Treaty. It is now apparent that with modifications both the U.S. and Canadians can win.

"No one need lose:

We will not allow the Garrison to divide us.

We will not pit American against Canadian.

We will not destroy our trust.

We will not erode our friendship.

It shall be resolved by the I.J.C.

"I and those who sent me are determined to have the Garrison weld our friendship and fuse our trust that shall be forever etched upon the minds of all North Dakotans and Manitobans.

"We can.

"And we will."

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

The House re-convened, with Speaker Solberg presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1081, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1081 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1102, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1102 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1110, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 19, delete the ending triple parentheses

On page 1, line 21, insert ending triple parentheses following the word "which" and insert the words "the official county newspaper where" and also on line 21, following the word "situated" insert the words "and in such other newspapers as the board shall deem appropriate"

On page 2, line 12, delete the ending triple parentheses

On page 2, line 14, insert ending triple parentheses following the word "which" and insert the words "the official county newspaper where" and also on line 14, following the word "situated" insert the words "and in such other newspapers as the board shall deem appropriate"

On page 2, line 31, following the word "situated" insert the words "and in such other newspapers as the board shall deem appropriate"

On page 3, line 4, place beginning triple parentheses before the word "former" and also on line 4, place ending triple parentheses after the first word "the"

On page 3, line 5, place triple parentheses around the word "them" and insert in lieu thereof the word "him" and also on line 5, place beginning triple parentheses before the word "their" and ending triple parentheses after the word "respective" and insert in lieu thereof the word "his"

On page 3, line 6, place triple parentheses around the word "dresses" and insert in lieu thereof the word "dress"

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1110 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1139, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1139 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1142, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same be amended as follows:

On page 1, line 14, after the word "laws" insert the following: "within specific appropriation limitations"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1142 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1147, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. WINGE, Chairman

House Bill No. 1147 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1218, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1218 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1261, has had the same under consideration and recommends, that the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1261 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1268, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 1, that the same be amended as follows:

On page 1, line 13, after the word "for" insert the word "the"

On page 1, line 14, delete the words "guardians whose children" and insert in lieu thereof the words "guardian of each child"

On page 1, line 15, delete the word "attend" and insert in lieu thereof the words "who attends a"

On page 1, line 16, delete the word "schools" and insert in lieu thereof the word "school"

On page 1, line 17, delete the words "programs at those schools are" and insert in lieu thereof the words "program at the school is"

On page 1, line 18, after the word "instruction" and before the period, insert the following: ", provided that only one such reduction shall be claimed for each child"

And renumber the lines accordingly.

And when so amended, recommends the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1268 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1269, has had the same under consideration and recommends, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1269 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1292, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1292 was placed on the 11th order of business on the

calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1301, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same be amended as follows:

On page 1, line 18, delete the beginning triple parentheses before the colon

On page 1, line 24, delete the ending triple parentheses after the word "There" and also on line 24, delete the word ", there"

On page 2, line 7, delete the beginning triple parentheses before the word "having"

On page 2, line 9, delete the ending triple parentheses after the word "census"

On page 2, line 11, place ending triple parentheses after the word "sixty" and insert in lieu thereof the word "fifty-five" and also on line 11, delete the ending triple parentheses after the word "percent" and also on line 11, delete the word "a"

On page 2, line 12, delete the word "majority"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1301 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1306, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 3; Absent, 2, that the same be amended as follows:

On page 1, line 13, after the word "law," insert the following new language: "Minimum state standards for health and safety applicable to school building construction shall apply to any rented or leased buildings, property or classroom space."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1306 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1341, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1341 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1354, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1354 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1357, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1357 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1358, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1358 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1359, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 21, delete "In addition, claims presented by the"

On page 2, after line 21, insert the following words "5. Claims presented by the"

And renumber the lines and pages and sections and subsections accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1359 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1363, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1363 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1375, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 8, after line 18 insert the following new subdivision: "d. A marriage between first cousins, whether the relationship is by the half or the whole blood."

On page 16, line 10 delete the period and insert "; or"

On page 21, line 21 delete everything after the numeral "1."

On page 21, line 22 delete the word "the" and insert the word "The" and also in line 22 delete the words "at any time"

On page 22, line 4 after the word "attorney" insert the words "or child-support enforcement specialist"

On page 22, line 7 after the word "attorney" insert the words "or child-support enforcement specialist"

On page 22, line 15 after the word "attorney" insert the words "or child-support enforcement specialist"

On page 29, line 25 delete the word "two" and insert the word "one"

On page 30, line 6 delete the period at the end of the line and insert a semicolon

On page 30, line 8 delete the period at the end of the line and insert "; or"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1375 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1376, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1376 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1389, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. LANG, Chairman

House Bill No. 1389 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1391, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1391 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1401, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. LANG, Chairman

House Bill No. 1401 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1408, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. LANG, Chairman

House Bill No. 1408 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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 do not pass.

REP. ERICKSON, Chairman

House Bill No. 1417 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1434, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1434 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1439, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1439 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1444, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

And re-refer to the committee on Appropriations.

REP. RYLANCE, Chairman

House Bill No. 1444 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1450, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 3; Absent, 3, that the same be amended as follows:

On page 1, line 11, delete the word "To" and insert in lieu thereof the word "May"

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1450 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1453, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same be amended as follows:

On page 1, line 3, after the word "city" insert the words "; and declaring an emergency"

On page 1, after line 9, insert the following new section:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1453 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1457, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1457 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1463, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1463 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1474, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 1, line 1, delete the word "deduction" and insert in lieu thereof

the word "deferral"

On page 1, line 8, delete the words "DEDUCTION FOR" and insert in lieu thereof the words "DEFERRAL OF"

On page 1, line 16, delete the word "deduct" and insert in lieu thereof the word "defer"

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1474 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1476, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. LANG, Chairman

House Bill No. 1476 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1479, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 5; Absent, 0, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1479 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1482, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1482 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1491, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1491 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1499, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1499 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1537, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same be amended as follows:

On page 1, line 4, after the word "Act" insert the following new language: "; to provide an expiration date; and declaring an emergency"

On page 1, after line 19 insert the following new language:

"SECTION 2. EXPIRATION DATE.) The provisions of this Act shall remain in effect through June 30, 1979, and shall thereafter be of no force

and effect.

SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber all the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1537 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1557, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 3; Absent, 3, that the same be amended as follows:

On page 1, line 3, delete the words "and to provide an appropriation"

On page 1, delete lines 15 through 23

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1557 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivision to whom was referred House Bill No. 1582, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 2, insert triple parentheses around the words "twenty-five" and insert in lieu thereof the word "ten"

On page 2, line 5, insert triple parentheses around the words "twenty-five" and insert in lieu thereof the word "ten"

On page 3, line 8, insert triple parentheses around the words "twenty-five" and insert in lieu thereof the word "ten"

On page 3, line 11, insert triple parentheses around the words "twenty-five" and insert in lieu thereof the word "ten"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1582 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1583, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 12, delete the first word "or"

On page 1, line 23, delete the word "physicial" and insert in lieu thereof "physician"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1583 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1585, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 2; Absent, 2, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1585 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution 3027, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, line 19, delete the word "and" and on the same line after the second comma insert the following: "and at least one expert on, but not an employee of, the criminal justice system in North Dakota,"

On page 2, line 21, after the word "study" insert a period and the following: "Provisions shall be made to hear testimony of present and former prisoners, probationers, and others involved in the criminal justice system"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, CHAIRMAN

House Concurrent Resolution 3027 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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

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

ROY GILBREATH, Chief Clerk

TWENTY-THIRD DAY

Bismarck, February 3, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Fr. Thomas E. Kramer, Cathedral of the Holy Spirit, Bismarck.

The roll was called, and all members were present except Reps. B. Larson, Peterson, 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 Twenty-first Day After Recess and Twenty-second Day and find the same to be correct.

REP. TINJUM, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1072. A Bill for an Act to require joinder of the state in court actions against state employees in employment-related actions, to relieve state employees from personal liability in such circumstances, and to prohibit subrogation claims against state employees.

Which has been read, with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 87; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES														
REGULAR SESSION						ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
		•			•			•			•			
ANDERSON			JOHNSON			MILLER			TINJUM					

BACKES	•	KELLY	•	MUND	•	TWETEN	•
BEAUCLAIR	•	KERMOTT	•	MURPHY	•	UNHJEM	•
BENEDICT	•	KLOUBEC	•	MUSHIK	•	VANDER VORST	•
BERG	•	KNUDSON	•	NICHOLAS	•	WAGNER	•
BERGER	•	KRETSCHMAR	•	NORDBY	•	WALSH	•
BLACK	•	KUCHER	•	OLSON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAH	•	WENTZ	•
CONMY	•	LANGLEY	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•
DOTZENROD	•	LARSON, B. #12	•	POWERS	•	MR SPEAKER	•
DUBORD	•	LARSON, G. #29	•	RAU	•		
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIA	•	RICHIE	•		
GACKLE	•	LOKKEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERL	•	MAIXNER	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A. #49	•	MATCHIE	•	SCHUETT	•		
HAUSAUER, L. #25	•	McCAFFREY	•	SCOFIELD	•		
HERMAN	•	McGAUVRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STENEHJEM	•		
HICKLE	•	MERTENS	•	STRINDE	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

House Bill No. 1198. A Bill for an Act to provide for the tort liability of governmental entities and their employees.

Which has been read, with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 85; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHER	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAH	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•		MR SPEAKER	•	
DUBORD	•		LARSON, G. #29	•		RAU	•				
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•				
HERMAN	•		McGAUVRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDE	•				
HILL	•		METZ	•		SWIONTEK	•				
HORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1202. A Bill for an Act to amend and reenact section 51-14-03 of the North Dakota Century Code, relating to maximum interest charges on revolving charge accounts.

Which has been read, with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 64; absent and not voting, 2.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
ANDERSON		•			JOHNSON	•		MILLER	•		TINJUM	•		
BACKES		•	•		KELLY	•		MUND	•		TWETEN	•		
BEAUCLAIR	•				KERMOTT	•		MURPHY	•		UNHJEM	•		
BENEDICT		•			KLOUBEC	•		MUSHIK	•		VANDER VORST	•		
BERG		•			KNUDSON	•		NICHOLAS	•		WAGNER	•		
BERGER	•				KRETSCHMAR	•		NORDBY	•		WALSH	•		
BLACK		•	•		KUCHERA	•		OLSON	•		WEBER	•		
CHRISTENSEN		•			LANG	•		OPEDAH	•		WENTZ	•		
CONAMY		•			LANGLEY	•		O'SHEA	•		WINGE	•		
CRABTREE		•	•		LARDY	•		PETERSON	•		WINKJER	•		
DOTZENROD	•				LARSON, P. #12	•		POWERS	•					
DUBORD		•			LARSON, G. #29	•		RAU	•		• MR. SPEAKER			
EAGLES		•	•		LAUGHLIN	•		REED	•					
ERICKSON		•			LEE	•		RICHARD	•					
FLEMING	•				LIPSIA	•		RICHIE	•					
GACKLE		•			LOKKEN	•		RICHTER	•					
GENGLER		•			LUNDENE	•		RIEHL	•					
GERL		•	•		MAIXNER	•		ROCHELEAU	•					
GRONNEBERG		•			MARSDEN	•		RUED	•					
GUNDERSON		•			MARTIN, C. #38	•		RUSSELL	•					
GUNSCH		•	•		MARTIN, G. #43	•		RYLANCE	•					
HAUGLAND		•			MARTINSON	•		SCHINDLER	•					
HAUSAUER, A. #49	•				MATCHIE	•		SCHUETT	•					
HAUSAUER, L. #25		•			MCCAFFREY	•		SCOFIELD	•					
HERMAN		•	•		MCGAUVRAN	•		SOLBERG	•					
HERSLIP		•	•		MEIERS	•		STENEHJEM	•					
HICKLE		•			MERTENS	•		STRINDEN	•					
HILL		•			METZ	•		SWIONTEK	•					
HORGAN		•			METZGER	•		THORSGARD	•					
JACOBSON		•			MEYER	•		TIMM	•					

So the bill lost.

House Bill No. 1250. A Bill for an Act to amend and reenact sections 22-01-06.3, 22-01-10, 22-01-11, 22-01-15 and subsection 5 of section 41-03-53 of the North Dakota Century Code, relating to accounts furnished surety or guarantor, liability of guarantor upon default of principal, when notice to guarantor is required, when guarantor exonerated, and the contract of guarantor.

Which has been read, with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 4; nays, 93; absent and not voting, 3.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
ANDERSON		•			JOHNSON	•		MILLER	•		TINJUM	•		
BACKES		•			KELLY	•		MUND	•		TWETEN	•		
BEAUCLAIR	•				KERMOTT	•		MURPHY	•		UNHJEM	•		
BENEDICT		•			KLOUBEC	•		MUSHIK	•		VANDER VORST	•		
BERG		•			KNUDSON	•		NICHOLAS	•		WAGNER	•		
BERGER		•			KRETSCHMAR	•		NORDBY	•		WALSH	•		
BLACK		•	•		KUCHERA	•		OLSON	•		WEBER	•		
CHRISTENSEN		•			LANG	•		OPEDAH	•		WENTZ	•		
CONAMY		•			LANGLEY	•		O'SHEA	•		WINGE	•		
CRABTREE		•	•		LARDY	•		PETERSON	•		WINKJER	•		
DOTZENROD	•				LARSON, P. #12	•		POWERS	•					
DUBORD		•			LARSON, G. #29	•		RAU	•		MR. SPEAKER	•		
EAGLES		•	•		LAUGHLIN	•		REED	•					
ERICKSON		•			LEE	•		RICHARD	•					
FLEMING		•			LIPSIA	•		RICHIE	•					
GACKLE		•			LOKKEN	•		RICHTER	•					
GENGLER		•			LUNDENE	•		RIEHL	•					
GERL		•	•		MAIXNER	•		ROCHELEAU	•					
GRONNEBERG		•			MARSDEN	•		RUED	•					
GUNDERSON		•			MARTIN, C. #38	•		RUSSELL	•					
GUNSCH		•	•		MARTIN, G. #43	•		RYLANCE	•					
HAUGLAND		•			MARTINSON	•		SCHINDLER	•					
HAUSAUER, A. #49	•				MATCHIE	•		SCHUETT	•					

HAUSAUER, L. #25	●	MCCAFFREY	●	SCOFIELD	●
HERMAN	●	MCGAUVRAN	●	SOLBERG	●
HERSLIP	●	MEIERS	●	STENEHJEM	●
HICKLE	●	MERTENS	●	STRINDEN	●
HILL	●	METZ	●	SWIONTEK	●
HORGAN	●	METZGER	●	THORSGARD	●
JACOBSON	●	MEYER	●	TIMM	●

So the bill lost.

House Bill No. 1304. A Bill for an Act to amend and reenact subsection 1 of section 29-28-07 of the North Dakota Century Code, relating to the right of the state to appeal in a criminal action.

Which has been read, with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 56; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	●		JOHNSON	●		MILLER	●	TINJUM	●
BACKES	●		KELLY	●		MUND	●	TWETEN	●
BEAUCLAIR	●		KERMOTT	●		MURPHY	●	UNHJEM	●
BENEDICT	●		KLOUBEC	●		MUSHIK	●	VANDER VORST	●
BERG	●		KNUDSON	●		NICHOLAS	●	WAGNER	●
BERGER	●		KRETSCHMAR	●		NORDBY	●	WALSH	●
BLACK	●		KUCHERA	●		OLSON	●	WEBER	●
CHRISTENSEN	●		LANG	●		OPEDAHN	●	WENTZ	●
CONMY	●		LANGLEY	●		O'SHEA	●	WINGE	●
CRABTREE	●		LARDY	●		PETERSON	●	WINKER	●
DOTZENROD	●		LARSON, B. #12	●		POWERS	●		
DUBORD	●		LARSON, G. #29	●		RAU	●	MR. SPEAKER	●
EAGLES	●		LAUGHLIN	●		REED	●		
ERICKSON	●		LEE	●		RICHARD	●		
FLEMING	●		LIPSIEA	●		RICHIE	●		
GACKLE	●		LOKKEN	●		RICHTER	●		
GENGLER	●		LUNDENE	●		RIEHL	●		
GERL	●		MAIXNER	●		ROCHELEAU	●		
GRONNEBERG	●		MARSDEN	●		RUEB	●		
GUNDERSON	●		MARTIN, C. #38	●		RUSSELL	●		
GUNSCH	●		MARTIN, G. #43	●		RYLANCE	●		
HAUGLAND	●		MARTINSON	●		SCHINDLER	●		
HAUSAUER, A. #49	●		MATCHIE	●		SCHUETT	●		
HAUSAUER, L. #25	●		MCCAFFREY	●		SCOFIELD	●		
HERMAN	●		MCGAUVRAN	●		SOLBERG	●		
HERSLIP	●		MEIERS	●		STENEHJEM	●		
HICKLE	●		MERTENS	●		STRINDEN	●		
HILL	●		METZ	●		SWIONTEK	●		
HORGAN	●		METZGER	●		THORSGARD	●		
JACOBSON	●		MEYER	●		TIMM	●		

So the bill lost.

House Bill No. 1347. A Bill for an Act to amend and reenact section 47-14-05 of the North Dakota Century Code, relating to the legal right of interest for legal indebtedness.

Which has been read, with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 69; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	●		JOHNSON	●		MILLER	●	TINJUM	●
BACKES	●		KELLY	●		MUND	●	TWETEN	●
BEAUCLAIR	●		KERMOTT	●		MURPHY	●	UNHJEM	●
BENEDICT	●		KLOUBEC	●		MUSHIK	●	VANDER VORST	●
BERG	●		KNUDSON	●		NICHOLAS	●	WAGNER	●
BERGER	●		KRETSCHMAR	●		NORDBY	●	WALSH	●
BLACK	●		KUCHERA	●		OLSON	●	WEBER	●
CHRISTENSEN	●		LANG	●		OPEDAHN	●	WENTZ	●
CONMY	●		LANGLEY	●		O'SHEA	●	WINGE	●

CRABTREE	•	LARDY	•	PETERSON	•	WINKLER	•
DOTZENROD	•	LARSON, B. #12	•	POWERS	•		
DuBORD	•	LARSON, G. #29	•	RAU	•	MR. SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	RICHIE	•		
GACKLE	•	LOKKEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERL	•	MAIXNER	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUD	•		
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A. #49	•	MATCHIE	•	SCHUETT	•		
HAUSAUER, L. #25	•	McCAFFREY	•	SCOFIELD	•		
HERMAN	•	McGAUVRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STENEHJEM	•		
HICKLE	•	MERTENS	•	STRINDEN	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

House Bill No. 1356. A Bill for an Act for an appropriation and transfer from the state general fund to create a special reserve fund in the state treasury.

Which has been read, with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 15; nays, 82; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDIC	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•
BERGER	•		KRETSCHMAR	•		NORDBY	•	WEBER	•
BLACK	•		KUCHERA	•		OLSON	•	WENTZ	•
CHRISTENSEN	•		LANG	•		OPEDAHL	•	WINGE	•
CONMY	•		LANGLEY	•		O'SHEA	•	WINKLER	•
CRABTREE	•		LARDY	•		PETERSON	•		
DOTZENROD	•		LARSON, B. #12	•		POWERS	•		
DuBORD	•		LARSON, G. #29	•		RAU	•	MR. SPEAKER	•
EAGLES	•		LAUGHLIN	•		REED	•		
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSIEA	•		RICHIE	•		
GACKLE	•		LOKKEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEHL	•		
GERL	•		MAIXNER	•		ROCHELEAU	•		
GRONNEBERG	•		MARSDEN	•		RUD	•		
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•		
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•		
HERMAN	•		McGAUVRAN	•		SOLBERG	•		
HERSLIP	•		MEIERS	•		STENEHJEM	•		
HICKLE	•		MERTENS	•		STRINDEN	•		
HILL	•		METZ	•		SWIONTEK	•		
HORGAN	•		METZGER	•		THORSGARD	•		
JACOBSON	•		MEYER	•		TIMM	•		

So the bill lost.

House Bill No. 1273. A Bill for an Act to amend and reenact section 54-03-20.1 of the North Dakota Century Code, relating to compensation for attending legislators; and declaring an emergency.

Which has been read.

Rep. Wagner moved that all members with a conflict be allowed to vote on House Bill No. 1273, 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, 81; nays, 17; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•			•	KELLY		•	MUND	•		TWETEN	•
•			•	KERMOTT		•	MURPHY		•	UNHJEM	
•			•	KLOUBEC		•	MUSHIK	•		VANDER VORST	
•			•	KNUDSON		•	NICHOLAS		•	WAGNER	
•			•	KRETSCHMAR		•	NORDBY		•	WALSH	
•			•	KUCHERA		•	OLSON		•	WEBER	
•			•	LANG		•	OPEDAHL		•	WENTZ	
•			•	LANGLEY		•	O'SHEA		•	WINGE	
•			•	LARDY	•	•	PETERSON		•	WINKJER	
•			•	LARSON, B. #12		•	POWERS				
•			•	LARSON, G. #29		•	RAU			MR SPEAKER	•
•			•	LAUGHLIN	•	•	REED				
•			•	LEE		•	RICHARD				
•			•	LIPSIEA	•	•	RICHIE				
•			•	LOKKEN		•	RICHTER				
•			•	LUNDENE		•	RIEHL				
•			•	MAIXNER	•	•	ROCHELEAU				
•			•	MARSDEN		•	RUED				
•			•	MARTIN, C. #38		•	RUSSELL				
•			•	MARTIN, G. #43		•	RYLANCE				
•			•	MARTINSON		•	SCHINDLER				
•			•	MATCHIE		•	SCHUETT				
•			•	McCAFFREY		•	SCOFIELD				
•			•	McGAUVRAN		•	SOLBERG				
•			•	MEIERS		•	STENEHJEM				
•			•	MERTENS		•	STRINDEN				
•			•	METZ	•	•	SWIONTEK				
•			•	METZGER		•	THORSGARD	•			
•			•	MEYER		•	TIMM				

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1303. A Bill for an Act to amend and reenact section 29-10.1-10 of the North Dakota Century Code, relating to challenge of selection of grand jurors.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•			•	KELLY		•	MUND		•	TWETEN	•
•			•	KERMOTT		•	MURPHY		•	UNHJEM	
•			•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•			•	KNUDSON		•	NICHOLAS		•	WAGNER	
•			•	KRETSCHMAR		•	NORDBY		•	WALSH	
•			•	KUCHERA		•	OLSON		•	WEBER	
•			•	LANG		•	OPEDAHL		•	WENTZ	
•			•	LANGLEY		•	O'SHEA		•	WINGE	
•			•	LARDY	•	•	PETERSON		•	WINKJER	
•			•	LARSON, B. #12		•	POWERS				
•			•	LARSON, G. #29		•	RAU		•	MR SPEAKER	
•			•	LAUGHLIN		•	REED				
•			•	LEE		•	RICHARD				
•			•	LIPSIEA		•	RICHIE				
•			•	LOKKEN		•	RICHTER				
•			•	LUNDENE		•	RIEHL				
•			•	MAIXNER	•	•	ROCHELEAU		•		
•			•	MARSDEN		•	RUED				
•			•	MARTIN, C. #38		•	RUSSELL				
•			•	MARTIN, G. #43		•	RYLANCE				
•			•	MARTINSON		•	SCHINDLER				
•			•	MATCHIE		•	SCHUETT				
•			•	McCAFFREY		•	SCOFIELD				
•			•	McGAUVRAN		•	SOLBERG				
•			•	MEIERS		•	STENEHJEM	•			
•			•	MERTENS		•	STRINDEN				
•			•	METZ	•	•	SWIONTEK				
•			•	METZGER		•	THORSGARD				
•			•	MEYER		•	TIMM	•			

So the bill passed and the title was agreed to.

House Bill No. 1310. A Bill for an Act to create and enact section 44-08-04.3 of the North Dakota Century Code, relating to allowances for moving 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, 83; nays, 11; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST	•	
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE		•	• LARDY			• PETERSON			• WINKJER		
• DOTZENROD		•	• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL		•			
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN		•	• SOLBERG					
• HERSLIP			• MEIERS		•	• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEW					
• HILL			• METZ			• SWIONTEK		•			
• HORGAN			• METZGER			• THORSKARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1367. A Bill for an Act to create and enact a new section to chapter 28-14 of the North Dakota Century Code, relating to the size of juries in civil 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, 90; nays, 7; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE		•			
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL		•			
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					

• HAUSAUER, A. #49	• MATCHER	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1370. A Bill for an Act to amend and reenact section 29-17-12 of the North Dakota Century Code, relating to the size of 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, 86; nays, 10; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUNDT			• TWETEN	•	
• BEAUCLAIR			• KERMMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK	•		• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA	•		• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY	•		• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE	•				
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER			• ROCHELEAU	•				
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANDER					
• HAUSLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49	•		• MARTIE	•		• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER	•		• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1372. A Bill for an Act to amend and reenact section 6-03-05.1 of the North Dakota Century Code, relating to the authority of mortgagees to advance funds to protect 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, 97; nays, 0; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNDT			• TWETEN		
• BEAUCLAIR			• KERMMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		

BLACK	•	• KUCHERA	• OLSON	• WEBER	•
CHRISTENSEN	•	• LANG	• OPEDAHL	• WENTZ	•
CONMY	•	• LANGLEY	• O'SHEA	• WINGE	•
CRABTREE	•	• LARDY	• PETERSON	• WINKJER	•
DOTZENROD	•	• LARSON, B. #12	• POWERS		
DuBORD	•	• LARSON, G. #29	• RAU	• MR. SPEAKER	
EAGLES	•	• LAUGHLIN	• REED		
ERICKSON	•	• LEE	• RICHARD		
FLEMING	•	• LIPSIEA	• RICHIE		
GACKLE	•	• LOKKEN	• RICHTER		
GENGLER	•	• LUNDENE	• RIEHL		
GERL	•	• MAIXNER	• ROCHELEAU		
GRONNEBERG	•	• MARSDEN	• RUED		
GUNDERSON	•	• MARTIN, C. #38	• RUSSELL		
GUNSCH	•	• MARTIN, G. #43	• RYLANCE		
HAUGLAND	•	• MARTINSON	• SCHINDLER		
HAUSAUER, A. #49	•	• MATCHIE	• SCHUETT		
HAUSAUER, L. #25	•	• McCAFFREY	• SCOFIELD		
HERMAN	•	• MCGAUVRAN	• SOLBERG		
HERSLIP	•	• MEIERS	• STENEHJEM		
HICKLE	•	• MERTENS	• STRINDEN		
HILL	•	• METZ	• SWIONTEK		
HORGAN	•	• METZGER	• THORSGARD		
JACOBSON	•	• MEYER	• TIMM		

So the bill lost.

House Bill No. 1538. A Bill for an Act to amend and reenact Section 7-01-07 of the North Dakota Century Code, relating to obtaining a certificate of authority of building and loan associations.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOYT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST	•	
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU	•				
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38	•		• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP	•		• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1033. A Bill for an Act to amend and reenact section 49-01-08 of the North Dakota Century Code, relating to the appointment of examiners by the public service 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, 0; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1036. A Bill for an Act to authorize the public service commission to assess a civil penalty against any person subject to the commission's authority.

Which has 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, 16; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1054, A Bill for an Act to amend and reenact subsection 1

of section 27-20-22 and section 27-20-24 of the North Dakota Century Code, relating to the time for a hearing and the right of dismissal of a petition against a juvenile.

Which has 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, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOY			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORBY		● WALSH
● BLACK			● KUICHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAH		● WENTZ
● CONNY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McCAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that House Bill No. 1564 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. 1004
- House Bill No. 1088
- House Bill No. 1172
- House Bill No. 1235
- House Bill No. 1281
- House Bill No. 1295
- House Bill No. 1296
- House Bill No. 1340
- House Bill No. 1411
- House Bill No. 1433

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. 1076.

Very respectfully,

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. 2103

Senate Bill No. 2119

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Concurrent Resolution No. 4019

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. 1033 - 1036 - 1054, refused to concur in the Senate amendment to House Bill No. 1052 - 1064 and the Speaker has appointed as a conference committee to act with a like committee from the Senate.

House Bill No. 1052:

Representative Eagles

Representative Reed

Representative Meiers

House Bill No. 1064:

Representative Rylance

Representative Herslip

Representative Gunderson

Very respectfully,

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1115

House Bill No. 1146

House Concurrent Resolution No. 3042

House Concurrent Resolution No. 3044

House Concurrent Resolution No. 3048

LEO LEIDHOLM, Secretary

Senate Chamber

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

Senate Bill No. 2179

Senate Bill No. 2201

Senate Bill No. 2221

Senate Bill No. 2222

Senate Bill No. 2316

Senate Bill No. 2371

Senate Bill No. 2431

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Berger moved that House Bill No. 1362 be returned to the House

from the Committee on Finance and Taxation, which motion prevailed.

Rep. Berger requested permission to withdraw House Bill No. 1362. There being no 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. 1179, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 2, delete the words "and a new subsection to section 50-24.1-02"

On page 1, line 5, after the word "recipients" insert a semicolon and also in line 5, following the word "and" insert the words "to amend and reenact section 50-24.1-02 of the North Dakota Century Code, relating to eligibility for medical assistance and to provide for"

On page 1, underscore lines 17 through 24

On page 2, underscore lines 1 through 3

On page 2, delete lines 4 through 18 and insert in lieu thereof the following:

SECTION 2. AMENDMENT.) Section 50-24.1-02 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

50-24.1-02. ELIGIBILITY.) Within the limits of legislative appropriations, (((Medical))) medical assistance may be paid for any person who either has income and resources insufficient to meet the costs of necessary medical care and services or is eligible for or receiving financial assistance under chapter 50-09 or Title XVI of the Social Security Act, as amended, and:

1. (((Is eligible for or is receiving financial assistance under chapter 50-09 or Title XVI of the Social Security Act, as amended))) Has not at any time before or after making application for medical assistance made an assignment or transfer of property for the purpose of rendering himself eligible for assistance under this chapter; (((or)))

2. (((Has income or resources insufficient to meet the cost of necessary medical care and services, has not at any time before or after making application for medical assistance made an assignment or transfer of property for the purpose of rendering himself eligible for assistance under this chapter, and is eligible))) Has applied or agrees to apply all proceeds received or receivable by him or his eligible spouse from automobile accident medical benefits coverage and private health care coverage to the costs of medical care for himself and his eligible spouse and children. The social service board may require from any applicant or recipient of medical assistance the assignment of any rights accruing under automobile medical benefits coverage or private health care coverage. Any rights or amounts so assigned shall be applied against the cost of medical care paid on behalf of the recipient under this chapter. The assignment is not effective as to any carrier before the receipt of notice of assignment by such carrier; and

3. Is eligible under rules and regulations established by the social service board.

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1179 was placed on the 6th. order of business on the

calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1225, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 16, delete the following: "solicit,"

On page 1, line 17, delete the following: "receive, make use of, or" and also on line 17, after the word and comma "authorize," insert the word "or"

On page 1, line 18, after the word "the" delete the words "use or" And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1225 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1532, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, line 2, after the word "indirectly" add the words "by the state toxicologist or any agent or employee of the office of state toxicologist"

On page 2, line 6, following the period, insert the following sentence: "This exception, however, shall not apply to the provisions of section 39-20-13."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1532 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1539, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1539 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1542, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1542 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1350, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 6, after the word "cause" insert the words "; and declaring an emergency"

On page 1, line 3, delete the word "liquor" and insert in lieu thereof the words "alcoholic beverage"

On page 1, delete lines 14 through 24 and insert in lieu thereof the following:

"(SPECIAL PERMIT AUTHORIZED.) The local governing body and

the attorney general may by special permit authorize an alcoholic beverage licensee to engage in the sale of alcoholic beverages at special events on such licensed premises as may be designated by such permit. A fee for such local special permit may be set by ordinance or resolution at not more than twenty-five dollars. The permit shall not be valid for a period greater than three consecutive days. The local governing body may establish such rules and"

On page 2, line 7, after the word "dance" insert a comma and insert triple parentheses around the word "or"

On page 2, line 8, remove the triple parentheses around the word "or" and before the word "at" insert the words "special event" and also on line 8 before the word "public" insert the words "public building."

On page 2, line 23, delete the words "authorized liquor" and insert in lieu thereof the words "alcoholic beverage" and also on line 23 after the word "a" insert the words "special event,"

On page 2, line 24, delete the word "liquor" and insert in lieu thereof the words "alcoholic beverages"

On page 2, line 31, after the word "such" insert the words "special event,"

On page 3, line 14, insert beginning triple parentheses before the word "dancing" and insert ending triple parentheses after the word "festival" and insert in lieu thereof the word "permitted"

On page 3, line 19, insert a comma following the word "away"

On page 3, line 25, insert beginning triple parentheses before the word "dancing" and insert ending triple parentheses after the word "festival" and insert in lieu thereof the word "permitted"

On page 3, after line 27, insert the following new section:

"SECTION 4. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1350 was placed on the 6th order of business on the calendar for the succeeding legislative day.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1076, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and House Bill No. 1076 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1076. A Bill for an Act to amend and reenact section 15-47-15 of the North Dakota Century Code, relating to requirements for advertisement for bids on school district 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, 77; nays, 1; absent and not voting, 22.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	YEAS	N.V.	YEAS	N.V.	YEAS	N.V.	YEAS	N.V.	YEAS	N.V.
•	ANDERSON	•	JOHNSON	•	MILLER					TINJUM	•

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMOTT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBE	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONAMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIE	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVIRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STEINJEM	
• HECKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSgard	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

APPOINTMENT OF COMMITTEE

Speaker Solberg appointed the following members to serve on the Committee on Delayed Bills:

Rep. Backes, Rep. Strinden, Rep. Kretschmar and Rep. Mushik

MOTION

Rep. Strinden moved that the House be on the Ninth Order of Business, and at the conclusion of the Ninth Order of Business, 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., Friday, February 4, 1977, which motion prevailed.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Martinson, A. Hausauer and Mund introduced:

House Concurrent Resolution No. 3067. A concurrent resolution directing the Legislative Council to conduct a study of county-city combined law enforcement.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2101. A Bill for an Act to create and enact a new subsection to section 23-01-05 of the North Dakota Century Code, relating to the duties of the state health officer; to amend and reenact sections 11-19.1-07, 11-19.1-11, 11-19.1-13, and 11-19.1-16 of the North Dakota Century Code, relating to the report of deaths to the coroner, the performance of an autopsy, the certificate of death, and the coroner's fees.

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

Senate Bill No. 2228. A Bill for an Act to amend and reenact sections 11-23-02, 40-40-04, 40-40-10 and 40-40-12 of the North Dakota Century Code, relating to the county and municipal budgets.

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

Senate Bill No. 2239. A Bill for an Act to amend and reenact sections 39-06.1-06 and 39-06.1-09 of the North Dakota Century Code, relating to amount of statutory fees and the definition of a moving violation.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2265. A Bill for an Act to amend and reenact section 40-49-05 of the North Dakota Century Code, relating to the term of office of members of boards of park commissioners.

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

The House stood recessed until 1:00 p.m., Friday, February 4, 1977, pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk



TWENTY-THIRD DAY AFTER RECESS AND
TWENTY-FOURTH DAY

Bismarck, February 4, 1977

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1062
House Bill No. 1159
House Bill No. 1226
House Bill No. 1279
House Bill No. 1284
House Bill No. 1321
House Bill No. 1330
House Bill No. 1426

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy 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. 1025

And find the same correctly Re-engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Martinson moved that House Bill No. 1314 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Martinson moved that House Bill No. 1314 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Lardy moved that House Bill No. 1492 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Lardy requested permission to withdraw House Bill No. 1492. There being no objection, it was so ordered by the Speaker.

Rep. Anderson moved that House Bill No. 1486 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Anderson requested permission to withdraw House Bill No. 1486. There being no objection, it was so ordered by the Speaker.

RECOGNITION

Speaker Solberg announced that a former Representative was in the

chambers, and requested that the House recognize former Rep. Gordon Matheny and Rep. Matheny was thereupon introduced to the House.

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to House Bill No. 1110 as recommended by the Committee on Natural Resources as printed on page 478 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1142 as recommended by the Committee on Natural Resources as printed on page 478 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1268 as recommended by the Committee on Finance and Taxation as printed on page 479 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1301 as recommended by the Committee on Education as printed on page 480 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1306 as recommended by the Committee on Education as printed on page 480 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1359 as recommended by the Committee on State and Federal Government as printed on page 481 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1375 as recommended by the Committee on Judiciary as printed on page 481 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1450 as recommended by the Committee on Agriculture as printed on page 483 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1453 as recommended by the Committee on Political Subdivisions as printed on page 483 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1474 as recommended by the Committee on Agriculture as printed on pages 483 and 484 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1537 as recommended by the Committee on Education as printed on pages 484 and 485 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1557 as recommended by the Committee on Appropriations as printed on page 485 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1582 as recommended by the Committee on Political Subdivisions as printed on page 485 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1583 as recommended by the Committee on Political Subdivisions as printed on page 485 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Concurrent Resolution No. 3027 as recommended by the Committee on State and Federal Government as printed on page 486 of the House Journal be adopted, which motion prevailed.

House Concurrent Resolution No. 3027 was re-referred to the Legislative Council Research Committee.

SECOND READING OF HOUSE BILLS

House Bill No. 1081. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, relating to renewal of drivers license.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 56; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMMOTT		•	• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK		•	• KUCHERA		•	• OLSON		• WEBER
• CHRISTENSEN			• LANG		•	• OPEDAHL		• WENTZ
• CONMY		•	• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE		•	• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		
• DuBORD			• LARSON, G. #29		•	• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN		•	• REED		
• ERICKSON		•	• LEE		•	• RICHARD		
• FLEMING			• LIPSIEA		•	• RICHIE		
• GACKLE		•	• LOKKEN		•	• RICHTER		
• GENGLER			• LUNDENE		•	• RIEHL		
• GERL		•	• MAIXNER		•	• ROCHELAU		
• GRONNEBERG			• MARSDEN		•	• RUED		
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL		
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		
• HAUGLAND			• MARTINSON		•	• SCHINDLER		
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		
• HAUSAUER, L. #25			• MCCAFFREY		•	• SCOFIELD		
• HERAMAN		•	• MCGAUVAN		•	• SOLBERG		
• HERSLIP			• MEIERS		•	• STENEHJEM		
• HICKLE		•	• MERTENS		•	• STRINDEN		
• HILL			• METZ		•	• SWIONTEK		
• HORGAN		•	• METZGER		•	• THORSGARD		
• JACOBSON			• MEYER		•	• TIMM		

So the bill lost.

MOTIONS

Rep. Lokken moved that the House reconsider its action by which House Bill No. 1496 was lost, which motion failed on a division vote.

Rep. Strinden moved that the vote by which the motion to reconsider House Bill No. 1496 was lost be reconsidered, and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

• SECOND READING OF HOUSE BILLS

House Bill No. 1102. A Bill for an Act to provide funds to counties and cities for the purpose of establishing and operating public transportation systems; and providing an appropriation.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 45; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMMOTT		•	• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK		•	• KUCHERA		•	• OLSON		• WEBER
• CHRISTENSEN			• LANG		•	• OPEDAHL		• WENTZ
• CONMY		•	• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE		•	• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		
• DuBORD			• LARSON, G. #29		•	• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN		•	• REED		
• ERICKSON		•	• LEE		•	• RICHARD		
• FLEMING			• LIPSIEA		•	• RICHIE		
• GACKLE		•	• LOKKEN		•	• RICHTER		

• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATHIE	• SCHUETT
• HAUSALMER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAULVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill lost for want of a constitutional majority.

House Bill No. 1139. A Bill for an Act to create and enact a new section to chapter 49-13 of the North Dakota Century Code, relating to spark arresters on railroad locomotives; and to provide a penalty.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 66; absent and not voting, 5.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY		•	• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOOT		•	• MURPHY	•	• UNHJEM
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG			• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK			• KUCHERA		•	• OLSON		• WEBER
• CHRISTENSEN			• LANG		•	• OPEDAHM		• WENTZ
• CONMY		•	• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE			• LARDY		•	• PETERSON		• WINKLER
• DOTZENROD			• LARSON, B. #12		•	• POWERS		
• DuBORD			• LARSON, G. #29		•	• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN		•	• REED		
• ERICKSON			• LEE		•	• RICHARD		
• FLEMING			• LIPSIEA		•	• RICHIE		
• GACKLE			• LOKKEN		•	• RICHTER		
• GENGLER			• LUNDENE		•	• RIEHL		
• GERL			• MAIXNER		•	• ROCHELEAU		
• GRONNEBERG			• MARSDEN		•	• RUED		
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL		
• GUNSCH			• MARTIN, G. #43		•	• RYLANCE		
• HAUGLAND			• MARTINSON		•	• SCHINDLER		
• HAUSAUER, A. #49			• MATHIE		•	• SCHUETT		
• HAUSALMER, L. #25			• McCAFFREY		•	• SCOFIELD		
• HERMAN			• McGAULVRAN		•	• SOLBERG		
• HERSLIP			• MEIERS		•	• STENEHJEM		
• HICKLE			• MERTENS		•	• STRINDEN		
• HILL			• METZ		•	• SWIONTEK		
• HORGAN			• METZGER		•	• THORSGARD		
• JACOBSON			• MEYER		•	• TIMM		

So the bill lost.

House Bill No. 1269. A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to income tax credits for charitable contributions to nonprofit private institutions of education.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 87; absent and not voting, 5.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		• TINJUM
• BACKES		•	• KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	• KERMOOT		•	• MURPHY		• UNHJEM
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER		•	• KRETSCHMAR		•	• NORDBY		• WALSH

BLACK	•	KUCHERA	•	OLSON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAHL	•	WENTZ	•
CONMY	•	• LANGLEY	•	• O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•
DOTZENROD	•	LARSON, B. #12	•	POWERS	•		
DUBORD	•	LARSON, G. #29	•	RAU	•	MR. SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	RICHIE	•		
GACKLE	•	LOKKEN	•	• RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERL	•	MAIXNER	•	• ROCHELEAU	•		
GRÖNNBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	• MARTIN, C. #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
• HAUSAUER, A. #49	•	MATCHEE	•	• SCHUETT	•		
HAUSAUER, L. #25	•	McCAFFREY	•	SCOFIELD	•		
HERMAN	•	McGAUVRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	• STENEHJEM	•		
HICKLE	•	MERTENS	•	STRINDEN	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	• METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Norman Grubb and Rep. Grubb was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1292. A Bill for an Act to create and enact a new section to chapter 39-10, a new subsection to section 39-06.1-06, and a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to prohibiting the use of radar detection devices; and providing a penalty.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 80; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUSEC	•		MUSHIK	•		• VANDER VORST	•	
BERG	•		KNUSDSON	•		NICHOLAS	•		WAGNER	•	
• BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		• WEBER	•	
CHRISTENSEN	•		LANG	•		• OPEDAHL	•		WENTZ	•	
CONMY	•		• LANGLEY	•		• O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		• POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		• MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		• RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		• ROCHELEAU	•				
GRÖNNBERG	•		MARSDEN	•		RUED	•				
• GUNDERSON	•		• MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
• HAUSAUER, A. #49	•		MATCHEE	•		SCHUETT	•				
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•				
HERMAN	•		McGAUVRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		• STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEN	•				
HILL	•		METZ	•		SWIONTEK	•				
• HORGAN	•		• METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Otto Hauf and Rep. Hauf was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1354. A Bill for an Act to prohibit metered telephone usage.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 9; nays, 88; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERI		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCHE		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

House Bill No. 1358. A Bill for an Act to create and enact subdivision h to subsection 1 of section 26-36-08 of the North Dakota Century Code, relating to the North Dakota insurance guaranty association.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 4; nays, 93; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			

GACKLE	•	LOKKEN	•	RICHTER	•
• GENGLER		LUNDENE	•	RIEHL	
GERL	•	MAIXNER	•	• ROCHELEAU	
GRONNEBERG	•	MARSDEN	•	RUED	•
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•
GUNSCH	•	MARTIN, G. # 43	•	RYLANCE	•
HAUGLAND	•	MARTINSON	•	SCHINDLER	•
HAUSAUER, A. #49	•	MATCHE	•	SCHIETT	•
HAUSAUER, I. #23	•	McCAFFREY	•	SCOFIELD	•
HERMAN	•	McGAUVYRAN	•	SOLBERG	•
HERSLIP	•	MEIERS	•	STENEHJEM	•
HICKLE	•	MERTENS	•	STRINDEN	•
HILL	•	METZ	•	SWIONTEK	•
HORGAN	•	METZGER	•	THORSGARD	•
JACOBSON	•	MEYER	•	TIMM	•

So the bill lost.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1162, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 6; Absent, 2, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1162 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1163, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1163 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1173, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 6, that the same be amended as follows:

On page 2, line 9, after the word "biennium" insert the following: " ; however, no county, municipal, or district health unit shall be eligible for such payment unless it is contributing an amount for local health services equivalent to an amount that would be raised by the maximum mill levy authorized by section 23-14-11 for local health districts"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1173 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1177, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINGE, Chairman

House Bill No. 1177 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1181, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass. And be re-referred to the Committee on Appropriations.

REP. WINGE, Chairman

House Bill No. 1181 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1221, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1221 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1291, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1291 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1344, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. HAUGLAND, Chairman

House Bill No. 1344 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1377, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1377 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1398, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. ERICKSON, Chairman

House Bill No. 1398 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1414, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 16, after the word "official" insert the word "chemical"

On page 1, line 22, delete the word "and" and insert the word "or"

On page 1, line 23, after the word "name" insert the words "and strength" and also on line 23, after the word "medicine" insert the following: " , except when the physician or other health care provider authorized by law to prescribe drugs or medicines has notified the pharmacist that the appearance of the name on the label would be alarming to or detrimental to the well-being of the purchaser of the prescription"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1414 was placed on the 6th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1416, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. LANG, Chairman

House Bill No. 1416 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1425, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 1, that the same do not pass.

REP. LANG, Chairman

House Bill No. 1425 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1442, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same be amended as follows:

On page 2, line 30 delete the numeral "4" and insert in lieu thereof the numeral "2"

On page 3, line 4 after the word "person" add the words "under the age of eighteen years"

On page 3, line 9 after the period add the following new sentence: "If the operator of a motorcycle is required to wear protective headgear, any passenger must also wear protective headgear regardless of the age of the passenger.

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1442 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1449, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1449 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1503, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same be amended as follows:

On page 1, line 5, after the word "county" insert the words "; and declaring an emergency"

On page 3, after line 4, insert the following new section:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1503 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1525, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINGE, Chairman

House Bill No. 1525 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1563, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same be amended as follows:

On page 3, line 2 after the word "permit" insert the words "to operate a motorcycle with an engine displacement of two hundred cubic centimeters or less"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1563 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1595, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 9; Absent, 1, that the same be amended as follows:

On page 1, line 4, after the word purchases delete the following " ; and to"

On page 1, line 5, delete the words "provide an appropriation"

On page 1, delete line 24

On page 2, delete lines 1 through 7

And renumber the lines accordingly.

And when so amended, recommends the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1595 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1596, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 5; Absent, 3, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1596 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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

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

ROY GILBREATH, Chief Clerk

TWENTY-FOURTH DAY

Bismarck, February 4, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Fr. Dennis Tippet, Pastor, St. George's Episcopal Church, Bismarck.

The roll was called, and all members were present except Reps. L. Hausauer 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 Twenty-second Day After Recess and Twenty-third Day and recommends that the same be corrected as follows:

On page 478, following line 24, add the following:

"On page 3, line 4, place beginning triple parentheses before the word "former" and also on line 4, place ending triple parentheses after the first word "the"

"On page 3, line 5, place triple parentheses around the word "them" and insert in lieu thereof the word "him" and also on line 5, place beginning triple parentheses before the word "their" and ending triple parentheses after the word "respective" and insert in lieu thereof the word "his"

"On page 3, line 6, place triple parentheses around the word "dresses" and insert in lieu thereof the word "dress"

On page 479, line 7, following the word "same" delete the balance of the line and insert in lieu thereof "do pass."

On page 479, delete lines 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18

On page 479, line 20, delete the number "6th" and insert in lieu thereof the number "11th"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Haugland moved that the amendments to House Bill No. 1179 as recommended by the Committee on Social Welfare as printed on page 499 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1225 as recommended by the Committee on Social Welfare as printed on page 500 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1350 as recommended by the Committee on Political Subdivisions as printed on pages 500 and 501 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1532 as recommended by the Committee on Social Welfare as printed on page 500 of the House Journal be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills denies the application for introduction of five House bills.

REP. BACKES, Co-chairman

REP. STRINDEN, Co-chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1363. A Bill for an Act to amend and reenact section 54-05.1-03 of the North Dakota Century Code, relating to the registration of lobbyists.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 44; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGALUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTIONS

Rep. McCaffrey moved that House Bill No. 1489 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. McCaffrey moved that House Bill No. 1489 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1376. A Bill for an Act to amend and reenact sections 49-05-05, 49-05-06, and 49-06-07 of the North Dakota Century Code, relating to notice to the public service commission of proposed rate changes, public service commission hearings on proposed public utility rates, and temporary rates prescribed by the commission.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 34; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					

HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Gengler moved that House Bill No. 1391 be laid over one legislative day, which motion prevailed on a division vote.

House Bill No. 1417. A Bill for an Act to create and enact a new subsection to section 39-06-17 of the North Dakota Century Code, relating to restrictions on operator's licenses.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 18; nays, 80; absent and not voting, 2.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKLER
DOTZENROD			LARSON, B. #12			POWERS		
DUBORD			LARSON, G. #29			RAU		MR. SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUEB		
GUNDERSON			MARTIN, C. #38			RUSSELL		
GUNSCH			MARTIN, G. #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A. #49			MATCHIE			SCHUETT		
HAUSAUER, L. #25			McCAFFREY			SCOFIELD		
HERMAN			McGAUVAN			SOLBERG		
HERSLIP			MEIERS			STENEHJEM		
HICKLE			MERTENS			STRINDEN		
HILL			METZ			SWIONTEK		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill lost.

House Bill No. 1434. A Bill for an Act to permit school districts to levy a tax to cover the cost of federal unemployment compensation taxes.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 21; nays, 76; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKLER

DOTZENROD ●	LARSON, B. #12 ●	POWERS ●	
DuBORD ●	LARSON, G. #29 ●	RAU ●	MR SPEAKER ●
EAGLES ●	LAUGHLIN ●	REED ●	
ERICKSON ●	LEE ●	RICHARD ●	
FLEMING ●	LIPSIEA ●	RICHIE ●	
GACKLE ●	LOKKEN ●	RICHTER ●	
GENGLER ●	LUNDENE ●	RIEHL ●	
GERL ●	MAIXNER ●	ROCHELEAU ●	
GRONNEBERG ●	MARSDEN ●	RUED ●	
GUNDERSON ●	MARTIN, C. #38 ●	RUSSELL ●	
GUNSCH ●	MARTIN, G. #43 ●	RYLANCE ●	
HAUGLAND ●	MARTINSON ●	SCHINDLER ●	
HAUSAUER, A. #49 ●	MATCHIE ●	SCHUETT ●	
HAUSAUER, L. #25 ●	McCAFFREY ●	SCOFIELD ●	
HERMAN ●	McGAUVRAN ●	SOLBERG ●	
HERSLIP ●	MEIERS ●	STENEHJEM ●	
HICKLE ●	MERTENS ●	STRINDE ●	
HILL ●	METZ ●	SWONTEK ●	
HORGAN ●	METZGER ●	THORSGARD ●	
JACOBSON ●	MEYER ●	TIMM ●	

So the bill lost.

House Bill No. 1439. A Bill for an Act to provide for the nomination and election of the board of directors of domestic mutual insurance companies; and to repeal sections 26-14-09 and 26-14-10 of the North Dakota Century Code, relating to voting by members of incorporated mutual insurance companies and voting by proxy.

Which has been read, with Committee Recommendation Do Not Pass.

Rep. Richie requested he be excused from voting on House Bill No. 1439 because of a conflict of interest.

Rep. Rued requested that he be excused from voting on House Bill No. 1439 because of a conflict of interest.

Rep. Kretschmar moved that Reps. Richie and Rued be allowed to vote on House Bill No. 1439, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 96; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON ●			JOHNSON ●			MILLER ●			TINJUM ●		
BACKS ●			KELLY ●			MUND ●			TWETEN ●		
BEAUCLAIR ●			KERMOTT ●			MURPHY ●			UNHJEM ●		
BENEDICT ●			KLOUBEC ●			MUSHIK ●			VANDER VORST ●		
BERG ●			KNUDSON ●			NICHOLAS ●			WAGNER ●		
BERGER ●			KRETSCHMAR ●			NORDBY ●			WALSH ●		
BLACK ●			KUCHERA ●			OLSON ●			WEBER ●		
CHRISTENSEN ●			LANG ●			OPEDAH ●			WENTZ ●		
CONMY ●			LANDLEY ●			O'SHEA ●			WINGE ●		
CRABTREE ●			LARDY ●			PETERSON ●			WINKLER ●		
DOTZENROD ●			LARSON, B. #12 ●			POWERS ●					
DuBORD ●			LARSON, G. #29 ●			RAU ●					MR SPEAKER ●
EAGLES ●			LAUGHLIN ●			REED ●					
ERICKSON ●			LEE ●			RICHARD ●					
FLEMING ●			LIPSIEA ●			RICHIE ●					
GACKLE ●			LOKKEN ●			RICHTER ●					
GENGLER ●			LUNDENE ●			RIEHL ●					
GERL ●			MAIXNER ●			ROCHELEAU ●					
GRONNEBERG ●			MARSDEN ●			RUED ●					
GUNDERSON ●			MARTIN, C. #38 ●			RUSSELL ●					
GUNSCH ●			MARTIN, G. #43 ●			RYLANCE ●					
HAUGLAND ●			MARTINSON ●			SCHINDLER ●					
HAUSAUER, A. #49 ●			MATCHIE ●			SCHUETT ●					
HAUSAUER, L. #25 ●			McCAFFREY ●			SCOFIELD ●					
HERMAN ●			McGAUVRAN ●			SOLBERG ●					
HERSLIP ●			MEIERS ●			STENEHJEM ●					
HICKLE ●			MERTENS ●			STRINDE ●					
HILL ●			METZ ●			SWONTEK ●					
HORGAN ●			METZGER ●			THORSGARD ●					
JACOBSON ●			MEYER ●			TIMM ●					

So the bill lost.

POINT OF ORDER

Rep. Fleming requested that the Committee Report on House Bill No. 1595 not be accepted today, inasmuch as the committee recommendation of amendment and then do not pass is not in accordance with Rule No. 47 of the House Rules.

Speaker Solberg stated he would rule on this request later.

SECOND READING OF HOUSE BILLS

House Bill No. 1479. A Bill for an Act to provide an income tax credit for the installation of solar or wind energy devices.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 62; nays, 34; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNO			• TWETEN		
• BEAUCLAIR			• KERMMOTT		•	• MURPHY			• UNHJEM		
• BENEDICT		•	• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAHI			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE		•	• LARDY			• PETERSON			• WINKJEM		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29		•	• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED		•			
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE		•	• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAXNER			• ROCHEFEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND		•	• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49		•	• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		•			
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORCAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1491. A Bill for an Act to amend and reenact sections 49-05-05 and 49-05-06 of the North Dakota Century Code, relating to notice to the public service commission of proposed rate changes with respect to cost of fuel adjustment clauses and public service commission hearings on proposed public utility rates with respect to cost of fuel adjustment clauses.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 52; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMMOTT		•	• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		•

CHRISTENSEN	•	LANG	•	•	OPDEAHL	•	WENTZ	•
CONNY	•	LANGLEY	•	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	•	PETERSON	•	WINKJER	•
DOTZENROD	•	LARSON, B. #12	•	•	POWERS	•		
DUBORD	•	LARSON, G. #29	•	•	RAU	•	•	MR. SPEAKER
EAGLES	•	LAUGHLIN	•	•	REED	•		
ERICKSON	•	LEE	•	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	•	RICHIE	•		
GACKLE	•	LOKKEN	•	•	RICHTER	•		
GENGLER	•	LUNDENE	•	•	RIEHL	•		
GERL	•	MAIXNER	•	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	•	RUED	•		
GUNDERSON	•	MARTIN, C. #38	•	•	RUSSELL	•		
GUNSCH	•	MARTIN, G. #43	•	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	•	SCHINDLER	•		
HAUSAUER, A. #49	•	MATCHIE	•	•	SCHUETT	•		
HAUSAUER, L. #25	•	MCCAFFREY	•	•	SCOFIELD	•		
HERMAN	•	MCGAUVVRAN	•	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	•	STENEHJEM	•		
HICKLE	•	MERTENS	•	•	STRINDEN	•		
HILL	•	METZ	•	•	SWIONTEK	•		
HORGAN	•	METZGER	•	•	THORSGARD	•		
JACOBSON	•	MEYER	•	•	TIMM	•		

So the bill lost.

House Bill No. 1499. A Bill for an Act to create and enact a new section to chapter 46-05 of the North Dakota Century Code, providing for supplemental publication of legal notices on radio or television.

Which has been read, with Committee Recommendation Do Not Pass.

Rep. Scofield requested that he be excused from voting on House Bill No. 1499 because of a conflict of interest.

Rep. Kretschmar moved that Rep. Scofield be allowed to vote on House Bill No. 1499, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 84; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			ANDERSON	•	JOHNSON	•	MILLER	•	TINJUM	•	
			BACKES	•	KELLY	•	MUND	•	TWETEN	•	
			BEAUCLAIR	•	KERMOTT	•	MURPHY	•	UNHJEM	•	
			BENEDICT	•	KLOUBEC	•	MUSHIK	•	VANDER VORST	•	
			BERG	•	KNUDSON	•	NICHOLAS	•	WAGNER	•	
			BERGER	•	KRETSCHMAR	•	NORDBY	•	WALSH	•	
			BLACK	•	KUCHERA	•	OLSON	•	WEBER	•	
			CHRISTENSEN	•	LANG	•	OPDEAHL	•	WENTZ	•	
			CONNY	•	LANGLEY	•	O'SHEA	•	WINGE	•	
			CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•	
			DOTZENROD	•	LARSON, B. #12	•	POWERS	•			
			DUBORD	•	LARSON, G. #29	•	RAU	•	•	MR. SPEAKER	
			EAGLES	•	LAUGHLIN	•	REED	•			
			ERICKSON	•	LEE	•	RICHARD	•			
			FLEMING	•	LIPSIEA	•	RICHIE	•			
			GACKLE	•	LOKKEN	•	RICHTER	•			
			GENGLER	•	LUNDENE	•	RIEHL	•			
			GERL	•	MAIXNER	•	ROCHELEAU	•			
			GRONNEBERG	•	MARSDEN	•	RUED	•			
			GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•			
			GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•			
			HAUGLAND	•	MARTINSON	•	SCHINDLER	•			
			HAUSAUER, A. #49	•	MATCHIE	•	SCHUETT	•			
			HAUSAUER, L. #25	•	MCCAFFREY	•	SCOFIELD	•			
			HERMAN	•	MCGAUVVRAN	•	SOLBERG	•			
			HERSLIP	•	MEIERS	•	STENEHJEM	•			
			HICKLE	•	MERTENS	•	STRINDEN	•			
			HILL	•	METZ	•	SWIONTEK	•			
			HORGAN	•	METZGER	•	THORSGARD	•			
			JACOBSON	•	MEYER	•	TIMM	•			

So the bill lost.

House Bill No. 1585. A Bill for an Act to create an older worker employment program; and providing an appropriation.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 64; absent and not voting, 6.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
			• JOHNSON			• MILLER					TINJUM			
• ANDERSON			• KELLY			• MUND					TWETEN			
• BACKES			• KERMOYT			• MURPHY					UNHJEM			
• BEAUCLAIR			• KLOUBEC			• MUSHIK					VANDER VORST			
• BENEDICT			• KNUDSON			• NICHOLAS					WAGNER			
• BERG			• KRETSCHMAR			• NORDBY					WALSH			
• BERGER			• KUCHERA			• OLSON					WEBER			
• BLACK			• LANG			• OPEDAHL					WENTZ			
• CHRISTENSEN			• LANGLEY			• O'SHEA					WINGE			
• CONMY			• LARDY			• PETERSON					WINKJER			
• CRABTREE			• LARSON, B #12			• POWERS								
• DOTZENROD			• LARSON, G #29			• RAO					• MR SPEAKER			
• DuBORD			• LAUGHLIN			• REED								
• EAGLES			• LEE			• RICHARD								
• ERICKSON			• LIPSIEA			• RICHIE								
• FLEMING			• LOKKEN			• RICHTER								
• GACKLE			• LUNDENE			• RIEHL								
• GENGLER			• MAIXNER			• ROCHELEAU								
• GERL			• MARSDEN			• RUED								
• GRONNEBERG			• MARTIN, C #38			• RUSSELL								
• GUNDERSON			• MARTIN, G #43			• RYLANCE								
• GUNSCH			• MARTINSON			• SCHINDLER								
• HAUGLAND			• MATCHIE			• SCHUETT								
• HAUSAUER, A #49			• McCAFFREY			• SCOFIELD								
• HAUSAUER, L #25			• MCGAUVRAIN			• SOLBERG								
• HERMAN			• MEIERS			• STENEHJEM								
• HERSLIP			• MERTENS			• STRANDEW								
• HICKLE			• METZ			• SWONTEK								
• HILL			• METZGER			• THORSGARD								
• HORGAN			• MEYER			• TIMM								
• JACOBSON														

So the bill lost.

House Bill No. 1025. A Bill for an Act to amend and reenact sections 15-60-03, 15-60-04, and subsection 1 of section 57-15-16 of the North Dakota Century Code, relating to limitations on school construction fund expenditures, and allocation of tax levies of school districts which have not been allocated by contract with the state school construction fund; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 9.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ANDERSON			• JOHNSON			• MILLER					TINJUM			
• BACKES			• KELLY			• MUND					TWETEN			
• BEAUCLAIR			• KERMOYT			• MURPHY					UNHJEM			
• BENEDICT			• KLOUBEC			• MUSHIK					VANDER VORST			
• BERG			• KNUDSON			• NICHOLAS					WAGNER			
• BERGER			• KRETSCHMAR			• NORDBY					WALSH			
• BLACK			• KUCHERA			• OLSON					WEBER			
• CHRISTENSEN			• LANG			• OPEDAHL					WENTZ			
• CONMY			• LANGLEY			• O'SHEA					WINGE			
• CRABTREE			• LARDY			• PETERSON					WINKJER			
• DOTZENROD			• LARSON, B #12			• POWERS								
• DuBORD			• LARSON, G #29			• RAO					• MR SPEAKER			
• EAGLES			• LAUGHLIN			• REED								
• ERICKSON			• LEE			• RICHARD								
• FLEMING			• LIPSIEA			• RICHIE								
• GACKLE			• LOKKEN			• RICHTER								
• GENGLER			• LUNDENE			• RIEHL								
• GERL			• MAIXNER			• ROCHELEAU								
• GRONNEBERG			• MARSDEN			• RUED								
• GUNDERSON			• MARTIN, C #38			• RUSSELL								
• GUNSCH			• MARTIN, G #43			• RYLANCE								
• HAUGLAND			• MARTINSON			• SCHINDLER								
• HAUSAUER, A #49			• MATCHIE			• SCHUETT								
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD								

• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHIEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGRARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1062. A Bill for an Act to amend and reenact section 28-32-19 of the North Dakota Century Code, relating to scope of and procedure on appeal from administrative agency determinations.

Which has 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, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN			• REED			• MR. SPEAKER		
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHIEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGRARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1147. A Bill for an Act to amend and reenact section 20.1-02-25 of the North Dakota Century Code, relating to the months of the year during which advisory board members shall hold public meetings.

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, 5; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		

• EAGLES	• LAUGHLIN	• REED
• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1218. A Bill for an Act to amend and reenact subsection 2 of section 43-28-02 of the North Dakota Century Code, relating to persons exempt for the licensing provisions for dentists.

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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHIL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINKER
• CRABTREE			• LARDY			• PETERSON		
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAUJ		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1226. A Bill for an Act to amend and reenact sections 12-53-06, 12-53-07, 12-53-09, 12-53-10, 12-53-14, and 12-53-16 of the North Dakota Century Code, relating to the functions and procedures of the parole board; to amend and reenact sections 12-59-09 and 12-59-15 of the North Dakota Century Code, relating to parole applications and the hearing and parole board procedures following a breach of parole; and to repeal sections 12-53-08 and 12-59-19 of the North Dakota Century Code, relating to the parole board furnishing forms to the court clerk, and reports of the parole board.

Which has been read.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON		• MILLER			• TINJUM	•		
• BACKES	•		• KELLY		• MUND			• TWETEN			
• BEAUCLAIR			• KERMOTT		• MURPHY			• UNHJEM			
• BENEDIC	•		• KLOUBEC		• MUSHIK	•		• VANDER VORST			
• BERG			• KNUDSON		• NICHOLAS			• WAGNER			
• BERGER			• KRETSCHMAR		• NORDBY			• WALSH			
• BLACK			• KUCHERA		• OLSON			• WEBER			
• CHRISTENSEN			• LANG		• OPEDAHL			• WENTZ			
• CONMY			• LANGLEY		• O'SHEA			• WINGE			
• CRABTREE			• LARDY		• PETERSON			• WINKJER	•		
• DOTZENROD			• LARSON, B #12		• POWERS						
• DUBORD			• LARSON, G #29		• RAU			• MR. SPEAKER			
• EAGLES			• LAUGHLIN		• REED						
• ERICKSON			• LEE		• RICHARD						
• FLEMING			• LIPSIEA		• RICHIE						
• GACKLE			• LOKKEN		• RICHTER						
• GENGLER			• LUNDENE		• RIEHL						
• GERI			• MAIXNER		• ROCHELEAU						
• GRONNEBERG			• MARSDEN		• RUED						
• GUNDERSON			• MARTIN, C #38		• RUSSELL						
• GUNSCH			• MARTIN, G #43		• RYLANCE						
• HAUGLAND			• MARTINSON		• SCHINDLER						
• HAUSAUER, A #49			• MATCHIE		• SCHUETT						
• HAUSAUER, L #25			• McCAFFREY		• SCOFIELD						
• HERMAN			• MCGAUVRAN		• SOLBERG						
• HERSLIP			• MEIERS		• STENEHJEM						
• HICKLE			• MERTENS		• STRINDE	•					
• HILL			• METZ		• SWIONTEK						
• HORGAN			• METZGER		• THORSGARD						
• JACOBSON			• MEYER		• TIMM						

So the bill passed and the title was agreed to.

House Bill No. 1341. A Bill for an Act to create and enact a new subsection to section 39-10-46 of the North Dakota Century Code, relating to the authority of school bus drivers to turn on flashing lights within city limits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92, nays, 2; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON		• MILLER			• TINJUM	•		
• BACKES	•		• KELLY		• MUND			• TWETEN			
• BEAUCLAIR			• KERMOTT		• MURPHY			• UNHJEM			
• BENEDIC	•		• KLOUBEC		• MUSHIK			• VANDER VORST			
• BERG			• KNUDSON		• NICHOLAS			• WAGNER			
• BERGER			• KRETSCHMAR		• NORDBY			• WALSH			
• BLACK			• KUCHERA		• OLSON			• WEBER			
• CHRISTENSEN			• LANG		• OPEDAHL			• WENTZ			
• CONMY			• LANGLEY		• O'SHEA			• WINGE			
• CRABTREE			• LARDY		• PETERSON			• WINKJER	•		
• DOTZENROD			• LARSON, B #12		• POWERS						
• DUBORD			• LARSON, G #29		• RAU			• MR. SPEAKER			
• EAGLES			• LAUGHLIN		• REED						
• ERICKSON			• LEE		• RICHARD						
• FLEMING			• LIPSIEA		• RICHIE						
• GACKLE			• LOKKEN		• RICHTER						
• GENGLER			• LUNDENE		• RIEHL						
• GERI			• MAIXNER		• ROCHELEAU						
• GRONNEBERG			• MARSDEN		• RUED						
• GUNDERSON			• MARTIN, C #38		• RUSSELL						
• GUNSCH			• MARTIN, G #43		• RYLANCE						
• HAUGLAND			• MARTINSON		• SCHINDLER						
• HAUSAUER, A #49			• MATCHIE		• SCHUETT						
• HAUSAUER, L #25			• McCAFFREY		• SCOFIELD						
• HERMAN			• MCGAUVRAN		• SOLBERG						
• HERSLIP			• MEIERS		• STENEHJEM						
• HICKLE			• MERTENS		• STRINDE	•					
• HILL			• METZ		• SWIONTEK						
• HORGAN			• METZGER		• THORSGARD						
• JACOBSON			• MEYER		• TIMM						

So the bill passed and the title was agreed to.

House Bill No. 1357. A Bill for an Act to amend and reenact section 39-06-32 of the North Dakota Century Code, relating to the power of the highway commissioner to suspend a driver's license for failing to appear in court after signing a promise to do so and for failing to pay a fine or serve a sentence ordered by a court.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY		•	• UNHJEM	•	
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE		•			
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER		•	• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, C. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEW					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1389. A Bill for an Act to amend and reenact sections 40-44-01 and 40-44-07 of the North Dakota Century Code, relating to the population requirement of cities which may adopt a civil service system, and eliminating such population 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, 93; nays, 0; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					

• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCHE	• MARTIN, G. #43	• RYLAND
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDER
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1401. A Bill for an Act to amend and reenact subsection 6 of section 57-02-11 of the North Dakota Century Code, relating to the frequency of assessment of real property by cities and counties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAULAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1408. A Bill for an Act to create and enact a new section to chapter 57-01 of the North Dakota Century Code, relating to contractual agreements for collection of tax by the tax commissioner in behalf of counties and incorporated 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, 83; nays, 7; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAULAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		

• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONNY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTER	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1426. A Bill for an Act to amend and reenact sections 30.1-19-01, 30.1-19-02, and 30.1-19-03, and subsection 1 of section 30.1-19-07 of the North Dakota Century Code, relating to notice to creditors, statutes of limitation, limitations on presentation of claims, and payment of 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, 91; nays, 2; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNO			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOL			• WAGNER		
• BERGER			• KRFTSCHMAR	•		• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED	•				
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTER					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1457. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 and subsection 1 of section 39-06-14 of the North Dakota Century Code, relating to identification as a donor pursuant to the Uniform Anatomical Gift Act on motor vehicle operator's applications and 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, 90; nays, 1; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOOT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEK			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REO	•				
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL	•				
• GERL			• MAIXNER			• ROCHELEAU	•				
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAR			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER	•				
• HILL			• METZ			• SWIONT	•				
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1463. A Bill for an Act to amend and reenact subsection 2 of section 10-15-25 of the North Dakota Century Code, relating to the number of directors of cooperative associations.

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, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOOT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEK			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS	•				
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REO	•				
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL	•				
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAR			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONT	•				
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.
House Bill No. 1476. A Bill for an Act to amend and reenact section 11-28.2-01 of the North Dakota Century Code, relating to establishment of recreation service 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, 89; nays, 2; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMBITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LUKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCH			• SCHUETT					
• HAUSAUER, L. #25			• McCAFREY			• SCOFIELD					
• HERMAR			• McGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDE					
• HILL			• METZ			• SWIONTER					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.
House Bill No. 1482. A Bill for an Act to create and enact a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 and a new subsection to section 39-06.1-10 of the North Dakota Century Code, relating to the assignment of points against the driving record of unlicensed operators; to amend and reenact subsection 1 of section 39-06-01 of the North Dakota Century Code, relating to decriminalizing the offense of driving without a license; to repeal subsection 9 of section 39-06.1-05 of the North Dakota Century Code, relating to excepting the offense of driving without a license from the noncriminal disposition of traffic offenses; and to provide 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, 84; nays, 7; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGRISH			• O'SHEA			• WINGE		

• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCHE	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTER	
• HORGAN	• METZGER	• THORSgard	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1539. A Bill for an Act to create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to the definition of foster care for children, foster family home, group home, and residential child care facility; to amend and reenact section 50-11-01 of the North Dakota Century Code, relating to the licensing of facilities providing foster care and enumerating those arrangements not requiring licensure.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAULAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCHE			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTER					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1542. A Bill for an Act to amend and reenact sections 19-03.1-05, 19-03.1-07, 19-03.1-09 and 19-03.1-11 of the North Dakota Century Code, relating to the schedules of controlled substances under the uniform controlled substances 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED	•				
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCHE			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTER					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1564. A Bill for an Act to amend and reenact subdivision k of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for members of the armed forces and the national guard.

Which has been read.

Rep. Martinson requested that he be excused from voting on House Bill No. 1564 because of a conflict of interest.

Rep. Kretschmar moved that Rep. Martinson and all other members of the National Guard be allowed to vote on this bill, 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, 15; nays, 80; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED	•				
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					

GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•
HAUGLAND	•	MARTINSON	•	SCHINDLER	•
HAUSAUER, A. #49	•	MATCHIE	•	SCHIETT	•
HAUSAUER, L. #25	•	MCCAFFREY	•	SCOFIELD	•
HERMA	•	MCGAUVRRAN	•	SOLBERG	•
HERSLIP	•	MEIERS	•	STENEHJEM	•
HICKLE	•	MERTENS	•	STRINDEN	•
HILL	•	METZ	•	SWIONT	•
HORGAN	•	METZGER	•	THORSKARD	•
JACOBSON	•	MEYER	•	TIMM	•

So the bill lost.

MOTION

Rep. Meyer moved that the House reconsider its action by which House Bill No. 1102 was lost, which motion prevailed on a deviation vote.

SECOND READING OF A HOUSE BILL

House Bill No. 1102. A Bill for an Act to provide funds to counties and cities for the purpose of establishing and operating public transportation systems; and providing an appropriation.

Which has been read.

MOTION

Rep. Strinden moved that House Bill No. 1102 be re-referred to the Committee on Appropriations, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1176, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 16, delete the following: "arthropod,"

On page 3, line 12, delete the following: ", and acts amenda-"

On page 3, line 13, delete the following: "tory thereto"

On page 3, line 22, delete the following: ", and"

On page 3, line 23, delete the following: "acts amendatory thereto"

On page 4, line 4, delete the following: ", and acts amendatory"

On page 4, line 5, delete the word "thereto"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1176 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1307, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 2; Absent, 4, that the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1307 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1308, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 2, line 28, after the word "beans" insert the following: ", excluding soybeans,"

On page 8, line 34, before the period insert the following: "during regular business hours at the office of the council" and also in line 34 delete the words "However, the council shall be empowered to"

On page 8, delete line 35

On page 9, delete lines 1 and 2

And renumber the lines accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. DOTZENROD, Chairman

House Bill No. 1308 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1342, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 4; Absent, 5, that the same be amended as follows:

On page 1, line 16, delete the word "Auction" and insert in lieu thereof the words "Production auction"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1342 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1497, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 3; Absent, 3, that the same be amended as follows:

On page 1, line 24, before the word "operation" insert the word "improper"

On page 3, line 4, after the word "engine" insert the following: "without a fully functional spark arresting induction and exhaust system"

c. Operation of any vehicle with a catalytic converter exhaust system.

d. Any outdoor recreational activity with a high fire danger potential, and specifically camping, hunting, and discharge of firearms.

e. Any commercial or agricultural activity that has a tendency to produce sparks such as welding, flame cutting, metal grinding, blasting, etc., outside a substantial structure or building."

On page 3, line 5, delete the letter "c." and insert the letter "f."

On page 3, line 10, after the word "city" insert the words "that has an organized fire department"

And renumber the lines, pages, and subdivisions accordingly.

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1497 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1548, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 1, delete all of lines 11 through 16 and insert in lieu thereof the following:

"SECTION 1. CITIES AND HEALTH UNITS NOT TO ASSESS DAIRY INSPECTION FEES OR ISSUE PERMITS.) Cities and health units shall not license, issue permits or assess a fee of dairy farmers, creameries, cheese factories, condenseries, drying plants, ice cream plants, ice milk plants, milk plants, or cream stations for dairy inspections or the bacteriological analysis of any dairy products required by law for compliance purposes if such inspection or bacteriological analysis is funded

by the department of agriculture. Where successful dairy inspection programs are being carried out by a local health department or district, the dairy commissioner may contract with the local health department or district; and through such contract provide the funding for the inspections. Local health departments or districts may assess fees for services not provided by this chapter."

And renumber the lines accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. DOTZENROD, Chairman

House Bill No. 1548 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1551, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1551 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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. 1008

House Bill No. 1009

House Bill No. 1136

House Bill No. 1161

House Bill No. 1241

House Bill No. 1265

House Bill No. 1266

House Bill No. 1286

House Bill No. 1298

House Bill No. 1338

House Bill No. 1472

House Bill No. 1493

House Bill No. 1526

House Bill No. 1302

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1145

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1151

House Bill No. 1153

LEO LEIDHOLM, Secretary

Senate Chamber

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

Senate Bill No. 2007
 Senate Bill No. 2009
 Senate Bill No. 2175
 Senate Bill No. 2213
 Senate Bill No. 2295
 Senate Bill No. 2339
 Senate Bill No. 2390
 Senate Bill No. 2445
 Senate Bill No. 2460

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. 1052.

Senators:
 Christensen
 Holmberg
 Lashkowitz
 House Bill 1064
 Freed
 Iszler
 Schirado

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. 2121, Senate Concurrent Resolution 4019.

LEO LEIDHOLM, Secretary

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

Rep. Strinden 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 adjourned until 2:00 p.m., Monday, February 7, 1977, which motion prevailed.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Mertens and Scofield introduced:

House Concurrent Resolution No. 3068. A concurrent resolution directing a study by the Legislative Council on driver licensing in North Dakota.

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

Rep. Rylance introduced:

House Concurrent Resolution No. 3069. A concurrent resolution directing a Legislative Council study of alternative missions for North Dakota colleges.

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

Rep. Rylance introduced:

House Concurrent Resolution No. 3070. A concurrent resolution directing a Legislative Council study of the feasibility and desirability of relocating the University of North Dakota Law School at Bismarck in conjunction with a new Supreme Court Building.

Was read the first time and referred to the committee on Judiciary.
Rep. Rylance introduced:

House Concurrent Resolution No. 3071. A concurrent resolution for the amendment of sections 215 and 216 and subsection 1 and subdivision d of subsection 6 of article 54 of the amendments to the Constitution of the State of North Dakota, all relating to the listing of the state's public institutions; and providing an effective date.

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

Reps. Rylance, Kretschmar and Stenehjem introduced:

House Concurrent Resolution No. 3072. A concurrent resolution directing an interim study by the Legislative Council of the services provided by the state and its political subdivisions to Indian citizens in the areas of health, education, welfare, and other programs to determine the extent of such services, and the efficiency with which they are provided.

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

Reps. Swiontek, McCaffrey and Kretschmar introduced:

House Concurrent Resolution No. 3073. A concurrent resolution directing the Legislative Council to study economic incentives for the return, reuse, and recycling of packaging materials, to study controls for the amount and environmental quality of packaging, and to study systems of solid waste recycling and reuse.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2179. A Bill for an Act to amend and reenact section 11-18-17 of the North Dakota Century Code, relating to the establishment of a county card file system.

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

Senate Bill No. 2201. A Bill for an Act to amend and reenact sections 54-03-20 and 54-03-20.3 of the North Dakota Century Code, relating to the allowance for living and other expenses of members of the legislative assembly and the expenses of the legislative compensation commission.

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

Senate Bill No. 2221. A Bill for an Act to amend and reenact section 39-04-06 of the North Dakota Century Code, relating to the rescission of motor vehicle registration; and to provide for the restoration of suspended registrations.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2222. A Bill for an Act to provide for the licensing and bonding of semitrailer dealers; and to provide a penalty.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2316. A Bill for an Act to amend and reenact section 40-20-05 of the North Dakota Century Code, relating to chief of police and police officer powers and duties, and allowing hot pursuit by a police officer beyond the one and one-half mile limits of a city to make an arrest when obtaining aid of a peace officer having jurisdiction beyond that limit would cause a delay permitting escape.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2371. A Bill for an Act to create and enact a new section to chapter 12.1-05 of the North Dakota Century Code, relating to the indemnification and reimbursement of defendants by the state; to amend and reenact section 12.1-05-06 of the North Dakota Century Code, relating to the use of force in defense of premises and property; and providing an appropriation.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2431. A Bill for an Act to amend and reenact section 15-48-02 of the North Dakota Century Code, relating to notice for school district elections.

Which was read the first time and referred to the Committee on Education.

The House stood adjourned until 2:00 p.m., Monday, February 7, 1977, pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk

TWENTY-FIFTH DAY

Bismarck, February 7, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. John M. Miller, Pastor, Baptist Temple Church, Mandan.

The roll was called, and all members were present except Reps. Fleming, Johnson and Schuett.

A quorum was declared by the Speaker.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1110

House Bill No. 1142

House Bill No. 1179

House Bill No. 1225

House Bill No. 1268

House Bill No. 1301

House Bill No. 1306

House Bill No. 1350

House Bill No. 1359

House Bill No. 1375

House Bill No. 1450

House Bill No. 1453

House Bill No. 1474

House Bill No. 1532

House Bill No. 1537

House Bill No. 1557

House Bill No. 1582

House Bill No. 1583

House Concurrent Resolution No. 3027

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

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

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:

On page 522, delete the number "85" and insert in lieu thereof "84"

On page 522, delete the number "4" and insert in lieu thereof "5"

On page 533, line 52, delete the balance of the line following the word "beans"

On page 533, line 53, delete the word "marks"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

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

MOTIONS

Rep. Mushik moved that House Bill No. 1268, on the calendar for final action, and House Bill No. 1595, on the calendar for adoption of amendments, be laid over one legislative day, which motion prevailed.

Rep. McCaffrey moved that House Bill No. 1319 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. McCaffrey requested permission to withdraw House Bill No. 1319. There being no objection, it was so ordered by the Speaker.

Rep. McCaffrey requested that the following remarks be printed in the Journal, which request was granted.

Rep. McCaffrey:

"Mr. Speaker, Members of the Assembly:

"I am withdrawing House Bill 1319 from further consideration at this time primarily because the bill as you see it before you in your bill book in its unamended form does not convey the same intent that the amended form would have conveyed had it been amended as I originally wished it to be. When I appeared before the House Transportation Committee to testify for this bill, I testified in support of my proposed amendments, not in support of the unamended bill. Because the committee, after due and fair consideration, decided to give the bill a "Do not pass" designation, it was forced by the rules under which we operate to send it to the floor of the House in an unamended form. I do not blame the committee for this since it was only doing its job in following correct procedure. However, I cannot now support the bill in its present form, and I regret that I cannot bring before you for full House debate the legislation as I envisioned it.

"Very simply, House Bill 1319 could be designated not only as consumer legislation, but as priority consumer legislation for many people throughout the State of North Dakota. It was supported by the Attorney General's office and by reputable business establishments as well as by consumer advocates and many private citizens who provided me with a deluge of mail and phone calls as proof of their support. Reputable businesses supported the bill as it would have been amended because they knew that consumers wanted it, and they're well aware that what's good for the consumer is good for business. It's this concept that keeps the free enterprise system going. Unfortunately, some business establishments were unaware of the proposed amendments, and they therefore provided opposition based on their knowledge of the unamended bill. Then too, of course, there are always those who are opposed to change in any form for fear of being slightly inconvenienced. As we all know, it's safer and much more comfortable to support the status quo.

"Mr. Speaker and members of this assembly, it's because of this tendency we have to cling to the status quo that I feel a genuine concern for the fate of all consumer legislation that may come before us in this session — some good legislation and some poor legislation, nevertheless all legislation which the general public feels that it needs and wants in one form or another regardless of the protestations of special interest groups that they may be inconvenienced or forced to make changes.

"As legislators we have two clear choices. We may choose to act like the big ostrich that buries its head in the sand and then considers itself

safe from all of the turmoil going on in the world above it. In other words, we may bury our heads in our legislative books and simply refuse to recognize widespread problems when they're brought to us. On the other hand, we can take the more difficult path — the one that requires us to recognize problems that we don't like to have to consider and requires us to deal with these problems in an honest and realistic way.

"Ladies and gentlemen, we know that there is much that's right and good in our State of North Dakota, but if everything were right and good, this Legislative Assembly would not be needed at all. Unfortunately, we need to be reminded from time to time that we're not here to congratulate ourselves on what's right. We're here to correct what's wrong even though it sometimes hurts to do it.

"I realize that I certainly do not have all of the answers — not even most of the answers. I also realize that as a freshman legislator I don't have the political expertise and the legislative knowledge that many of you have gained over a period of time — expertise and knowledge which I respect. Nevertheless, I sincerely hope we can all say that we share one thing in common — the ability and willingness to grow and act on principle instead of expediency in the consideration of new ideas and concepts. With this in mind I urge you as strongly as I know how to try to give consumer legislation greater consideration than records indicate that it has been given in the past. Thank you for your patience."

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1173 as recommended by the Committee on Appropriations as printed on page 511 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1414 as recommended by the Committee on Social Welfare as printed on page 512 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1442 as recommended by the Committee on Transportation as printed on page 513 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1503 as recommended by the Committee on Political Subdivisions as printed on page 513 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1563 as recommended by the Committee on Transportation as printed on page 514 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1176 as recommended by the Committee on Natural Resources as printed on page 533 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1308 as recommended by the Committee on Agriculture as printed on pages 533 and 534 of the House Journal be adopted, which motion prevailed.

House Bill No. 1308 was re-referred to the Committee on Appropriations.

Rep. Dotzenrod moved that the amendments to House Bill No. 1342 as recommended by the Committee on Agriculture as printed on page 534 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1497 as recommended by the Committee on Agriculture as printed on page 534 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1548 as

recommended by the Committee on Agriculture as printed on pages 534 and 535 of the House Journal be adopted, which motion prevailed.

House Bill No. 1548 was re-referred to the Committee on Appropriations.

SECOND READING OF HOUSE BILLS

House Bill No. 1162. A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances, payment of supplementary benefits, establishment of a supplementary benefit fund within the workmen's compensation fund, and providing an appropriation.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 47; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					• TINJUM
• BACKES			• KELLY			• MUND					• TWETEN
• BEAUCLAIR			• KERAMOTT			• MURPHY					• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK					• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS					• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY					• WALSH
• BLACK			• KUCHERA			• OLSON					• WEBER
• CHRISTENSEN			• LANG			• OPEDAHN					• WENTZ
• CONNY			• LANGLEY			• O'SHEA					• WINGE
• CRABTREE			• LARDY			• PETERSON					• WINKLER
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEF			• RICHARD					
• FLEMING			• LIPSIE			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, I. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STNEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost for want of a constitutional majority.

House Bill No. 1377. A Bill for an Act to create and enact a new section to chapter 57-54 of the North Dakota Century Code, relating an to exemption from the motor vehicle fuel tax for motor fuel used for marine vessels.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 82; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					• TINJUM
• BACKES			• KELLY			• MUND					• TWETEN
• BEAUCLAIR			• KERAMOTT			• MURPHY					• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK					• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS					• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY					• WALSH
• BLACK			• KUCHERA			• OLSON					• WEBER
• CHRISTENSEN			• LANG			• OPEDAHN					• WENTZ
• CONNY			• LANGLEY			• O'SHEA					• WINGE

CRABTREE ●	LARDY ●	PETERSON ●	● WINKJER
DOTZENROD ●	LARSON, JB. #12 ●	POWERS ●	
DuBORD ●	LARSON, G. #29 ●	RAU ●	MR SPEAKER ●
EAGLES ●	LAUGHLIN ●	REED ●	
ERICKSON ●	LEE ●	RICHARD ●	
FLEMING ●	LIPSIEA ●	RICHIE ●	
GACKLE ●	LOKKEN ●	RICHTER ●	
GENGLER ●	LUNDENE ●	RIEHL ●	
GERL ●	MAXNER ●	ROCHELEAU ●	
GRONNEBERG ●	MARSDEN ●	RUED ●	
GUNDERSON ●	MARTIN, C. #38 ●	RUSSELL ●	
GUNSCH ●	MARTIN, G. #43 ●	RYLANCE ●	
HAUGLAND ●	MARTINSON ●	SCHINDLER ●	
HAUSAUER, A. #49 ●	MATCHIE ●	SCHUETT ●	
HAUSAUER, L. #25 ●	McCAFFREY ●	SCOFIELD ●	
HERMAN ●	McGAUVRAN ●	SOLBERG ●	
HERSLIP ●	MEIERS ●	● STENEHJEM	
HICKLE ●	MERTENS ●	STRINDEN ●	
HILL ●	METZ ●	SWIONTEK ●	
HORGAN ●	METZGER ●	THORSGARD ●	
JACOBSON ●	● MEYER	TIMM ●	

So the bill lost.

House Bill No. 1425. A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to the exemption of leasehold interests on land belonging to political subdivisions of this state.

Which has been read, with Committee Recommendations Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 9; nays, 88; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON ●			JOHNSON ●			MILLER ●			TINJUM ●		
BACKES ●			KELLY ●			MUND ●			TWETEN ●		
BEAULAIR ●			KERMOTT ●			MURPHY ●			UNHJEM ●		
BENEDICT ●			KNUBBEC ●			MUSHK ●			VANDER VORST ●		
BERG ●			KNUDSON ●			NICHOLAS ●			WAGNER ●		
BERGER ●			KRETSCHMAR ●			NORDBY ●			WALSH ●		
BLACK ●			KUCHERA ●			OLSON ●			WEBER ●		
CHRISTENSEN ●			LANG ●			OPEDAHL ●			WENTZ ●		
● CONMY ●			LANGLEY ●			O'SHEA ●			WINGE ●		
CRABTREE ●			LARDY ●			PETERSON ●			WINKJER ●		
DOTZENROD ●			LARSON, B. #12 ●			POWERS ●					
DuBORD ●			● LARSON, G. #29			RAU ●			MR SPEAKER ●		
EAGLES ●			LAUGHLIN ●			REED ●					
ERICKSON ●			LEE ●			RICHARD ●					
FLEMING ●			LIPSIEA ●			RICHIE ●					
● GACKLE ●			LOKKEN ●			RICHTER ●					
GENGLER ●			LUNDENE ●			RIEHL ●					
GERL ●			● MAXNER ●			ROCHELEAU ●					
GRONNEBERG ●			MARSDEN ●			RUED ●					
GUNDERSON ●			MARTIN, C. #38 ●			RUSSELL ●					
GUNSCH ●			MARTIN, G. #43 ●			RYLANCE ●					
HAUGLAND ●			MARTINSON ●			SCHINDLER ●					
HAUSAUER, A. #49 ●			MATCHIE ●			● SCHUETT ●					
HAUSAUER, L. #25 ●			McCAFFREY ●			SCOFIELD ●					
HERMAN ●			McGAUVRAN ●			SOLBERG ●					
HERSLIP ●			MEIERS ●			● STENEHJEM					
HICKLE ●			MERTENS ●			STRINDEN ●					
HILL ●			● METZ ●			SWIONTEK ●					
HORGAN ●			METZGER ●			THORSGARD ●					
● JACOBSON			● MEYER			TIMM ●					

So the bill lost.

House Bill No. 1449. A Bill for an Act to create and enact a new subsection to section 57-40-3-04 of the North Dakota Century Code, relating to exemptions from the motor vehicle excise tax.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 83; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

House Bill No. 1596. A Bill for an Act to provide aid to nonpublic institutions of higher education, and providing an appropriation.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 73; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

House Bill No. 1391. A Bill for an Act to amend and reenact sections 53-04-03, 53-04-04, 53-04-05, and 53-04-06 of the North Dakota Century Code, relating to the licensing of amusement games.

Which has been read, with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 64; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			JOHNSON			MILLER		TINJUM
•			KELLY			MUND		TWETEN
•			KERMOTT			MURPHY		UNHJEM
•			KLOUBEC			MUSHIK		VANDER VORST
•			KNUDSON			NICHOLAS		WAGNER
•			KRETSCHMAR			NORDBY		WALSH
•			KUCHERA			OLSON		WEBER
•			LANG			OPEDAHL		WENTZ
•			LANGLEY			O'SHEA		WINGE
•			LARDY			PETERSON		WINKJER
•			LARSON, B #12			POWERS		
•			LARSON, G #29			RAU		MR SPEAKER
•			LAUGHLIN			REED		
•			LEE			RICHARD		
•			LIPSIA			RICHIE		
•			LOKKEN			RICHTER		
•			LUNDENE			RIEHL		
•			MAIXNER			ROCHELEAU		
•			MARSDEN			RUED		
•			MARTIN, C #38			RUSSELL		
•			MARTIN, G #43			RYLANCE		
•			MARTINSON			SCHINDLER		
•			MATCHIE			SCHUETZ		
•			MCCAFFREY			SCOFIELD		
•			MCGALVYRAN			SOLBERG		
•			MEIERS			STENEJEM		
•			MERTENS			STRINDEN		
•			METZ			SWIONTEK		
•			METZGER			THORSGARD		
•			MEYER			TIMM		

So the bill lost.

House Bill No. 1110. A Bill for an Act to amend and reenact sections 15-04-09, 15-06-25, and 15-07-05 of the North Dakota Century Code, relating to notices of school land sales and leases.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 29; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			JOHNSON			MILLER		TINJUM
•			KELLY			MUND		TWETEN
•			KERMOTT			MURPHY		UNHJEM
•			KLOUBEC			MUSHIK		VANDER VORST
•			KNUDSON			NICHOLAS		WAGNER
•			KRETSCHMAR			NORDBY		WALSH
•			KUCHERA			OLSON		WEBER
•			LANG			OPEDAHL		WENTZ
•			LANGLEY			O'SHEA		WINGE
•			LARDY			PETERSON		WINKJER
•			LARSON, B #12			POWERS		
•			LARSON, G #29			RAU		MR SPEAKER
•			LAUGHLIN			REED		
•			LEE			RICHARD		
•			LIPSIA			RICHIE		
•			LOKKEN			RICHTER		
•			LUNDENE			RIEHL		
•			MAIXNER			ROCHELEAU		
•			MARSDEN			RUED		
•			MARTIN, C #38			RUSSELL		
•			MARTIN, G #43			RYLANCE		
•			MARTINSON			SCHINDLER		
•			MATCHIE			SCHUETZ		
•			MCCAFFREY			SCOFIELD		
•			MCGALVYRAN			SOLBERG		
•			MEIERS			STENEJEM		
•			MERTENS			STRINDEN		
•			METZ			SWIONTEK		
•			METZGER			THORSGARD		
•			MEYER			TIMM		

• GRONNEBERG	MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. # 43	• RYLANDCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETZ
• HAUSAUER, L. #25	• McCAFREY	• SCOFIELD
• HERMAN	• McCAUVREAN	• SOLBERG
• HERSLIP	• MEYERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDE
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1002, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 0; Absent, 3, that the same be amended as follows:

On page 1, line 20, delete the numerals "849,955" and insert in lieu thereof the numerals "857,346"

On page 1, delete line 21

On page 2, line 7, delete the numerals "2,090,562" and insert in lieu thereof the numerals "2,111,582"

On page 2, delete line 8

On page 2, line 15, delete the numerals "6,136,340" and insert in lieu thereof the numerals "6,140,473"

On page 2, line 18, delete the numerals "391,821" and insert in lieu thereof the numerals "395,092"

On page 2, delete line 19

On page 2, line 28, delete the numerals "335,655" and insert in lieu thereof the numerals "338,518"

On page 2, delete line 29

On page 2, line 30, delete the numerals "181,105" and insert in lieu thereof the numerals "165,249"

On page 2, line 31, delete the numerals "37,700" and insert in lieu thereof "28,665"

On page 2, line 35, delete the numerals "2,183,973" and insert in lieu thereof the numerals "2,159,082"

On page 3, line 2, delete the numerals "230,706" and insert in lieu thereof the numerals "205,815"

On page 3, line 3, delete the numerals "1,718,419" and insert in lieu thereof the numerals "1,693,528"

On page 3, line 4, delete the numerals "8,426,938" and insert in lieu thereof the numerals "8,431,071"

On page 3, line 5, delete the numerals "10,145,357" and insert in lieu thereof the numerals "10,124,599"

And renumber the lines and pages accordingly.

STATEMENT OF PURPOSE OF AMENDMENTS:

Subdivision 1. Departments of Accounts and Purchases. The classification change line item of \$7,391 was deleted and these funds transferred to the salaries and wages line item.

Subdivision 2. Central Data Processing. The classification change line item of \$16,887 was deleted and these funds transferred to the salaries and wages line item. Also, \$4,133 was added to salaries and wages for estimated unemployment compensation.

Subdivision 3. Central Personnel Office. The classification change line

item of \$3,271 was deleted and these funds transferred to the salaries and wages line item.

Subdivision 4. State Planning Agency. The classification change line item of \$2,863 was deleted and these funds transferred to the salaries and wages line item. The fees and services appropriation was reduced by \$15,856 in accordance with five percent annual inflation guidelines. The supplies and materials appropriation was reduced by \$9,035 in accordance with five percent annual inflation guidelines.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1002 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1017, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 5, that the same be amended as follows:

On page 1, line 19, delete the numerals "29,527" and insert in lieu thereof the numerals "17,975"

On page 1, line 20, delete the numerals "29,310" and insert in lieu thereof the numerals "24,053"

On page 1, line 22, delete the numerals "173,837" and insert in lieu thereof the numerals "157,028"

On page 1, line 23, delete the numerals "58,837" and insert in lieu thereof the numerals "42,028"

On page 2, line 7, delete the numerals "79,826" and insert in lieu thereof the numerals "109,826"

On page 2, line 8, delete the numerals "79,826" and insert in lieu thereof the numerals "109,826"

On page 2, line 10, delete the numerals "383,970" and insert in lieu thereof the numerals "397,161"

On page 2, line 11, delete the numerals "498,970" and insert in lieu thereof the numerals "512,161"

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the Penitentiary fees and services line item by \$11,552 and the supplies and materials line item by \$5,257. The State Hospital supplies and materials line item is increased by \$30,000 for increased heating fuel estimates.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1017 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1018, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 9; Absent, 1, that the same be amended as follows:

On page 3, line 18, delete the word "Associations" and insert in lieu thereof the words "Cities eligible under this Act and associations"

On page 4, line 4, after the word "include" insert the words "cities eligible under 7 U.S.C. 1926 and"

On page 4, line 9, after the word "Applicant" insert the word "cities," And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1018 was placed on the 6th order of business on the calendar for the succeeding legislative day.

DIVIDED REPORT OF STANDING COMMITTEES

Mr. Speaker: A Majority of your Committee on Natural Resources to whom was referred House Bill No. 1120, has had the same under consideration and recommends that the same do not pass.

REP. BERG
 REP. A. HAUSAUER
 REP. KERMOTT
 REP. KLOUBEC
 REP. LANGLEY
 REP. C. MARTIN
 REP. MURPHY
 REP. SCHINDLER
 REP. WINKJER

REP. WINGE, Chairman

Mr. Speaker: A Minority of your Committee on Natural Resources to whom was referred House Bill No. 1120, has had the same under consideration and recommends that the same do pass.

REP. WINGE
 REP. TINJUM
 REP. MAIXNER
 REP. MATCHIE
 REP. RYLANCE
 REP. WALSH

REP. WINGE, Chairman

The Reports of the Majority and the Minority with House Bill No. 1120 were placed on the 11th order of business on the calendar for the succeeding legislative day.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1190, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1 of the engrossed bill, line 18 after the period insert the following: "Family planning services" as used herein shall be limited to information and educational services relating to contraception and to the provision of counseling services."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1190 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1237, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 1; Absent, 2, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1237 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1337, has had the same under consideration and recommend that the same be amended as follows:

On page 2, line 6, delete the word "public" and insert in lieu thereof the word "qualified"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1337 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1428, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1428 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1432, has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 17, delete the word "controls" and insert in lieu thereof the word "control"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

And re-refer to the Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1432 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1437, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1437 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1440, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1440 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1511, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1511 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1592, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 13, after the word "license" insert the words "cancellation or suspension,"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1592 was placed on the 6th order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1177. A Bill for an Act to create a new section in Chapter 20.1-08 of the North Dakota Century Code, relating to designation of a moose hunting season and providing that recipients of a moose hunting license shall not be eligible to apply for another such 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, 78; nays, 16; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES			• KELLY			• MUND		•	• TWETEN		•
• BEAUCLAIR			• KERMOY		•	• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY		•	• WALSH		•
• BLACK			• KUČHEPA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDEN			• RIEHL		•			
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETZ					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS		•	• STENEHJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDEN					
• HILL		•	• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1221. A Bill for an Act to provide for a solvency contribution to the unemployment compensation fund and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 29; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES			• KELLY			• MUND		•	• TWETEN		•
• BEAUCLAIR			• KERMOY		•	• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY		•	• WALSH		•
• BLACK			• KUČHER			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					

• GENGLER	• LUNDEN	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1261. A Bill for an Act to amend and reenact section 15-38-17 of the North Dakota Century Code, to assure that public employees shall not lose their regular salary or commission compensation while serving on official business of the teachers' professional practices 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, 59; nays, 36; absent and not voting, 5.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBE			• MUSHIK		• VANDER VORST
• BERG	•		• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN	•		• LANG	•		• OPEDAH		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE	•		• LARDY			• PETERSON		• WINKLER
• DOTZENROD			• LARSON, B. #12	•		• POWERS		
• DUBORD			• LARSON, G. #29	•		• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA	•		• RICHIE		
• GACKLE	•		• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON	•		• MARTIN, C. #38	•		• RUSSELL		
• GUNSCH			• MARTIN, G. #43	•		• RYLANCE		
• HAUGLAND			• MARTINSON	•		• SCHINDLER		
• HAUSAUER, A. #49	•		• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD	•	
• HERMAN	•		• MCGAUVRAN	•		• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE	•		• MERTENS	•		• STRINDEN		
• HILL			• METZ	•		• SWIONTEK		
• HORGAN			• METZGER	•		• THORSGARD	•	
• JACOBSON			• MEYER			• TIMM		

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. 1273
- House Bill No. 1303
- House Bill No. 1310
- House Bill No. 1367
- House Bill No. 1370
- House Bill No. 1372

House Bill No. 1538

ROY GILBREATH, Chief Clerk
MESSAGES FROM THE SENATE
Senate Chamber

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

Senate Bill No. 2157
Senate Bill No. 2223
Senate Bill No. 2269
Senate Bill No. 2280
Senate Bill No. 2323
Senate Bill No. 2337
Senate Bill No. 2345
Senate Bill No. 2347
Senate Bill No. 2366
Senate Bill No. 2375
Senate Bill No. 2415
Senate Bill No. 2476

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1032

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1048

LEO LEIDHOLM, Secretary

Rep. Mushik moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:00 p.m., Tuesday, February 8, 1977, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2007. Budgets — Law Enforcement — 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. 2009. Budgets — Attorney General — 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. 2175. A Bill for an Act to amend and reenact subdivision a of subsection 1 of section 52-04-19 of the North Dakota Century Code, relating to financing unemployment compensation benefits paid to employees of the state hospitals or state institutions of higher education; and to provide an effective date.

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

Senate Bill No. 2213. A Bill for an Act to create and enact subdivisions j and k of subsection 11 of section 52-01-01, subdivisions m and n of subsection 13 of section 52-01-01, subsections 31 and 32 of section 52-01-01, section 52-04-19.1, subsections 12, 13, 14, and 15 of section 52-06-02 of the North Dakota Century Code, relating to unemployment compensation definitions, coverage, accounts, and benefits, and to amend and reenact subdivision f of subsection 11 of section 52-01-01, subdivision f of subsection 13 of section 52-01-01, paragraph (3) and (6) of subdivision h of subsection 13 of section 52-01-01, the first paragraph of subdivision i of subsection 13 of section 52-01-01, paragraph (5) of subdivision i of subsection 13 of section 52-01-01, subdivisions a and b of subsection 15 of section 52-01-01, subsection 20 of section 52-01-01, section 52-04-07, subsection 3 of section 52-06-04, subsections 2 and 3 of section 52-07.1-03 of the North Dakota Century Code, relating to unemployment compensation definitions, coverage, accounts, and benefits.

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

Senate Bill No. 2295. A Bill for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to the issuance of photo identification cards for nondrivers by the highway commissioner; to repeal section 14-10-16 and chapter 14-16 of the North Dakota Century Code, relating to the issuance of identification cards by the clerk of the district court; and to provide a penalty.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2339. A Bill for an Act to create and enact a new subsection to section 57-40.2-04 of the North Dakota Century Code, providing that sales of personal property and services exempt from the sales tax shall also be exempt from the use tax; and to amend and reenact subsection 3 of section 57-40.2-04 of the North Dakota Century Code, relating to the exemption of motor vehicles from the use tax.

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

Senate Bill No. 2390. A Bill for an Act to repeal section 15-47-18 of the North Dakota Century Code, relating to the payment of tuition for children whose parents live on county poor farms.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2445. A Bill for an Act to create and enact section 57-39.2-14.1 of the North Dakota Century Code, relating to direct payment of sales and use tax to the commissioner; to amend and reenact subsection 1 of section 57-40.2-07 of the North Dakota Century Code relating to the collection of use tax.

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

Senate Bill No. 2460. A Bill for an Act making an appropriation to defray the expenses of the rural forest and fire protection program.

Which was read the first time and referred to the Committee on Appropriations.

The House stood recessed until 1:00 p.m., Tuesday, February 8, 1977, pursuant to the motion of Rep. Mushik.

ROY GILBREATH, Chief Clerk

TWENTY-FIFTH DAY AFTER RECESS AND TWENTY-SIXTH DAY

Bismarck, February 8, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1173
 House Bill No. 1176
 House Bill No. 1308
 House Bill No. 1342
 House Bill No. 1414
 House Bill No. 1442
 House Bill No. 1497
 House Bill No. 1503
 House Bill No. 1548
 House Bill No. 1563

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

PARLIAMENTARY RULING

In response to Rep. Fleming's request for a ruling as to the acceptance of a committee report wherein the committee recommends that a bill be amended and subsequently recommends the bill Do Not Pass, Speaker Solberg announced the following:

"After reviewing Rule No. 47 in the House Rules, which states that which a House Committee can do, but does not speak to the question of what a House committee cannot do, I then examined Mason's Rules, which states under Section 672, Paragraph 2, on page 468:

"2. A committee should report only such recommendations as have been agreed upon by a majority vote at a meeting to which all members were invited, and at which a quorum was present."

"In consideration of this information, it is apparent to me that when the majority of a committee recommends an amendment and a subsequent Do Not Pass, we have no alternative under our rules and Mason's but to accept the committee report as presented."

MOTIONS

Rep. Unhjem moved that House Bill No. 1550 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Unhjem requested permission to withdraw House Bill No. 1550. There being no objection, it was so ordered by the Speaker.

RECOGNITION

Speaker Solberg announced that a former Speaker of the House was in the chambers, and requested that the House recognize former Speaker Vernon Johnson, and Speaker Johnson was thereupon introduced to the House, he who briefly addressed the assembly.

MOTION

Rep. Backes moved that the rules be suspended, and those bills on the Sixth and Eleventh Orders of Business for consideration after 2:00 p.m., be moved up on the calendar for consideration before 2:00, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1002 as recommended by the Committee on Appropriations as printed on pages 547 and 548 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1017 as recommended by the Committee on Appropriations as printed on page 548 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1018 as recommended by the Committee on Appropriations as printed on page 548 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1190 as recommended by the Committee on Judiciary as printed on page 549 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1337 as recommended by the Committee on Education as printed on page 550 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1432 as recommended by the Committee on Education as printed on page 550 of the House Journal be adopted, which motion prevailed.

House Bill No. 1432 was re-referred to the Committee on Appropriations.

Rep. Rylance moved that the amendments to House Bill No. 1592 as recommended by the Committee on State and Federal Government as printed on page 550 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1595 as recommended by the Committee on Appropriations as printed on page 514 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Lang moved that House Bill No. 1453 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1237. A Bill for an Act to provide state assistance for local law enforcement effort, to establish procedures for provision of that assistance, and to provide for the setting of standards of eligibility for assistance; to provide penalties; and to provide an appropriation.

Which has been read with the Committee Recommendation Do Not Pass

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					• TINJUM
• BACKES		•	• KELLY			• MUND					• TWETEN
• BEAUCLAIR			• KERMOETT		•	• MURPHY		•			• UNHJEM
• BENEDICT		•	• KLOUBEC			• MUSHK			•		• VANDER VORST
• BERG		•	• KNUDSON			• NICHOLAS		•			• WAGNER
• BERGER		•	• KRETSCHMAR			• NORDBY					• WALSH
• BLACK		•	• KUCHERA		•	• OLSON					• WEBER
• CHRISTENSEN		•	• LANG			• OPEDAH					• WENTZ
• CONMY			• LANGLEY			• O'SHEA			•		• WINGE
• CRABTREE		•	• LARDY			• PETERSON					• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU					• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSIGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ralph Scott and Rep. Scott was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1268. A Bill for an Act to create and enact a new subdivision of subsection 1 of section 57-38-01.2 of the North Dakota Century Code to provide a deduction from state income taxes for parents whose minor children attend private elementary or secondary schools.

Which has been read, with Committee Recommendation Do Not Pass

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 34; nays 63; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		•			• TINJUM
• BACKES			• KELLY			• MUND					• TWETEN
• BEAUCLAIR			• KERMOETT		•	• MURPHY		•			• UNHJEM
• BENEDICT		•	• KLOUBEC			• MUSHK			•		• VANDER VORST
• BERG		•	• KNUDSON			• NICHOLAS		•			• WAGNER
• BERGER		•	• KRETSCHMAR			• NORDBY					• WALSH
• BLACK		•	• KUCHERA		•	• OLSON					• WEBER
• CHRISTENSEN			• LANG			• OPEDAH					• WENTZ
• CONMY			• LANGLEY			• O'SHEA			•		• WINGE
• CRABTREE		•	• LARDY			• PETERSON					• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU					• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					

• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAO	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

MOTION

Rep. Fleming moved that the House reconsider its action by which House Bill No. 1162 was lost for want of a constitutional majority, which motion prevailed on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1162. A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances, payment of supplementary benefits, establishment of a supplementary benefit fund within the workmen's compensation fund, 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, 51; nays, 48; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHEM		
• BENEDICT			• KLOUBEC			• MUSIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAO			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Representative Backes moved that the vote by which House Bill No. 1162 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a verification vote.

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

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

ROY GILBREATH, Chief Clerk

TWENTY-SIXTH DAY

Bismarck, February 8, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Charles Hill, Pastor, United Church of Christ, Bismarck.

The roll was called, and all members were present except Rep. Meiers. 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 and recommends that the same be corrected as follows:

On page 547, line 20, after the word "line" delete the numeral "1" and insert in lieu thereof the number "20".

And when so corrected recommends that the same be approved.

REP TINJUM, Chairman

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

PRESENTATION OF COMMUNICATIONS

State of North Dakota

Executive Office

Bismarck

TO THE MEMBERS OF THE FORTY-FIFTH LEGISLATIVE ASSEMBLY:

In my State of the State Message to the Forty-fifth Legislative Assembly I said:

I had hoped to recommend that kindergarten be funded on a statewide basis, but budget constraints have prevented me from doing so. I do believe it to be an important new program we should look at on a statewide basis if the financial picture during the legislative session appears to improve.

I have been advised by the Tax Department that the \$29,400,000 in the Executive Budget for the Personal Property Replacement Program will exceed the need. Current replacement levels indicate that the appropriation should be \$26,000,000. With the \$3,400,000 change in this item, I am now recommending that \$3,500,000 be appropriated for public kindergarten on a statewide basis.

Sincerely yours,
ARTHUR A. LINK,
Governor

REPORT OF STANDING COMMITTEE

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 1, line 1, after the word "Act" insert the following: "to prohibit school boards from selling textbooks to pupils or otherwise charging unauthorized fees, to allow school boards to establish authorized fees, to withhold foundation payments if prohibited fees are required, to exempt postsecondary instructional programs, to require school boards to reduce textbook, and unauthorized activity, fees by not less than twenty percent

the first year after the effective date of this Act and not less than an additional twenty percent each year thereafter, and to provide additional payments to school districts for such purposes;”

On page 1, line 5, after the semicolon delete the word “and” and insert in lieu thereof the words “to create and enact a new subsection to section 15-40.1-08 of the North Dakota Century Code, relating to foundation aid payments for kindergarten;”

On page 1, line 8, after the word “payment” and before the period insert the following: “; to repeal sections 15-43-07, 15-43-08, 15-43-09, and 15-43-10 of the North Dakota Century Code, relating to selling textbooks to pupils, purchase of textbooks from families moving from a school district, discretionary authority of school districts to provide free textbooks, and prescribing the duty of parents or guardians of pupils to furnish textbooks; and to provide an appropriation”

On page 1, after line 11, insert the following new sections:

“SECTION 1. PUBLIC POLICY — DEFINITION.)

1. It is the policy of this state that public education shall be free. No pupil shall be denied an education because of economic inability to furnish textbooks necessary for advancement in or graduation from the public school system. No school board shall sell textbooks nor otherwise charge fees to pupils except as provided by law.

2. For the purposes of this Act, “textbooks” shall include textbooks, workbooks, and other supplies necessary for participation in any instructional course necessary for graduation. It shall not include personal or consumable items, such as pencils, paper, pens, erasers, notebooks, or other items of personal use or products which a student may purchase at his option, such as student publications, class rings, annuals, and similar items.

SECTION 2. AUTHORIZED FEES.) A school board is authorized to require payment of the following fees:

1. A security deposit for the return of textbooks, materials, supplies, or equipment, and may require pupils to furnish personal or consumable items.

2. Admission fees or charges for extracurricular or noncurricular activities where attendance is optional.

3. Fees or premiums for any authorized, voluntary student health and accident benefit plan.

4. Fees for personal physical education and athletic equipment and apparel. Any pupil may provide his own equipment or apparel if it meets reasonable health and safety standards established by the board.

5. Fees in any program where the resultant product becomes the personal property of the pupil.

6. Other fees and charges permitted by statute. This Act shall not preclude the operation of a school store where pupils may purchase school supplies and materials. A board may waive any fee if any pupil or his parent or guardian shall be unable to pay such fees. No pupil's rights or privileges, including the receipt of grades or diplomas, may be denied or abridged for nonpayment of fees.

SECTION 3. ADOPTION OF ADDITIONAL FEES — SUPERINTENDENT OF PUBLIC INSTRUCTION MAY ADOPT REGULATIONS FOR ADDITIONAL FEES — PENALTY.) A school board may adopt additional fees not inconsistent with the provisions of this Act. Any school district which requires the payment of fees prohibited by this Act shall

forfeit foundation payments for those students so charged. All rules and regulations adopted pursuant to this section shall be adopted in accordance with chapter 28-32.

SECTION 4. POSTSECONDARY INSTRUCTIONAL PROGRAMS.) A school board may charge reasonable fees for goods and services provided in connection with any postsecondary instructional program, including vocational and technical programs, adult or continuing education programs, and similar educational programs beyond the secondary level or outside established elementary or secondary education programs.

SECTION 5. SCHEDULE OF IMPLEMENTATION.) Any school board which shall require payment of prohibited fees upon the effective date of this Act shall reduce the total amount of such fees by not less than twenty percent during the first year following the effective date of this Act and shall further reduce such fees by not less than twenty percent each subsequent year. These reductions shall be upon a district's total amount of fees, and may vary as to actual percentage reductions for individual pupils and particular fees.

SECTION 6. TEXTBOOK REPLACEMENT REVENUES.) To carry out the purposes of this Act, the superintendent of public instruction shall pay each school district ten dollars for each student each year of the biennium to replace textbook and activity fee revenues. Such payment may be included within a foundation program payment authorized by section 15-40.1-05, except local school districts shall have discretion as to the application of these revenues. Such revenues shall not be restricted to textbook use only.

SECTION 7. A new subsection to section 15-40.1-08 of the 1975 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

For elementary schools providing kindergartens established according to the provisions of section 15-45-01, there shall be paid that amount of money resulting from multiplying the factor .25 times the educational support per pupil as provided in section 15-40.1-06 for each of the first twenty-five pupils in average daily membership in each classroom or for each teacher, except that no payment shall be made for more than twenty-five pupils in average daily membership in each classroom or for each teacher."

On page 2, line 10, delete the words "sixty-five" and insert in lieu thereof the words "seventy-five"

On page 2, line 13, delete the word "forty" and insert in lieu thereof the word "fifty"

On page 3, line 1, following the word "payments" insert beginning triple parentheses and following the word "however" and before the second comma insert ending triple parentheses; and after the second comma insert the word "except"

On page 3, line 24, delete the word "fifteen" and insert in lieu thereof the word "seventeen"

On page 3, line 26, delete the word "thirty-one" and insert in lieu thereof the word "thirty-four"

On page 4, after line 11, insert the following new sections:

"SECTION 10. REPEAL.) Sections 15-43-07, 15-43-08, 15-43-09, and 15-43-10 of the North Dakota Century Code are hereby repealed.

SECTION 11. APPROPRIATION.)

1. There is hereby appropriated out of any moneys in the general fund

not otherwise appropriated, the sum of \$2,800,000.00 or so much thereof as may be necessary, to the department of public instruction for the purpose of providing an additional \$10 in the foundation payment for each student for each year of the biennium beginning July 1, 1977, and ending June 30, 1979. These additional payments are to be made pursuant to sections 15-40.1-07 and 15-40.1-08.

2. There is also appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$1,500,000.00, or so much thereof as may be necessary, to the department of public instruction for the purpose of providing increased transportation payments pursuant to section 15-40.1-16.

3. There is also appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$2,500,000.00, or so much thereof as may be necessary, to the department of public instruction for the purposes of replacing revenues of school districts lost due to noncollection of textbook and activity fees prohibited by this Act.

4. There is also appropriated out of any moneys in the general fund not otherwise appropriated the sum of \$2,000,000.00, or so much thereof as may be necessary, to the department of public instruction for the purpose of providing foundation aid payments for kindergarten as provided by this Act for the biennium beginning July 1, 1977, and ending June 30, 1979."

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same do pass. And be referred to Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1026 was placed on the 6th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1070, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1070 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1071, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, before line 1 delete "ALTERNATIVE 2."

On page 1, line 7 delete the words "for notice and"

On page 3, line 15 delete the word "one" and insert the word "five"

On page 3, line 16 delete the words "three hundred thousand" and insert the words "one million"

On page 6, after line 16 insert the following new subsection:

"4. Nothing in this Act shall be construed to prohibit a political subdivision from uniting with other political subdivisions in order to purchase liability insurance or to self-insure."

On page 7, line 15 delete the word "NOTICE--"

On page 7 delete all of lines 16 through 35

On page 8 delete all of lines 1 through 14

On page 8, line 15 delete the numeral "2."

On page 10, line 26, after the period insert the following:

"the attorney general shall appear and defend all actions and proceedings against any state employee for alleged negligence within the scope of employment in any court in this state or of the United States when the agency, bureau, or department employing such employee has not purchased liability insurance coverage pursuant to law. If both parties to an action are state employees, the attorney general shall determine which state employee he shall represent, and the other employee may employ counsel to represent him. If one of the adverse parties is a state agency, bureau, or department, the attorney general shall appear and defend the agency, bureau, or department in the manner otherwise provided by law."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1071 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1213, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1213 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1300, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1300 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1335, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1335 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1336, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1336 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1355, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1355 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1365, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same do pass.

And be re-referred to Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1365 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1366, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1366 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1374, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1374 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1379, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1379 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1409, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 4, after the word "penalty" delete the remainder of the line and insert in lieu thereof a period

On page 1, delete lines 5 and 6

On page 2, line 12, delete the period and insert in lieu thereof the following: "; and"

On page 2, after line 12, insert the following new subdivision:

"c. If the drawer has been previously convicted of issuing an instrument without an account or without sufficient funds in a bank or depository pursuant to section 6-08-16."

On page 3, delete lines 19 and 20

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1409 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1420, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1420 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1421, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1421 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1435, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1435 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1447, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1447 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1464, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1464 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1469, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1469 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1483, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 6; Absent, 2, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1483 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1494, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1494 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1553, has had the same under consideration and recommends, that the same do pass.

And be re-referred to Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1553 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1576, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 1, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1576 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1176. A Bill for an Act to create and enact five new subsections to section 20.1-01-02 of the North Dakota Century Code, relating to definitions; to amend and reenact subsection 9 of section 20.1-01-02 and subsection 16 of section 20.1-02-05 of the North Dakota Century Code; relating to a definition, the power of the state game and fish commissioner to protect endangered species, and the creation of a penalty; and to repeal subsection 29 of section 20.1-01-02 of the North Dakota Century Code, relating to a definition.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR	•		• KERMOTT			• MURPHY		•	• UNHEIM		
• BENEDICT			• KLOUBEC			• MUSICK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY	•		• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN	•		• RUFD					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUPRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1179. A Bill for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to the recovery of medical costs incurred by the social service board on behalf of medical assistance recipients; and to amend and reenact section 50-24.1-02 of the North Dakota Century Code, relating to eligibility for medical assistance and to provide for the application of proceeds received from accident and health care coverage to the costs of medical care and to the assignment of rights accruing under health care coverage to the social service board by applicants or recipients of medical assistance.

Which has 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		

● BACKES	● KELLY	● MUND	● TWETEN
● BEAUCLAIR	● KERMOITT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBEC	● MUSHIK	● VANDER VORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONNY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B #12	● POWERS	
● DuBORD	● LARSON, G #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C #38	● RUSSELL	
● GUNSCH	● MARTIN, G #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVRRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEJEM	
● HICKLE	● MERTENS	● STRINDEW	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg 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.

SECOND READING OF HOUSE BILLS

House Bill No. 1225. A Bill for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to the disclosure of information contained in social service board records and providing a penalty; and to repeal sections 50-06.1-11 and 50-09-13, relating to the disclosure of information contained in vocational rehabilitation records and aid to dependent children records.

Which has 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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM
● BACKES			● KELLY			● MUND			● TWETEN
● BEAUCLAIR			● KERMOITT			● MURPHY		●	● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS			● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH
● BLACK			● KUCHERA			● OLSON			● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ
● CONNY	●		● LANGLEY			● O'SHEA			● WINGE
● CRABTREE			● LARDY			● PETERSON			● WINKJER
● DOTZENROD			● LARSON, B #12			● POWERS			
● DuBORD			● LARSON, G #29			● RAU			● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED			
● ERICKSON			● LEE			● RICHARD			
● FLEMING			● LIPSIEA			● RICHIE			
● GACKLE	●		● LOKKEN			● RICHTER			
● GENGLER			● LUNDENE			● RIEHL			
● GERL			● MAIXNER			● ROCHELEAU		●	
● GRONNEBERG			● MARSDEN			● RUED			
● GUNDERSON	●		● MARTIN, C #38			● RUSSELL			
● GUNSCH			● MARTIN, G #43			● RYLANCE			
● HAUGLAND			● MARTINSON			● SCHINDLER			
● HAUSAUER, A #49			● MATCHIE			● SCHUETT			
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD		●	
● HERMAN			● MCGAUVRRAN			● SOLBERG			
● HERSLIP			● MEIERS			● STENEJEM			
● HICKLE			● MERTENS			● STRINDEW			
● HILL			● METZ		●	● SWIONTEK			
● HORGAN			● METZGER		●	● THORSGARD		●	
● JACOBSON			● MEYER			● TIMM			

So the bill passed and the title was agreed to.

House Bill No. 1291. A Bill for an Act to amend and reenact sections 55-08-05 and 55-08-06 of the North Dakota Century Code, relating to charges for services within state parks, and permits for motor vehicles entering state parks.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAIN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ervin Bourgois and Rep. Bourgois was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1301. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code, relating to tax levy limitations 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, 40; nays, 58; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		

• DOTZENROD	• LARSON, B. #12	• POWERS
• DUBORD	• LARSON, G. #29	• RAU
• EAGLES	• LAUGHLIN	• REED
• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVIRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDER
• HILL	• METZ	• SWONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

MR SPEAKER

So the bill lost.

House Bill No. 1306. A Bill for an Act to provide for a mill levy for the rental of buildings, property or classroom space by 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, 52; nays, 45; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		• TINJUM
• BACKES		•	• KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	• KERMOTT		•	• MURPHY		• UNHJEM
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER		•	• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK		•	• KUJCHERA		•	• OLSON		• WEBER
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		• WENTZ
• CONMY		•	• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE		•	• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		
• DUBORD		•	• LARSON, G. #29		•	• RAU		• MR SPEAKER
• EAGLES		•	• LAUGHLIN		•	• REED		
• ERICKSON		•	• LEE		•	• RICHARD		
• FLEMING		•	• LIPSIEA		•	• RICHIE		
• GACKLE		•	• LOKKEN		•	• RICHTER		
• GENGLER		•	• LUNDENE		•	• RIEHL		
• GERL		•	• MAIXNER		•	• ROCHELEAU		
• GRONNEBERG		•	• MARSDEN		•	• RUED		
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		
• HERMAN		•	• McGAUVIRAN		•	• SOLBERG		
• HERSLIP		•	• MEIERS		•	• STENEHJEM		
• HICKLE		•	• MERTENS		•	• STRINDER		
• HILL		•	• METZ		•	• SWONTEK		
• HORGAN		•	• METZGER		•	• THORSGARD		
• JACOBSON		•	• MEYER		•	• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1307. A Bill for an Act to amend and reenact sections 36-11-07 and 36-11-10 of the North Dakota Century Code, to prevent the owner or possessor of livestock in a grazing area from being liable for property damage or trespass caused by such livestock, to provide establishment of a grazing area by petition to the board of county commissioners, to provide for release of wrongfully distrained livestock in grazing areas and for damages; and to repeal section 36-11-08 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, 79; nays, 19; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER	• TINJUM	
• BACKES			• KELLY	•		• MUND	• TWETEN	
• BEAUCLAIR			• KERMOY			• MURPHY	• UNHJEM	
• BENEDICT			• KLOUBEC			• MUSHIK	• VANDER VORST	
• BERG			• KNUDSON			• NICHOLAS	• WAGNER	
• BERGER			• KRETSCHMAR			• NORDBY	• WALSH	
• BLACK			• KUCHERA			• OLSON	• WEBER	
• CHRISTENSEN			• LANG			• OPEDAH	• WENTZ	
• CONMY			• LANGLEY			• O'SHEA	• WINGE	
• CRABTREE			• LARDY			• PETERSON	• WINKJER	
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU	• MR SPEAKER	
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN	•		• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSKARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1342. A Bill for an Act to create and enact a new subsection to section 12.1-30-02 and a new subsection to section 12.1-30-03 of the North Dakota Century Code, relating to the sale of horses on Sunday.

Which has been read.

Rep. Rocheleau requested that he be excused from voting on House Bill No. 1342 because of a conflict of interest.

Rep. Backes moved that Rep. Rocheleau be allowed to vote on House Bill No. 1342, 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, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER	• TINJUM	
• BACKES			• KELLY			• MUND	• TWETEN	
• BEAUCLAIR			• KERMOY			• MURPHY	• UNHJEM	
• BENEDICT			• KLOUBEC			• MUSHIK	• VANDER VORST	
• BERG			• KNUDSON			• NICHOLAS	• WAGNER	
• BERGER			• KRETSCHMAR			• NORDBY	• WALSH	
• BLACK			• KUCHERA			• OLSON	• WEBER	
• CHRISTENSEN			• LANG			• OPEDAH	• WENTZ	
• CONMY			• LANGLEY			• O'SHEA	• WINGE	
• CRABTREE			• LARDY			• PETERSON	• WINKJER	
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU	• MR SPEAKER	
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		

• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERI	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1375. A Bill for an Act to create and enact the Uniform Marriage and Divorce Act, providing procedures for the solemnization and registration of marriage, promoting the amicable settlement of disputes between parties to a marriage, providing for the invalidation of certain marriages and for the dissolution of others, providing for the division of property of the parties, and making reasonable provision for the spouse and minor children during and after litigation, making irretrievable breakdown of the marriage relationship the sole basis for dissolution; to repeal sections 14-03-01, 14-03-02, 14-03-03, 14-03-06, 14-03-07, 14-03-08, 14-03-09, 14-03-17, 14-03-18, 14-03-21, 14-03-22, 14-06-05, and chapters 14-04, 14-05, 14-06, and 27-05.1 of the North Dakota Century Code, relating to the marital relationship and family court; providing a penalty; and providing an effective date.

Which has been read.

Rep. Kretschmar moved that the reading of the title to House Bill No. 1375 be waived, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 12; absent and not voting, 0.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERDMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		

• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSRGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1414. A Bill for an Act to create and enact a new section to the North Dakota Century Code, relating to the requirement that generic or brand names of drugs or medicines be printed on prescription labels.

Which has 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #08			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCH			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSHIP			• MEIBERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSRGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1416. A Bill for an Act to create and enact a new subsection to section 58-03-07 of the North Dakota Century Code, relating to the powers of township electors, and authorizing expenditure of funds for membership in county, state, and national associations of township government.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		

• EAGLES	• LAUGHLIN	• REED
• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C #38	• RUSSELL
• GUNSCH	• MARTIN, G #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A #49	• MATCHIE	• SCHUETT
• HAUSAUER, L #25	• MCCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSgard
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1428. A Bill for an Act to amend and reenact sections 58-03-05, 58-03-10, 58-04-01, 58-04-03, 58-04-19, and 58-07-01 of the North Dakota Century Code, relating to the posting of certain meeting notices by township clerks and to provide instead for publication; and to repeal section 58-03-09 of the North Dakota Century Code, relating to township electors annually designating public places for posting notices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 2; absent and not voting, 1.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERAMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSgard		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1437: A Bill for an Act to amend and reenact sections 32-21-01 and 32-21-05 of the North Dakota Century Code, relating to when action for death by wrongful act maintainable and action not abated by death.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOY			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTEHS			● STRINDEN					
● HILL			● METZ			● SWONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Mike Olienik and Rep. Olienik was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1440. A Bill for an Act to create and enact a new section to Chapter 6-09 of the North Dakota Century Code, relating to the Bank of North Dakota making bank stock loans.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOY			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					

• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1442. A Bill for an Act to create and enact five new paragraphs to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the assessment of points on driving records for various motorcycle offenses; to amend and reenact section 39-06.1-09, subsection 1 of section 39-10.2-06, and section 39-10.2-07 of the North Dakota Century Code, relating to defining motorcycle offenses as moving violations, clarifying the use of motorcycle helmets, and clarifying penalties; and providing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 12; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERR			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD	•		• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• CRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25*			• McCAFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1450. A Bill for an Act to create and enact a new subsection to section 4-28-06 of the North Dakota Century Code, relating to the duties and powers of the wheat commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 59; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERR			• OLSON			• WEBER		

MOTION

Rep. Backes moved that House Bill No. 1120 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1120. A Bill for an Act requiring all beverage containers to be returnable; providing a penalty; and providing an effective date. Which has been read.

Rep. Mushik requested that she be excused from voting on House Bill No. 1120, because of a conflict of interest.

Rep. Backes moved that Rep. Mushik be allowed to vote on House Bill No. 1120, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 72; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	THWEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			•
DUBORD		•	LARSON, G. #29		•	RAU		•			•
EAGLES		•	LAUGHLIN		•	REED		•			•
ERICKSON		•	LEE		•	RICHARD		•			•
FLEMING		•	LIPSEA		•	RICHIE		•			•
GACKLE		•	LOKKEN		•	RICHTER		•			•
GENGLER		•	LUNDENE		•	RIEHL		•			•
GERL		•	MAIXNER		•	ROCHELFAU		•			•
GRONNEBERG		•	MARSDEN		•	RUED		•			•
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			•
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			•
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			•
HAUSAUER, A. #49		•	MATCHIE		•	SCHIETT		•			•
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			•
HERMAN		•	McGAUVRAN		•	SOLBERG		•			•
HERSLIP		•	MEIERS		•	STENEHEIM		•			•
HICKLE		•	MERTENS		•	STRINDEN		•			•
HILL		•	METZ		•	SWIONTEK		•			•
HORGAN		•	METZGER		•	THORSGARD		•			•
JACOBSON		•	MEYER		•	TIMM		•			•
									MR. SPEAKER		•

So the bill lost.

EXPLANATION OF VOTE

Rep. McCaffrey: "Mr. Speaker, I would like to explain my vote.

"I fully agree with the intent of the bill and the philosophy behind it. However, I have some legislation coming up which I feel will deal with the situation more effectively and perhaps without some of the problems connected with House Bill No. 1120.

"I do agree with the philosophy."

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. 1025
- House Bill No. 1062
- House Bill No. 1147
- House Bill No. 1218
- House Bill No. 1226

House Bill No. 1321
 House Bill No. 1341
 House Bill No. 1357
 House Bill No. 1363
 House Bill No. 1376
 House Bill No. 1389
 House Bill No. 1401
 House Bill No. 1408
 House Bill No. 1426
 House Bill No. 1457
 House Bill No. 1463
 House Bill No. 1476
 House Bill No. 1479
 House Bill No. 1482
 House Bill No. 1539
 House Bill No. 1542.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE
 Senate Chamber

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

Senate Bill No. 2008
 Senate Bill No. 2016
 Senate Bill No. 2018
 Senate Bill No. 2131
 Senate Bill No. 2218
 Senate Bill No. 2294
 Senate Bill No. 2349
 Senate Bill No. 2356
 Senate Bill No. 2359
 Senate Bill No. 2378
 Senate Bill No. 2398
 Senate Bill No. 2444
 Senate Bill No. 2492
 Senate Concurrent Resolution No. 4031

LEO LEIDHOLM, Secretary

Rep. Backes 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 9, 1977, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2157. A Bill for an Act to create and enact a new section to chapter 65-13 of the North Dakota Century Code, relating to excluding prisoners from coverage; to amend and reenact sections 65-13-03, 65-13-04, 65-13-05, subsection 7 of section 65-13-06, section 65-13-08, subsection 3 of section 65-13-17, and section 65-13-18 of the North Dakota Century Code, relating to definitions, making awards, powers and duties of the board, limitations on awards, denial of awards and hearings, appeals, and reports to the governor and legislature; and to repeal sections 65-13-07 and 65-13-09 of the North Dakota Century Code, relating to notice to the attorney general and procedure in contested cases.

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

Senate Bill No. 2223. A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to an exemption for buses purchased by senior citizens' and handicapped persons' nonprofit corporations and associations; to amend and reenact subsection 2 of section 57-40.3-04 and section 57-40.3-11 of the North Dakota Century Code, relating to exempt vehicles and a penalty for delinquent motor vehicle excise taxes.

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

Senate Bill No. 2269. A Bill for an Act to authorize the public or private sale of certain premises owned by the state of North Dakota doing business as the university of North Dakota situated in Grand Forks, North Dakota, and for authority to use the proceeds of such sale.

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

Senate Bill No. 2280. A Bill for an Act making an appropriation to defray the expenses of continuing the position of state ABM coordinator; and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2323. A Bill for an Act to create and enact sections 16.1-06-10.1, 16.1-06-10.2, 16.1-06-11.1, 16.1-06-11.2, 16.1-06-12.1, 16.1-06-14.1, 16.1-06-18.1, 16.1-13-23.1, and 16.1-15-09.1 of the North Dakota Century Code, relating to the use of electronic voting systems and the requirements of such systems; to amend and reenact sections 16.1-06-03, 16.1-06-04, 16.1-06-05, 16.1-07-13, subsection 1 of section 16.1-11-17, subsection 2 of section 16.1-11-22, sections 16.1-13-05, 16.1-13-31, 16.1-13-32, 16.1-15-08, 16.1-15-09, subsection 4 of section 16.1-16-01, and section 16.1-16-07 of the North Dakota Century Code as contained in House Bill No. 1049 as approved by the forty-fifth legislative assembly, relating to supplying electronic voting systems, and using electronic voting systems at elections; and to provide a penalty; or, in the alternative, to create and enact chapter 16-23 of the North Dakota Century Code, relating to the use of electronic voting systems; and to provide a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2337. A Bill for an Act to amend and reenact section 5-01-11 of the North Dakota Century Code, relating to unfair competition in the alcoholic beverage industry.

Which was read the first time and referred to the Committee on Industry, Business & Labor.

Senate Bill No. 2345. A Bill for an Act to amend and reenact sections 16-10-12 and 16-10-16 of the North Dakota Century Code, relating to compensation for election officials.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2347. A Bill for an Act to amend and reenact Section 6-03-05.1 of the North Dakota Century Code, relating to advancement of funds to protect liens.

Which was read the first time and referred to the Committee on Industry, Business & Labor.

Senate Bill No. 2366. A Bill for an Act to prohibit the unauthorized transfer of recorded sound and the unauthorized recording of live performances, to require disclosure of the name and address of the manufacturer of recordings for sale, providing for destruction of recordings unlawfully produced, and providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2375. A Bill for an Act to amend and reenact sections 21-03-47, 40-22-43, 40-35-04, 40-35-05, and 40-57-07 of the North Dakota Century Code, relating to the limitation of actions regarding the validity of certain bonds, certain taxes, and special assessments and to procedures pertaining to such bonds and special assessments.

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

Senate Bill No. 2415. A Bill for an Act to amend and reenact sections 38-08-05 and 38-12-03 of the North Dakota Century Code relating to the fees to be charged for the permit to drill an oil and gas well and the permit to explore for subsurface minerals.

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

Senate Bill No. 2476. A Bill for an Act to create and enact sections 28-32-03.1 and 28-32-03.2 of the North Dakota Century Code, providing for an administrative code and code supplement, printing, distribution and sales; to amend and reenact section 28-32-03 of the North Dakota Century Code, relating to the filing and effect of rules and regulations; and providing an appropriation.

Which was read the first time and referred to the Committee on Judiciary.

The House stood recessed until 1:00 p.m., Wednesday, February 9, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

TWENTY-SIXTH DAY AFTER RECESS AND
TWENTY-SEVENTH DAY

Bismarck, February 9, 1977

The House convened at 1:00 p. m., pursuant to recess taken, with Speaker Solberg 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. 1002

House Bill No. 1017

House Bill No. 1018

House Bill No. 1337

House Bill No. 1432

House Bill No. 1592

House Bill No. 1595

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Rep. Horgan 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. 1190

And find the same correctly Re-engrossed.

REP. L. HAUSAUER, Chairman

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

MOTIONS

Rep. Rylance moved that the House reconsider its action by which the House did not concur in Senate amendments to House Bill No. 1064, and that the Conference Committee be dissolved, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1064, which motion prevailed.

Rep. G. Martin moved that House Bill No. 1390 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. G. Martin requested permission to withdraw House Bill No. 1390. There being no objection, it was so ordered by the Speaker.

Rep. Timm moved that House Bill No. 1271 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Timm requested permission to withdraw House Bill No. 1271. There being no objection, it was so ordered by the Speaker.

Rep. Knudson moved that House Bill No. 1537 be moved to the foot of the calendar, which motion prevailed.

Rep. Wagner moved that House Bill No. 1557 be laid over one legislative day, which motion prevailed.

Rep. Backes moved that the rules be suspended, and those bills on the Sixth Order for consideration after 2:00 p.m. on the calendar be moved up for consideration before 2:00 p.m., which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Knudson moved that the amendments to House Bill No. 1026 as recommended by the Committee on Education as printed on pages 560, 561, 562 and 563 of the House Journal be adopted, which motion prevailed.

House Bill No. 1026 was re-referred to the Committee on Appropriations.

Rep. Winkjer moved that the amendments to House Bill No. 1071 as recommended by the Committee on Judiciary as printed on pages 563 and 564 of the House Journal be adopted, which motion prevailed, on a verification vote.

Rep. Gengler moved that the amendments to House Bill No. 1409 as recommended by the Committee on Industry, Business and Labor as printed on page 565 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1595. A Bill for an Act to provide for the transfer of the North Dakota regional environmental assessment program from the legislative branch of state government to the state planning division of the department of accounts and purchases.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 49; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES															
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE							
YEAS	N.V.	NAYS		YEAS	N.V.	NAYS		YEAS	N.V.	NAYS					
•			ANDERSON	•			JOHNSON	•			MILLER	•			TINJUM
•			BACKES	•			KELLY	•			MUND	•			TWETEN
•			BEAUCLAIR	•			KERMOTT	•			MURPHY	•			UNHJEM
•			BENEDICT	•			KLOUBEC	•			MUSHIK	•			VANDER VORST
•			BERG	•			KNUDSON	•			NICHOLAS	•			WAGNER
•			BERGER	•			KRETSCHMAR	•			NORDBY	•			WALSH
		•	BLACK			•	KUCHERA			•	OLSON			•	WEBER
		•	CHRISTENSEN			•	LANG			•	OPEDAHN			•	WENTZ
		•	CONWAY			•	LANGLEY			•	O'SHEA			•	WINGE
		•	CRABTREE			•	LARDY			•	PETERSON			•	WINKJER
•			DOTZENROD	•			LARSON, B. #12	•			POWERS				
•			DUBORD	•			LARSON, G. #29	•			RAU	•			MR. SPOKER
		•	EAGLES			•	LAUGHLIN			•	REED				
		•	ERICKSON			•	LEE			•	RICHARD				
		•	FLEMING			•	LIPSIEA			•	RICHIE				
		•	GACKLE			•	LOKKEN			•	RICHTER				
		•	GENGLER			•	LUNDENE			•	RIEHL				
		•	GERL			•	MAIXNER			•	ROCHELEAU				
		•	GRONNEBERG			•	MARSDEN			•	RUED				
		•	GUNDERSON			•	MARTIN, C. #38			•	RUSSELL				
		•	GUNSCH			•	MARTIN, G. #43			•	RYLANCE				
		•	HAUGLAND			•	MARTINSON			•	SCHINDLER				
		•	HAUSAUER, A. #49			•	MATCHIE			•	SCHUELT				
		•	HAUSAUER, L. #29			•	McCAFFREY			•	SCOFIELD				
		•	HERMAN			•	McGAULRAN			•	SOLBERG				
		•	HERSLIP			•	MEIERS			•	STENEJEM				
		•	HICKLE			•	MERTENS			•	STRINDEN				
		•	HILL			•	METZ			•	SWIONTEK				
		•	HORGAN			•	METZGER			•	THORSGARD				
		•	JACOBSON			•	MEYER			•	TIMM				

So the bill lost.

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

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

ROY GILBREATH, Chief Clerk

TWENTY-SEVENTH DAY

Bismarck, February 9, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. George Walker, Pastor, Evangelical Free Church of Bismarck.

The roll was called, and all members were present except Reps. L. Hausauer and 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-fifth Day After Recess and Twenty-sixth day and recommends that the same be corrected as follows:

On page 579, line 3, delete the number "1102" and insert in lieu thereof the number "1120"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

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

RECOGNITION

Speaker Solberg 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.

SECOND READING OF HOUSE BILLS

House Bill No. 1002. Budgets — Department of Accounts and Purchases — 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, 93; nays, 3; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWENTEN
• BEAUCLAIR			• KERMOITT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG	•		• OPEDAHL		• WENTZ
• CONWAY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORO			• LARSON, G. #29			• RAU		
• EAGLES			• LAUGHLIN			• REED		• MR. SPEAKER
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIFA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED	•	
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCIE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, I. #25			• MCCAFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEP		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSgard		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1017. Deficiency Appropriations — A Bill for an Act making an appropriation for defraying expenses of the various departments of the government of the state of North Dakota and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANDGE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HALSAUER, A. #49			• MATCHIE			• SCHUETT					
• HALSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAULPRAH			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1018. A Bill for an Act to provide for community water facility loans through the Bank of North Dakota in conjunction with federal moneys; defining community water facility; and providing for a transfer of funds to a revolving fund, loan application approval, fund supervision and administration, fund purposes, loan terms, loan eligibility, project service area alternatives, rules and regulations, and powers of the Bank of North Dakota in relation to loans.

Which has 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, 24; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		

• DOTZENROD	• LARSON, B #12	• POWERS	
• DUBORD	• LARSON, G #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARS DEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORS GARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Peter Hilleboe and Rep. Hilleboe was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1190. A Bill for an Act to amend and reenact section 14-10-17 of the North Dakota Century Code, relating to the provision of family planning services and the treatment of minors for alcoholism without their parents' permission.

Which has 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, 37; absent and not voting, 5.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		• TINJUM
• BACKES		•	• KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	• KERMOTT		•	• MURPHY		• UNHJEM
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLSON		• WAGNER
• BERGER		•	• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK		•	• KLUCHERA		•	• OLSON		• WEBER
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		• WENTZ
• CONMY		•	• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE		•	• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD		•	• LARSON, B #12		•	• POWERS		
• DUBORD		•	• LARSON, G #29		•	• RAU		• MR. SPEAKER
• EAGLES		•	• LAUGHLIN		•	• REED		
• ERICKSON		•	• LEE		•	• RICHARD		
• FLEMING		•	• LIPSIEA		•	• RICHIE		
• GACKLE		•	• LOKKEN		•	• RICHTER		
• GENGLER		•	• LUNDENE		•	• RIEHL		
• GERL		•	• MAIXNER		•	• ROCHELEAU		
• GRONNEBERG		•	• MARS DEN		•	• RUED		
• GUNDERSON		•	• MARTIN, C #38		•	• RUSSELL		
• GUNSCH		•	• MARTIN, G #43		•	• RYLANCE		
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		
• HAUSAUER, A #49		•	• MATCHIE		•	• SCHUETT		
• HAUSAUER, L #25		•	• McCAFFREY		•	• SCOFIELD		
• HERMAN		•	• McGAUVRAN		•	• SOLBERG		
• HERSLIP		•	• MEIERS		•	• STENEHJEM		
• HICKLE		•	• MERTENS		•	• STRINDEN		
• HILL		•	• METZ		•	• SWIONTEK		
• HORGAN		•	• METZGER		•	• THORS GARD		
• JACOBSON		•	• MEYER		•	• TIMM		

So the bill passed and the title was agreed to.

MOTION

Rep. Wagner moved that House Bill No. 1337 be re-referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1497. A Bill for an Act to reduce the danger of rangeland and cropland fire during dry conditions by regulating, restricting, and prohibiting certain activities in certain areas by proclamation; and providing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 28; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES		•	• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY	•	• WALSH
• BLACK			• KUCHERA		•	• OLSON		• WEBER
• CHRISTENSEN		•	• LANG			• OPEDAH		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU	•	• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON		•	• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE		•	• LOKKEN			• RICHTER		
• GENDLER			• LUNDENE			• RIEH		
• GERI			• MARSDEN			• ROCHELEAU	•	
• GRONNEBERG			• MARSDEN		•	• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH		•	• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		•
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD	•	
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE		•	• MERTENS		•	• STRINDER		
• HILL			• METZ			• SWONTEK		
• HORGAN			• METZGER		•	• THORSGARD		
• JACOBSON			• MEYER		•	• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1503. A Bill for an Act to amend and reenact sections 11-11-18 and 24-05-04 of the North Dakota Century Code, relating to lease-purchase agreements for the purchase of county road machinery and voting by the electorate on extraordinary outlays of money by a county; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 68; nays, 24; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY	•	• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN		•	• LANG			• OPEDAH		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU	•	• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON		•	• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		

● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1525. A Bill for an Act to create and enact a new subsection to section 27-05-06 of the North Dakota Century Code, relating to jurisdiction of district courts; and to amend and reenact sections 20.1-10-01 and 27-07-02 of the North Dakota Century Code, relating to confiscation of material by game and fish officials and jurisdiction of county 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, 92; nays, 2; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●			●	JOHNSON			●	MILLER			●	TINJUM
●			●	KELLY			●	MUND			●	TWETEN
●			●	KERMOTT			●	MURPHY			●	UNHJEM
●			●	KLOUBEC			●	MUSHIK			●	VANDER VORST
●			●	KNUDSON			●	NICHOLAS			●	WAGNER
●			●	KRETSCHMAR			●	NORDBY			●	WALSH
●			●	KUCHER			●	OLSON			●	WEBER
●			●	LANG			●	OPEDAHL			●	WENTZ
●			●	LANGLEY			●	O'SHEA			●	WINGE
●			●	LARDY			●	PETERSON			●	WINKLER
●			●	LARSON, B. #12			●	POWERS				
●			●	LARSON, G. #29			●	RAU				MR. SPEAKER
●			●	LAUGHLIN			●	REED				
●			●	LEE			●	RICHARD				
●			●	LIPSIEA			●	RICHIE				
●			●	LOKKEN			●	RICHTER				
●			●	LUNDENE			●	RIEHL				
●			●	MAIXNER			●	ROCHELEAU				
●			●	MARSDEN			●	RUED				
●			●	MARTIN, C. #38			●	RUSSELL				
●			●	MARTIN, G. #43			●	RYLANCE				
●			●	MARTINSON			●	SCHINDLER				
●			●	MATCHIE			●	SCHUETT				
●			●	McCAFFREY			●	SCOFIELD				
●			●	MCGAUVRAN			●	SOLBERG				
●			●	MEIERS			●	STENEHJEM				
●			●	MERTENS			●	STRINDEN				
●			●	METZ			●	SWIONTEK				
●			●	METZGER			●	THORSGARD				
●			●	MEYER			●	TIMM				

So the bill passed and the title was agreed to.

House Bill No. 1532. A Bill for an Act to amend and reenact section 15-12-21 of the North Dakota Century Code, relating to the confidentiality of toxicological or chemical analysis by the office of state toxicologist under certain circumstances.

Which has 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, 3; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		

JOURNAL OF THE HOUSE

YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER	•		• TINJUM	•	
• BACKES			• KELLY			• MUND			• TWETEN		
• BAUCLAIR			• KERMOY			• MURPHY		•	• UNJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU	•		• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDEN			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

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. 1110
 House Bill No. 1142
 House Bill No. 1162
 House Bill No. 1163
 House Bill No. 1173
 House Bill No. 1177
 House Bill No. 1221
 House Bill No. 1261

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

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

Senate Bill No. 2068
 Senate Bill No. 2092
 Senate Bill No. 2229
 Senate Bill No. 2253
 Senate Bill No. 2285
 Senate Bill No. 2291
 Senate Bill No. 2299
 Senate Bill No. 2324
 Senate Bill No. 2354
 Senate Bill No. 2355

LEO LEIDHOLM, Secretary

Rep. Backes moved that the House be on the 5th Order of Business, at the conclusion of the 5th Order of Business, the House be on the 9th Order of Business, and at the conclusion of the 9th Order of Business, the House be

on the 13th Order of Business, and at the conclusion of the 13th Order of Business, the House stand recessed until 1:00 p.m. Thursday, February 10, 1977, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1010, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 20, delete the numerals "994,999" and insert in lieu thereof the numerals "1,081,011"

On page 1, delete line 21

On page 1, line 22, delete the numerals "83,355" and insert in lieu thereof the numerals "80,530"

On page 1, line 23, delete the numerals "102,794" and insert in lieu thereof the numerals "92,288"

On page 1, line 24, delete the numerals "121,958" and insert in lieu thereof the numerals "118,558"

On page 2, line 1, delete the numerals "719,900" and insert in lieu thereof the numerals "535,000"

On page 2, line 5, delete the numerals "3,068,013" and insert in lieu thereof the numerals "2,946,282"

On page 2, line 6, delete the numerals "1,539,394" and insert in lieu thereof the numerals "1,420,864"

On page 2, line 7, delete the numerals "1,528,619" and insert in lieu thereof the numerals "1,525,418"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases the Historical Board salaries and wages line item by \$86,012. This results from a reduction of \$22,872 in part-time employment; a deletion of \$29,954 for an accountant position recommended in the Governor's budget; an addition of \$137,433 for a director of research and reference, a director of archeology and historic preservation, a director of museums, and a maintenance foreman at Fort Totten; and an addition of \$1,405 for fringe benefit costs. It is intended that the duties of the director of research and reference will include maintenance and cataloging of the collections of the oral history project conducted during the 1975-77 biennium. The salaries and wages appropriation also includes the funds recommended by the Governor for a deputy superintendent and security personnel. The additional positions recommended in this appropriation relate to the Historical Board performance review conducted by the Legislative Council during the 1975-77 interim.

The amount of \$6,112 for classification change is deleted.

This amendment reduces the Historical Board fees and services appropriation by \$2,825 in accordance with guidelines for five percent annual inflation increases.

The amendment reduces the supplies and materials appropriation by \$10,506 in accordance with guidelines for five percent annual inflation increases.

The equipment line item is reduced by \$3,400 in accordance with amounts set forth in the Historical Board's budget request.

The land, structures, and major improvements line item is reduced by \$184,900.

The estimated income line item is reduced by \$118,530 to accurately reflect estimated federal funds available for the recommended expenditures.

The net effect of this amendment decreases the recommended executive budget general fund appropriation by \$3,201.

On page 1, line 3, after the word "Dakota" insert the words "; and declaring an emergency"

On page 2, after line 8, insert the following line: "Water treatment and distribution system \$267,100"

On page 2, after line 9, insert the following lines: "Total all funds \$467,100; Less estimated income 200,000"

On page 2, line 10, delete the numerals "200,000" and insert in lieu thereof the numerals "267,100"

On page 3 after line 10 insert the following sections:

"SECTION 4. APPROPRIATION.) Any federal or other funds that may be available in addition to the appropriation in subdivision 2 of this Act for the line item entitled "Water treatment and distribution system" are hereby appropriated to the state historical board for construction of a water treatment and distribution system at the international peace garden during the period beginning January 1, 1977, and ending June 30, 1979.

SECTION 5. EMERGENCY.) The line item in subdivision 1 of this Act entitled "Water treatment and distribution system" and all of section 4 of this Act are hereby declared to be emergency measures and shall be in full force and effect from and after passage and approval."

And renumber the lines accordingly.

Statement of Purpose of Amendment

The purpose of this amendment is to appropriate \$200,000 of federal funds and \$67,100 from the general fund and any additional federal or other funds that may be available for construction of a water treatment and distribution system at the International Peace Garden.

On page 2, line 13, delete the numerals "82,208" and insert in lieu thereof the numerals "77,825"

On page 2, line 14, delete the numerals "32,535" and insert in lieu thereof the numerals "30,120"

On page 2, line 15, delete the numerals "3,600" and insert in lieu thereof the numerals "3,569"

On page 2, line 18, delete the numerals "1,278,388" and insert in lieu thereof the numerals "1,271,559"

On page 2, line 20, delete the numerals "119,588" and insert in lieu thereof the numerals "112,759"

STATEMENT OF PURPOSE OF AMENDMENT

Reduction in salaries and wages, fees and services and supplies and equipment is due to a full time secretary being reduced to part time.

On page 2, delete line 24

On page 2, line 26, delete the numerals "6,440" and insert in lieu thereof the numerals "5,321"

On page 2, line 27, delete the numerals "105,843" and insert in lieu thereof the numerals "104,070"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to delete the classification change line item of \$654. The supplies and materials line item is reduced by \$1,119

in certain areas to reflect five percent annual inflation increases during the next biennium.

On page 2, line 28, delete the numerals "1,954,050" and insert in lieu thereof the numerals "2,009,347"

On page 2, line 30, delete the numerals "4,652,244" and insert in lieu thereof the numerals "4,707,541"

And renumber the lines, sections and pages accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1010 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1012, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 5, that the same be amended as follows:

On page 1, line 19, delete the numerals "611,200" and insert in lieu thereof the numerals "616,515"

On page 1, delete line 20

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to delete the classification change line item of \$5,315 and transfer this amount to the salaries and wages line item. Of this amount, \$257 is to provide adequate funds for fringe benefits and \$5,058 is to upgrade parole officer salaries.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1012 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1015, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 3; Absent, 0, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1015 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1016, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, after line 24, insert the following new section:

"SECTION 3. LEGISLATIVE INTENT.) The appropriations set forth in this Act are in lieu of the appropriations from the general fund for the construction of a heritage center in chapter 44 of the Session Laws as passed at the Forty-fourth session of the Legislative Assembly."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1016 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1027, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 4; Absent, 3, that the same do not pass.

REP. KNUDSON, Chairman

House Bill No. 1027 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1091, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 3; Absent, 0, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1091 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1264, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same be amended as follows:

On page 1, line 8 after the second comma insert the following: "a tax based on expenses, an expiration date,"

On page 8, line 19 after the period, insert the following: "A copy of each resolution or permit granted by a city or county under this Act shall be sent to the attorney general not later than thirty days after issuance. It shall be the prime responsibility of the attorney general to enforce the conditions of such resolutions or permits and this Act with the aid and assistance of local, county, and state law enforcement agencies."

On page 9, after line 34 insert the following new subsection:

"10. No person, firm, corporation, association or organization convicted of a felony or a class A misdemeanor, or determined by the attorney general to have participated in organized crime or unlawful gambling, shall be permitted to sell, distribute, conduct or assist in games of chance under this Act."

On page 11, after line 9 insert the following new sections:

"SECTION 7. TWENTY-ONE - BETS.) No betting other than through the dealer conducting the game of twenty-one shall be permitted.

SECTION 8. PUNCHBOARDS AND JARS — SALE OF CHANCES.) No person or organization engaged in the selling of chances from jars or punchboards under this Act shall discard the chances from any jar or punchboard once the contents of such jar or punchboard are offered for sale to eligible participants, unless all of the highest denomination of winners have been sold."

On page 12, after line 26 insert the following new section:

"SECTION 10. TAX BASED ON TOTAL EXPENSES.) A tax of ten percent of the total expenses incurred by an eligible organization pursuant to section 7 shall be paid to the state tax commissioner for deposit in the general fund on January first and July first of each year in such manner and upon such forms as shall be prescribed by the state tax commissioner by rule and regulation."

On page 13, after line 21 insert the following new paragraph:

"No distributor as defined by this Act shall be an operator or conductor of any gambling devices, equipment, or other implements of gambling which may be used in the lawful conduct of games of chance, bingo, or raffles as defined by this Act."

On page 14, line 12 delete the words "one year" and insert in lieu thereof the words "two years"

On page 14, after line 12 insert the following new section:

"SECTION 15. EXPIRATION DATE.) The provisions of the Act shall expire at twelve midnight on June 30, 1979."

On page 15, line 22 insert beginning triple parentheses before the words "a class" and place ending triple parentheses after the word "misdemeanor" and insert in lieu thereof the words "an infraction"

And renumber the lines, sections, subsections and pages accordingly.
And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1264 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1280, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 6; Absent, 0, that the same be amended as follows:

On page 1, line 11, delete the words "each year" and insert in lieu thereof the numerals and word "1977 and 1979" and delete the numerals "23,811,000.00" and insert in lieu thereof the numerals "27,811,000.00"

On page 2, line 1, delete the numerals "15,467,500" and insert in lieu thereof the numerals "19,793,000"

On page 2, line 2, delete the numerals "1978" and insert in lieu thereof the numerals "1979"; and delete the numerals "8,343,500" and insert in lieu thereof the numerals "8,018,000"

On page 2, line 9, delete the numerals "23,811,000.00" and insert in lieu thereof the numerals "27,811,000.00"

On page 2, line 22, delete the words "Additional funding for" and insert in lieu thereof the words "Heritage center building", and delete the numerals "2,000,000" and insert in lieu thereof the numerals "6,000,000"

On page 2, line 23, delete the words "heritage center"

On page 2, delete line 24

On page 2, after line 34, insert the following line: "School for the blind Therapeutic swimming pool 325,500"

On page 3, line 11, insert a line under the numerals "500,000"

On page 3, delete line 12

On page 3, line 13, delete the numerals and lines "\$23,811,000" and insert in lieu thereof the numerals and lines "\$27,811,000"

On page 3, line 16, delete the word "The" and insert in lieu thereof the words "Except as otherwise provided, the"

On page 3, line 26, delete the following: ", except the heritage center,"

On page 3, line 28, delete the word "The"

On page 3, delete lines 29 through 33

On page 3, after line 33, insert the following sections:

"SECTION 3. APPROPRIATION.) There is hereby appropriated to the North Dakota heritage commission the sum of \$2,000,000.00, or such greater amounts arising from legislative appropriations and private and other sources as may be on deposit with the heritage commission, toward the construction of a heritage center on the state capitol grounds. The appropriations in this Act are in lieu of the appropriations contained in Chapter 44 of the 1975 Session Laws of the State of North Dakota.

SECTION 4. AVAILABILITY OF FUNDS.) 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, not received through appropriations from state general or special funds, is available.

SECTION 5. APPROPRIATION.) In addition to the other appropriations and authorizations in this Act, there is hereby appropriated any federal, private, or other funds, that may be available, to North Dakota State University for the purpose of beginning construction of a music building during the biennium beginning July 1, 1977, and ending June 30, 1979."

And when so amended, recommends the same do pass.

REP. WAGNER, CHAIRMAN

House Bill No. 1280 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1324, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 4; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1324 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1346, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same be amended as follows:

On page 3, delete lines 18 through 35

On page 4, delete lines 1 through 16

On page 4, line 20, delete the word "a" and insert in lieu thereof the word "the"

On page 4, line 21, delete the words "approved and designated by the construction"

On page 4, line 22, delete the word "superintendent"; delete the words "Where a" and insert in lieu thereof the word "Each"; after the word "subdivision" insert the words "of the state shall enforce the provisions of this Act"; and delete the words "does not have a"

On page 4, delete lines 23 through 26

On page 4, line 27, delete the words "approval of the building inspector"

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1346 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1361, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 1, that the same be amended as follows:

On page 1, line 5, after the word "stations" delete the words "; and providing an appropriation"

On page 1, line 20, delete the words "and institutions of"

On page 1, line 21, delete the words "higher education"

On page 1, delete all of lines 22 through 24

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. KNUDSON, Chairman

House Bill No. 1361 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1364, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 7; Absent, 0, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1364 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1407, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 2; Absent, 0, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1407 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1410, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1410 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1419, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 1; Absent, 3, that the same be amended as follows:

On page 1, line 3, delete “; and to provide”

On page 1, line 4, delete “an appropriation”

On page 1, line 11, after the word “research” insert the words “, including economical feasibility,”

On page 1, delete lines 13 through 19

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1419 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1429, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same be amended as follows:

On page 1, line 10, delete the word “many” and insert in lieu thereof the words “a rising percentage of”

On page 1, line 11, after the word “cannot” insert the word “adequately”

On page 2, line 14, after the word “necessary.” insert the words “Boards, administrators, and teachers shall not be held responsible for conditions over which they have no control.”

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1429 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1484, has had the same under consideration and recom-

mends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same be amended as follows:

On page 1, line 5 delete the words "and acknowledgement"

On page 1, line 6 delete the word "questioning" and insert in lieu thereof the word "interrogating"

On page 1, line 7 delete ", advising juveniles of" and insert in lieu thereof a period.

On page 1, delete all of lines 8, 9, and 10

On page 2, line 2 delete the words "and acknowledgement"

On page 2, line 4 delete the word "Two" and insert in lieu thereof the word "A" and also in line 4 delete the word "sections" and insert in lieu thereof the word "section"

On page 2, line 9 delete the word "question" and insert in lieu thereof the word "interrogate"

On page 2, line 11 delete everything after the period

On page 2, delete all of lines 12, 13, 14, and 15

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1484 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1488, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same be amended as follows:

On page 2, line 7, after the period delete the remaining language

On page 2, delete all of lines 8 through 10

On page 2, line 11, delete the words "remainder of the" and insert in lieu thereof the word "The"

On page 3, delete lines 1 and 2

On page 3, delete lines 4 through 10

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And re-refer to the Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1488 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1505, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 4; Absent, 3, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1505 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1508, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 19, after the word "employees" insert the following: "who have been employed by the state for a total of five years and are employed for more than twenty hours per week and more than five months per year and are"

And renumber the lines accordingly.

And when so amended, recommends the same do pass, and be referred to the committee on Appropriations.

REP. RYLANCE, Chairman

House Bill No. 1508 was placed on the 6th Order of Business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1513, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1513 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1514, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 24, delete the words "a majority" and insert in lieu thereof the words "sixty percent"

On page 2, line 1, delete the words "in such"

On page 2, line 2, delete the words "an amount as, in its judgment, is needed" and insert in lieu thereof the words "of not more than five mills"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1514 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1515, has had the same under consideration and recommends, by a vote of Ayes, 21; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 5, delete "; and providing an"

On page 1, line 3, delete "appropriation"

On page 2, delete lines 9 through 24

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1515 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1516, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1516 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1518, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 8; Absent, 4, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1518 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1527, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1527 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1529, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1529 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1530, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1530 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1535, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1535 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1536, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1536 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1541, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1541 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1555, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1555 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1566, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1566 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1571, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1571 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1574, has had the same under consideration and recommends, that the same be amended as follows:

On page 2, line 14, delete the word "employer" and insert in lieu thereof the word "employee"

On page 2, line 21, delete the word "eeligible" and insert in lieu thereof the word "eligible"

On page 3, line 23, delete the word "elgible" and insert in lieu thereof the word "eligible"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass, and re-referred to the committee on Appropriations.

REP. GENGLER, Chairman

House Bill No. 1574 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1584, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 13, delete the word "legislature" and insert in lieu thereof the words "legislative assembly"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1584 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1591, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, line 11, after the word "to" insert the words "purchase capital stock and"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1591 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1594, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1594 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 3023, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 6; Absent, 2, that the same be amended as follows:

On page 1, line 2, delete the words "study and" and also on line 2, delete the words "availability of" and insert in lieu thereof the word "available"

On page 1, line 24, delete the words "availability of" and insert in lieu thereof the word "available"

On page 2, line 5, after the word "municipal," insert the word "agricultural,"

On page 2, line 6, after the word "industrial," insert the words "game and fish,"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do not pass.

REP. WINGE, Chairman

House Concurrent Resolution No. 3023 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Concurrent Resolution No. 3038, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Concurrent Resolution No. 3038 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution 3043, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 1; Absent, 0, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. GACKLE, Chairman

House Concurrent Resolution No. 3043 was re-referred to the Legislative Council Resolutions Committee.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Swiontek, Russell, Stenehjem, Unhjem and Vander Vorst introduced:

House Concurrent Resolution No. 3074. A concurrent resolution directing the Legislative Council to study the feasibility and constitutionality of capital punishment and its statutory adoption in North Dakota.

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

Rep. A. Hausauer introduced:

House Concurrent Resolution No. 3075. A concurrent resolution directing the Legislative Council to conduct a study of coal severance taxes and the distribution of energy taxes.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2008. Highway Department — 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. 2016. A Bill for an Act to create and enact sections 20.1-02-18.1 and 20.1-02-18.2 of the North Dakota Century Code, relating to board of county commissioner approval prior to final approval of land, wetland, and water acquisitions by the department of the interior for waterfowl or wildlife purposes; providing for inspection of proposed acquisitions, public notice, opportunity for comment, and impact analyses; allowing the landowner to negotiate time period of a lease, easement, or servitude, and to restrict the land or water areas sought by legal description and to drain any expanded wetland or water area in

excess of the legal description; and to amend and reenact section 20.1-02-18 of the North Dakota Century Code, relating to the state's consent to United States' acquisition of areas for migratory bird reservations.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2018. A Bill for an Act to create and enact section 20.1-02-17.1 of the North Dakota Century Code, relating to conditions and procedures in the acquisition of interests in land for wildlife and fish restoration projects, including county commissioner approval, public comment, impact statements, and negotiation of terms; and to amend and reenact section 20.1-02-17 of the North Dakota Century Code, relating to federal aid to North Dakota in wildlife and fish restoration projects.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2131. A Bill for an Act to regulate the appearance of salvage yards and automobile graveyards, and to provide a penalty.

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

Senate Bill No. 2218. A Bill for an Act to create and enact subsection 33 of section 52-01-01 of the North Dakota Century Code relating to unemployment compensation definitions, and to amend and reenact subsection 8 of section 52-06-02 of the North Dakota Century Code relating to unemployment compensation benefits.

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

Senate Bill No. 2294. A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 and sections 57-37.1-03, 57-37.1-04, and 57-37.1-07 of the North Dakota Century Code, relating to the exemption used in determining the North Dakota taxable estate, rates applied to a taxable estate, interest, federalization; and to provide for an effective date.

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

Senate Bill No. 2349. A Bill for an Act to amend and reenact section 39-22-02 of the North Dakota Century Code, relating to motor vehicle dealer licensing and the sale of motor vehicles.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2356. A Bill for an Act to create and enact a new section to chapter 55-10 of the North Dakota Century Code, relating to defacement of historical markers, and providing a penalty.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2359. A Bill for an Act to establish the right of teachers to review materials placed in the teacher's personnel file and to seek removal of materials inappropriately placed in such file.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2378. A Bill for an Act to create and enact a new section to chapter 30.1-14 of the North Dakota Century Code, relating to information to be provided by a county court to an applicant for informal probate or informal appointment proceedings under the Uniform Probate Code.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2398. A Bill for an Act to amend and reenact section 13-03.1-03 and subsection 1 of section 13-03.1-15 of the North Dakota Century Code, relating to the maximum loan ceiling.

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

Senate Bill No. 2444. A Bill for an Act to designate an official state grass.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2492. A Bill for an Act to limit the number of full-time salaried state employees to not more than two percent of the state's population and to limit the number of part-time state employees to not more than one percent of the state's population.

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

Senate Concurrent Resolution No. 4031. A concurrent resolution to adopt specifications for the modification of motor vehicles.

Which was read the first time and referred to the Committee on Transportation.

The House stood recessed until 1:00 p.m., Thursday, February 10, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

TWENTY-SEVENTH DAY AFTER RECESS AND
TWENTY-EIGHTH DAY

Bismarck, February 10, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1026

House Bill No. 1071

House Bill No. 1409

And find the same correctly Engrossed.

REP. WALSH, Chairman

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

MOTION

Rep. Backes requested unanimous consent to have House Bill No. 1360 returned to the House from the Committee on Finance and Taxation, which request was not granted.

Rep. Backes moved that under Rules No. 46 of the House Rules and Section 491 of Mason's House Bill No. 1360 be returned from the Committee on Finance and Taxation to the House immediately, which motion prevailed on a verification vote.

Rep. Backes moved that House Bill No. 1360 be placed on the Eleventh Order of Business, which motion was out of order, inasmuch as the bill was not in the possession of the House.

Rep. Backes requested the Speaker order that House Bill No. 1360 be brought before the House immediately. The Speaker requested that that be done, but the Chairman of the Committee on Finance and Taxation was absent from the chamber.

Rep. Strinden moved that the absent members be excused, which motion prevailed on a verification vote.

Rep. Strinden moved that the House stand adjourned, which motion failed on a verification vote.

Rep. Backes moved that the Sergeant-at-Arms be ordered to return House Bill No. 1360 to the floor of the House.

Rep. Strinden requested a ruling from the chair as to the end of the legislative day.

The House stood at ease.

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

ROY GILBREATH, Chief Clerk

TWENTY-EIGHTH DAY

Bismarck, February 10, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. James M. Butler, Pastor, First Presbyterian United Church, Bismarck.

The roll was called, and all members were present except Reps. Gackle and L. Hausauer.

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 finds the same to be correct.

REP. TINJUM, Chairman

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

Rep. Fleming requested a call of the house, which request was granted.

Rep. Strinden requested that Rep. L. Hausauer be excused from the call of the house, which request was granted.

Rep. Fleming moved that the House dispense with the call of the house, which motion prevailed.

Rep. Fleming requested that the Speaker order the Chairman of the Committee on Finance and Taxation to return House Bill No. 1360 to the floor of the House.

Speaker Solberg requested that House Bill No. 1360 be returned to the House.

Rep. Gackle returned to the Desk House Bill No. 1360.

Rep. Backes moved that House Bill No. 1360 be placed on the Eleventh order of business for final passage Friday, February 11, 1977.

Rep. Strinden requested a ruling from the chair as to the legality of placing a bill on the calendar for final action, bypassing its submission to the House from the committee to which it was referred, and without action on the Fifth, Sixth and possibly Seventh Order of Business, without requiring suspension of the rules.

The Speaker ordered the House to stand at ease.

Speaker Solberg ruled that House Bill No. 1360 would be placed on the Eleventh Order of Business, according to Section 262 of Mason's Manual of Legislative Procedure.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1010 as recommended by the Committee on Appropriations as printed on pages 591, 592, and 593 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1012 as recommended by the Committee on Appropriations as printed on page 593 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1016 as recommended by the Committee on Appropriations as printed on page 593 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1264 as recommended by the Committee on Judiciary as printed on pages 594, and 395 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1280 as recommended by the Committee on Appropriations as printed on pages 595 and 596 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1346 as

recommended by the Committee on Industry, Business and Labor as printed on page 596 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1361 as recommended by the Committee on Education as printed on page 596 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1419 as recommended by the Committee on Appropriations as printed on page 597 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1429 as recommended by the Committee on Education as printed on page 597 of the House Journal be adopted, which motion prevailed.

House Bill No. 1429 was re-referred to the Committee on Appropriations.

Rep. Winkjer moved that the amendments to House Bill No. 1484 as recommended by the Committee on Judiciary as printed on pages 597 and 598 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1488 as recommended by the Committee on Education as printed on page 598 of the House Journal be adopted, which motion prevailed.

House Bill No. 1488 was re-referred to the Committee on Appropriations.

Rep. Rylance moved that the amendments to House Bill No. 1508 as recommended by the Committee on State and Federal Government as printed on pages 598 and 599 of the House Journal be adopted, which motion prevailed.

House Bill No. 1508 was re-referred to the Committee on Appropriations.

Rep. Rylance moved that the amendments to House Bill No. 1514 as recommended by the Committee on State and Federal Government as printed on page 599 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1515 as recommended by the Committee on Appropriations as printed on page 599 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1574 as recommended by the Committee on Industry, Business and Labor as printed on page 601 of the House Journal be adopted, which motion prevailed.

House Bill No. 1574 was re-referred to the Committee on Appropriations.

Rep. Gengler moved that the amendments to House Bill No. 1584 as recommended by the Committee on Industry, Business and Labor as printed on page 601 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1591 as recommended by the Committee on State and Federal Government as printed on page 601 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Concurrent Resolution No. 3023 as recommended by the Committee on Natural Resources as printed on pages 601 and 602 of the House Journal be adopted, which motion prevailed.

DUBORD	•	LARSON, G #29	•	RAU	•	MR. SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	RICHIE	•		
GACKLE	•	LOKKEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERL	•	MAIXNER	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A #49	•	MATCHIE	•	SCHUETT	•		
HAUSAUER, L #25	•	McCAFFREY	•	SCOFIELD	•		
HERMAN	•	McGAUVIRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STENEHJEM	•		
HICKLE	•	MERTENS	•	STRINDEN	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

House Bill No. 1213. A Bill for an Act to amend and reenact subsection 2 of section 16.1-16-01 of the North Dakota Century Code as created by section 15 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, or, in the alternative, to amend and reenact section 16-13-47.1 of the North Dakota Century Code, both relating to the time for demanding election recounts.

Which has been read with the Committee recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 90; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE	
YEAS	N-V	YEAS	N-V	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•	JOHNSON	•	MILLER	•	TINJUM	•		
BACKES	•	KELLY	•	MUND	•	TWETEN	•		
BEAUCLAIR	•	KERMOTT	•	MURPHY	•	UNHJEM	•		
BENEDICT	•	KLOUBEC	•	MUSHIK	•	VANDER VORST	•		
BERG	•	KNUDSON	•	NICHOLAS	•	WAGNER	•		
BERGER	•	KRETSCHMAR	•	NORDBY	•	WALSH	•		
BLACK	•	KUCHERA	•	OLSON	•	WEBER	•		
CHRISTENSEN	•	LANG	•	OPEDAHL	•	WENTZ	•		
CONAMY	•	LANGLEY	•	O'SHEA	•	WINGE	•		
CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•		
DOTZENROD	•	LARSON, B #12	•	POWERS	•				
DUBORD	•	LARSON, G #29	•	RAU	•				
EAGLES	•	LEE	•	REED	•				
ERICKSON	•	LAUGHLIN	•	RICHARD	•				
FLEMING	•	LIPSIEA	•	RICHIE	•				
GACKLE	•	LOKKEN	•	RICHTER	•				
GENGLER	•	LUNDENE	•	RIEHL	•				
GERL	•	MAIXNER	•	ROCHELEAU	•				
GRONNEBERG	•	MARSDEN	•	RUED	•				
GUNDERSON	•	MARTIN, C #38	•	RUSSELL	•				
GUNSCH	•	MARTIN, G #43	•	RYLANCE	•				
HAUGLAND	•	MARTINSON	•	SCHINDLER	•				
HAUSAUER, A #49	•	MATCHIE	•	SCHUETT	•				
HAUSAUER, L #25	•	McCAFFREY	•	SCOFIELD	•				
HERMAN	•	McGAUVIRAN	•	SOLBERG	•				
HERSLIP	•	MEIERS	•	STENEHJEM	•				
HICKLE	•	MERTENS	•	STRINDEN	•				
HILL	•	METZ	•	SWIONTEK	•				
HORGAN	•	METZGER	•	THORSGARD	•				
JACOBSON	•	MEYER	•	TIMM	•				

So the bill lost.

House Bill No. 1300. A Bill for an Act to provide for the conduct of bingo and raffles by nonprofit veterans, charitable, educational, religious, or fraternal organizations, civic and service clubs; and allowing public-spirited organizations to also conduct bingo and raffles with the definition to include retail liquor establishments and public restaurants; providing definitions, issuance of permits by the state's attorney of each county, restrictions on conduct of games and proceed uses, bookkeeping

requirements, expense allowances, examination of books and records, and forfeiture of a permit and a fine upon violation of the Act; and to amend and reenact sections 12.1-28-01 and 12.1-28-02 of the North Dakota Century Code, relating to gambling definitions and gambling offense classifications.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 51; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DuBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIFA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGIER		•	LUNDHINE		•	RIEHL		•			
GERL		•	MAWNER		•	ROCHELEAU		•			
GRONNBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McCAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TINM		•			

So the bill lost.

House Bill No. 1336. A Bill for an Act to amend and reenact section 16-12-14 of the North Dakota Century Code, relating to the residency of poll challengers and poll checkers.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 9; nays, 85; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DuBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIFA		•	RICHIE		•			

• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVIRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill lost.

House Bill No. 1366. A Bill for an Act to include the state, political subdivisions, and agencies or departments thereof within the applicability of child labor laws.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 48; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NOROBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEK			• RICHE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

House Bill No. 1374. A Bill for an Act to amend and reenact section 6-08-16 of the North Dakota Century Code, relating to issuing a check or draft without sufficient funds or credit, and providing that the holder of a dishonored check may recover the amount of the check and the cost of sending a notice of dishonored check to the drawer.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 88; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHEFAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHILLER	•				
HAUSAUER, A. #49	•		MATCHEE	•		SCHUETT	•				
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•				
HERMAN	•		McGAUVRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEN	•				
HILL	•		METZ	•		SWIONTEK	•				
HORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1379. A Bill for an Act to create and enact two new sections to chapter 27-08.1 of the North Dakota Century Code, relating to the small claims court, and providing for assessment of costs for delay or for a vexatious claim or defense, and for vacation of judgment and stay of execution; to amend and reenact sections 27-08.1-01, 27-08.1-02, 27-08.1-03, and 27-08.1-04 of the North Dakota Century Code, relating to the small claims court, and providing for denial of costs if an action is commenced in the wrong court, for the judge or clerk taking a claim affidavit and determining the sufficiency of the claim, for an order for appearance by certified mail, and for waiver of the right of appeal.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 17; nays, 79; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHEFAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				

HAUGLAND	•	MARTINSON	•	SCHINDLER	•
HAUSAUER, A. #49	•	MATCHIE	•	SCHUETT	•
HAUSAUER, L. #25	•	McCAFFREY	•	SCOFIELD	•
HERMAN	•	McGAUVRAN	•	SOLBERG	•
HERSLIP	•	MEIERS	•	STENEJEM	•
HICKLE	•	MERTENS	•	STRINDER	•
HILL	•	METZ	•	SWIONTEK	•
HORGAN	•	METZGER	•	THORSGARD	•
JACOBSON	•	MEYER	•	TIMM	•

So the bill lost.

House Bill No. 1447. A Bill for an Act to repeal chapter 65-13 of the North Dakota Century Code, the Uniform Crime Victims Reparations Act.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 66; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
•			JOHNSON	•		•	MILLER	•	TINJUM	•
	•		KELLY	•		•	MUND	•	TWETEN	•
		•	KERMOTT	•		•	MURPHY	•	UNHJEM	•
•			KLOUBEC	•		•	MUSHIK	•	VANDER VORST	•
	•		KNUDSON	•		•	NICHOLAS	•	WAGNER	•
		•	KRETSCHMAR	•		•	NORDBY	•	WALSH	•
	•		KUCHERA	•		•	OLSON	•	WEBER	•
•			LANG	•		•	OPEDAHL	•	WENTZ	•
•			LANGLEY	•		•	O'SHEA	•	WINGE	•
•			LARDY	•		•	PETERSON	•	WINKJER	•
•			LARSON, B. #12	•		•	POWERS	•		
	•		LARSON, G. #29	•		•	RAU	•	MR SPEAKER	•
		•	LAUGHLIN	•		•	REED	•		
•			LEE	•		•	RICHARD	•		
	•		LIPSIFA	•		•	RICHIE	•		
•			LOKKEN	•		•	RICHTER	•		
	•		LUNDENE	•		•	RIEHL	•		
		•	MAJNER	•		•	ROCHELEAU	•		
	•		MARSDEN	•		•	RUED	•		
•			MARTIN, C. #38	•		•	RUSSELL	•		
	•		MARTIN, G. #43	•		•	RYLANCE	•		
		•	MARTINSON	•		•	SCHINDLER	•		
•			MATCHIE	•		•	SCHUETT	•		
•			McCAFFREY	•		•	SCOFIELD	•		
	•		McGAUVRAN	•		•	SOLBERG	•		
		•	MEIERS	•		•	STENEJEM	•		
	•		MERTENS	•		•	STRINDER	•		
		•	METZ	•		•	SWIONTEK	•		
	•		METZGER	•		•	THORSGARD	•		
		•	MEYER	•		•	TIMM	•		

So the bill lost.

House Bill No. 1483. A Bill for an Act to create and enact a new section to chapter 59-02 of the North Dakota Century Code, relating to who may prepare trust documents; and to amend and reenact subsection 3 of section 30.1-34-03 of the North Dakota Century Code, relating to providing a financial statement to the beneficiaries of a trust.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 21; nays, 75; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
•			JOHNSON	•		•	MILLER	•	TINJUM	•
	•		KELLY	•		•	MUND	•	TWETEN	•
		•	KERMOTT	•		•	MURPHY	•	UNHJEM	•
•			KLOUBEC	•		•	MUSHIK	•	VANDER VORST	•
	•		KNUDSON	•		•	NICHOLAS	•	WAGNER	•
		•	KRETSCHMAR	•		•	NORDBY	•	WALSH	•

BLACK	•	KUCHERA	•	OLSON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAHL	•	WENTZ	•
CONMY	•	LANGLEY	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKLER	•
DOTZENROD	•	LARSON, B #12	•	POWERS	•		
DUBORD	•	LARSON, G #29	•	RAU	•	MR SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	RICHIE	•		
GACKLE	•	LOKVEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERL	•	MAIXNER	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A #49	•	MATCHIE	•	SCHUETT	•		
HAUSAUER, L #25	•	MCCAFFREY	•	SCOFIELD	•		
HERMAN	•	MCGAUVRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STEVENJEM	•		
HICKLE	•	MERTENS	•	STRINDER	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

House Bill No. 1494. A Bill for an Act to create and enact a new section to chapter 16-13 of the North Dakota Century Code, relating to the counting of ballots of challenged voters; and to amend and reenact sections 16-10-15, 16-12-05, and 16-12-14 of the North Dakota Century Code, relating to challenges to voters, the execution of an affidavit, and voting by separate paper ballot; or, in the alternative, to create and enact a new section to chapter 16.1-15 of the North Dakota Century Code as created by section 14 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the counting of ballots of challenged voters; and to amend and reenact subsection 3 of section 16.1-05-04, sections 16.1-05-06 and 16.1-13-23 of the North Dakota Century Code, as created by sections 4 and 12 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to challenges to voters, the execution of an affidavit, and voting by a separate paper ballot.

Which has been read with the Committee Recommendation Do Not Pass.

Rep. Marsden moved that the House dispense with the reading of the title to House Bill No. 1494, which motion prevailed.

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, 1.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH	•
BLACK	•		KUCHERA	•		OLSON	•	WEBER	•
CHRISTENSEN	•		LANG	•		OPEDAHL	•	WENTZ	•
CONMY	•		LANGLEY	•		O'SHEA	•	WINGP	•
CRABTREE	•		LARDY	•		PETERSON	•	WINKLER	•
DOTZENROD	•		LARSON, B #12	•		POWERS	•		
DUBORD	•		LARSON, G #29	•		RAU	•	MR SPEAKER	•
EAGLES	•		LAUGHLIN	•		REED	•		
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSIEA	•		RICHIE	•		
GACKLE	•		LOKVEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEHL	•		
GERL	•		MAIXNER	•		ROCHELEAU	•		
GRONNEBERG	•		MARSDEN	•		RUED	•		
GUNDERSON	•		MARTIN, C #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		

HAUSAUER, A. #49 ●	MATCHIE ●	SCHUETT ●
HAUSAUER, L. #25 ●	McCAFFREY ●	SCOFIELD ●
HERMAN ●	McGAUVRAN ●	SOLBERG ●
HERSLIP ●	MEIERS ●	STENEHJEM ●
HICKLE ●	MERTENS ●	STRINDEN ●
HILL ●	METZ ●	SWIONTEK ●
HORGAN ●	METZGER ●	THORSGARD ●
JACOBSON ●	MEYER ●	TIMM ●

So the bill lost.

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. 1176
House Bill No. 1179
House Bill No. 1225
House Bill No. 1291
House Bill No. 1306
House Bill No. 1307
House Bill No. 1342
House Bill No. 1350
House Bill No. 1359
House Bill No. 1375
House Bill No. 1414
House Bill No. 1416
House Bill No. 1428
House Bill No. 1437
House Bill No. 1440
House Bill No. 1442
House Bill No. 1474

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE
Senate Chamber

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

Senate Bill No. 2003
Senate Bill No. 2202
Senate Bill No. 2257
Senate Bill No. 2261
Senate Bill No. 2287
Senate Bill No. 2304
Senate Bill No. 2344
Senate Bill No. 2389
Senate Bill No. 2406
Senate Bill No. 2413
Senate Bill No. 2470
Senate Bill No. 2478
Senate Bill No. 2481
Senate Bill No. 2484
Senate Bill No. 2539

LEO LEIDHOLM, Secretary

MOTION

Rep. Mushik moved that the House be on the Fifth Order of Business, at the conclusion of the Fifth Order, the House be on the Ninth Order of

Business, and at the conclusion of the Ninth Order of Business, the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order of Business, the House stand recess until 1:00 p.m., Friday, February 11, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1003, has had the same under consideration and recommends, by a vote of Ayes, 19; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 19, delete the numerals "1,629,608" and insert in lieu thereof the numerals "1,548,133"

On page 1, line 24, delete the numerals "2,950,000" and insert in lieu thereof the numerals "350,000"

On page 2, line 1, delete the numerals "5,054,108" and insert in lieu thereof the numerals "2,372,633"

On page 2, line 3, delete the numerals "4,893,965" and insert in lieu thereof the numerals "2,212,490"

On page 2, line 8, delete the numerals "323,300" and insert in lieu thereof the numerals "314,300"

On page 2, line 9, delete the numerals "2,147,982" and insert in lieu thereof the numerals "2,138,982"

On page 2, line 11, delete the numerals "2,047,982" and insert in lieu thereof the numerals "2,038,982"

On page 2, line 14, delete the numerals "60,145" and insert in lieu thereof the numerals "56,402"

On page 2, line 18, delete the numerals "100,445" and insert in lieu thereof the numerals "96,702"

On page 2, line 20, delete the numerals "50,250" and insert in lieu thereof the numerals "46,507"

On page 2, line 21, delete the numerals "6,992,197" and insert in lieu thereof the numerals "4,297,979"

On page 2, line 23, delete the numerals "7,302,535" and insert in lieu thereof the numerals "4,608,317"

On page 2, after line 30, insert the following section:

"SECTION 3. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that space for the operations of the supreme court be included in the state office building proposed in Senate Bill No. 2022 being considered by the forty-fifth legislative assembly. The appropriation to the supreme court in subdivision 1 of this Act for land, structures, and major improvements shall be used to provide the necessary interior building design and construction suitable to meet the space needs of the supreme court."

And renumber the lines and pages accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to decrease the salary and wage line item of the Supreme Court by \$81,475 and the Judicial Qualifications Committee by \$3,743 to reflect five percent average annual salary increases and provide adequate amounts for fringe benefit costs.

The Supreme Court land, structures, and major improvements line item is reduced to \$350,000. This amendment adds a section of legislative intent which provides that space for the operations of the Supreme Court be included in the state office building proposed in Senate Bill No. 2022.

The \$350,000 appropriation is to be used to provide the necessary interior building construction and design suitable to meet the space needs of the Supreme Court.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1003 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1024, has had the same under consideration and recommends that the same do not pass.

REP. KNUDSON, Chairman

House Bill No. 1024 was placed on the 11th order of business on the calendar for the succeeding legislative day.

DIVIDED REPORT OF STANDING COMMITTEE

Mr. Speaker: A Majority of your Committee on Judiciary to whom was referred House Bill No. 1050, has had the same under consideration and recommends the same do not pass.

REP. BEAUCLAIR

REP. BENEDICT

REP. DOTZENROD

REP. GRONNEBERG

REP. HILL

REP. LUNDENE

REP. MEIERS

REP. RICHIE

REP. RUSSELL

REP. STENEHJEM

REP. WINKJER, Chairman

Mr. Speaker: A Minority of your Committee on Judiciary 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 15 delete the words "Any county containing no city with a"

On page 1 delete all of lines 16 and 17

On page 1, line 18 delete the words "of this chapter."

On page 1, line 19 delete the word "primary" and insert in lieu thereof the word "general"

On page 3, line 1 after the word "elector" insert the words "disqualified by reasons other than death"

On page 3, line 16 delete the words "Registration for" and insert in lieu thereof the words "Voting in"

On page 3, line 17 delete the words "commenced on the effective date of" and insert in lieu thereof the words "a registration for all persons so voting and poll books shall be maintained and arranged so as to record information necessary for such registration."

On page 3 delete all of lines 18 through 34

On page 4 delete all of lines 1 through 13

On page 4, line 14 delete the numeral "5" and insert in lieu thereof the numeral "2"

And when so amended recommends the same do pass.

REP. CONMY

REP. KRETSCHMAR

REP. REED

REP. WENTZ

REP. WINKJER

REP. WINKJER, Chairman

Rep. Kretschmar moved that the report of the Minority be substituted for the report of the Majority.

The Reports of the Majority and the Minority with House Bill No. 1050 were placed on the 7th order of business on the calendar for the succeeding legislative day.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1132, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 1, line 11, after the word "owner's" insert the following words "or lessee's"

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1132 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1175, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1175 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1224, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 15 delete the ending triple parentheses after the word "his"

On page 1, line 16 delete the word "an" and delete the beginning triple parentheses before the word "he" and delete the ending triple parentheses after the word "has" and delete the words "there is" and delete the words "that the"

On page 1, line 17 delete the word "affiant" and delete the triple parentheses around the word "he" and delete the word "there" and delete the triple parentheses around the word "have" and delete the word "be"

On page 1, line 19 insert ending triple parentheses after the word "court" and insert in lieu thereof the words: "with the clerk of the court in which the action or proceeding is pending a written demand for change of judge"

On page 2, line 3 after the period insert the following: "The procedures set out in subsections 1 through 3 of section 29-15-21 with regard to change of judge in district court shall apply to this section."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1224 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1233, has had the same under consideration and

recommends, by a vote of Ayes, 11; Nays, 8; Absent, 2, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1233 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1240; has had the same under consideration and recommends, by a vote of Ayes, 19; Nays, 1; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1240 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1272, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

House Bill No. 1272 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1287, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 2, delete the words "replacement costs for school buses" and in lieu thereof insert the words "the cost of district owned buses"

On page 1, line 7, delete the words "SCHOOL BUS" and insert in lieu thereof the words "DISTRICT OWNED SCHOOL BUS COSTS"

On page 1, line 8, delete the word "REPLACEMENT"

On page 1, line 9, delete the words "a majority" and insert in lieu thereof the words "sixty percent"

On page 1, line 11, delete the words "replacement costs" and insert in lieu thereof the words "cost of district owned"

On page 1, line 12, delete the first word "of"

On page 1, line 12, after the word "discontinued" insert the words "by resolution of the school board, or"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1287 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1293, has had the same under consideration and recommends, that the same do not pass.

REP. KNUDSON, Chairman

House Bill No. 1293 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1299, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 1, after the numeral "43" insert the following: ", a new section to chapter 43-12, and a new subsection to section 43-12-31"

On page 1, line 5, delete the word "and" and insert in lieu thereof a comma

On page 1, line 7, after the word "practice" and before the semicolon insert the following: ", and definitions and collection procedures for nursing scholarship loans", and delete the numerals "43-12-24" and insert in lieu thereof the numerals 43-12-26

On page 4, line 21, after the word "COMPOSITION" and before the period insert the following: " — TERM OF OFFICE"

On page 4, line 35, after the period insert the following: "each board member shall be appointed for a term of three years. No appointee shall be appointed for more than two consecutive terms. An appointment for an unexpired term of more than eighteen months will constitute a full term. The members of the North Dakota board of nursing holding office on the effective date of this Act shall serve as members of the board until the expiration of their respective terms or until their successors have been appointed."

On page 7, line 21, delete "three" and insert in lieu thereof "two"

On page 7, line 22, delete "fourths" and insert in lieu thereof "thirds"

On page 9, line 13, delete the words "or certificate of registration"

On page 11, after line 32, insert the following new sections:

"SECTION 2.) A new section to chapter 43-12 of the North Dakota Century Code is hereby created and enacted to read as follows:

DEFINITIONS.) In sections 43-12-27 through 43-12-31, unless the context or subject matter otherwise requires:

1. "Practical nurse student" means one who has met all the requirements for enrollment in an approved course for practical nursing.

2. "Professional graduate nurse" means a person who has met all legal requirements for licensure in this state and has been registered by the state board, who practices or holds a position by virtue of the person's professional knowledge and legal status, and who holds a license from the state board for the current year.

3. "State Board" means the North Dakota board of nursing.

4. "Student of nursing" means one who has met all the requirements for enrollment in an approved school of nursing.

SECTION 3.) A new subsection to section 43-12-31 of the 1975 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

6. After demand for payment of a scholarship loan has been made by the state board and payment is not made by collection or cancellation, the state board may contract with collection agencies located in the state for the collection of amounts due the state for scholarship loans grahted."

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

REP. RYLANCE, Chairman

House Bill 1299 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1312, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 22, delete the beginning triple parentheses before the word "A"

On page 1, line 23, delete the ending triple parentheses after the period
And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1312 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1313, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 4; Absent, 1, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1313 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & 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 15, after the word "possession." insert the following: "Several mineral interests owned by the federal, state, or political subdivisions, or agencies or departments thereof shall be exempt from the provisions of this Act."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1317 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1327, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1327 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 2, delete the words "or addiction"

On page 1, delete line 3

On page 1, line 9, delete the word "hospital,"

On page 1, line 10, delete the comma

On page 1, line 11, delete the second word "or"

On page 1, line 12, delete the words "addiction treatment services"

On page 2, delete lines 3-20

And renumber the lines and sections accordingly.

And when so amended, recommends that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1351 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1380, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 2, line 13 delete the words "without the consent of the highway commissioner"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1380 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1382, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1382 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1383, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. LANG, Chairman

House Bill No. 1383 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1384, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 18, delete the words "eight thousand six hundred" and insert in lieu thereof the words "eight thousand three hundred sixty"

On page 1, line 19, delete the words "Nine thousand six" and insert in lieu thereof the words "Nine thousand four hundred sixty"

On page 1, line 20, delete the word "hundred"

On page 1, line 23, delete the words "Nine thousand" and insert in lieu thereof the words "Nine thousand seven hundred ninety"

On page 1, line 24, delete the words "nine hundred"

On page 2, line 15, delete the words "twenty-two" and insert in lieu thereof the word "eighteen"

On page 4, line 1, delete the words "four thousand two" and insert in lieu thereof the words "three thousand six hundred thirty"

On page 4, line 2, delete the word "hundred"

On page 4, line 4, delete the words "five thousand" and insert in lieu thereof the words "four thousand three hundred forty-five"

On page 4, line 6, delete the word "six" and insert in lieu thereof the words "five thousand two hundred eighty"

On page 4, line 7, delete the word "thousand"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1384 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1403, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 20 place triple parentheses around the word "one" and insert in lieu thereof the word "five" and also on line 20 delete the triple parentheses around the word "hundred" and also on line 20 delete the word "thousand"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1403 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1404, has had the same under consideration and recommends, that the same be amended as follows:

On page 2, line 5 after the word "airport" insert the words "enplaning 20,000 or more passengers"

On page 2, line 10 after the first word "Dakota" insert the words "enplaning 20,000 passengers or more"

On page 2, line 10 following the period insert the following sentence: "Airports eligible for assistance under this act which enplane less than 20,000 passengers in any one year shall each be paid not less than the sum of \$50,000.00 at each such distribution of assistance grants."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. ERICKSON, Chairman

House Bill No. 1404 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1412, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 1, line 11 after the word "vehicles" and before the comma insert the following: "in excess of 20,000 pounds gross weight"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1412 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1422, has had the same under consideration and recommends, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1422 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance And Taxation to whom was referred House Bill No. 1438, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

House Bill No. 1438 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1443, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 3; Absent, 3, that the same be amended as follows:

On page 1, line 1, delete everything after "A BILL" through the end of the bill and insert in lieu thereof the following: "for an Act to permit the state of North Dakota to accept transfer from the federal government of the Nekoma ABM site and to empower the budget section to reconvey the site to the federal government; and providing an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. ABM SITE — ACCEPTANCE — RECONVEYANCE.) The

state of North Dakota is hereby empowered to accept transfer from the federal government of the antiballistic missile site at Nekoma; provided, however, that if, at any time during the 1977-1979 biennium, the budget section of the legislative council determines that the interests of the citizens of North Dakota would be best served by the private ownership of the Nekoma ABM site, and if there are private interests willing and able to purchase the site, the budget section may cause the reconveyance of the site to the federal government with the recommendation that it be sold to private interests.

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, to the legislative council for the biennium beginning July 1, 1977, and ending June 30, 1979, to enable the legislative council to conduct an interim study of the feasibility of putting the Nekoma ABM site to productive use by the state of North Dakota.

SECTION 3. APPROPRIATION.) The sums hereinafter named only, or so much thereof as may be necessary, are hereby appropriated out of the general fund and from special funds derived from federal funds and/or other income in the state treasury to the director of institutions' office for the purpose of providing a minimal maintenance and security service for the Nekoma ABM site during the biennium beginning July 1, 1977, and ending June 30, 1979:

Salaries and wages	\$164,000
Fees and services	71,000
Supplies and materials	29,000
Equipment	11,000
Total all funds	\$275,000
Less estimated income	164,000
Total general fund transfer and appropriation	\$111,000

SECTION 4. CONDITIONAL APPROPRIATION AND TRANSFER.)

In addition to the other appropriations provided by this Act, there is hereby appropriated the sum of \$164,000.00, or so much thereof as may be necessary, from the general fund in the state treasury for transfer to the director of institutions' office operating fund during the biennium beginning July 1, 1977, and ending June 30, 1979. Such transfer shall be made 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 the estimated \$164,000.00 of federal funds, anticipated under the Comprehensive Employment and Training Act, by the director of institutions' office. Transfers pursuant to this appropriation shall be made only upon approval of the emergency commission."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1443 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1452, has had the same under consideration and recommends, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1452 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1455, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 12 delete the word "twenty" and insert in lieu thereof the word "ten"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1455 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1460, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1460 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1462, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 0, that the same be amended as follows:

On page 1, line 1, delete the words "section 54-05.1-02" and insert in lieu thereof the words "sections 54-05.1-02, 54-05.1-03, and 54-05.1-04; and to repeal section 54-05.1-05"

On page 1, line 2, delete the words "persons subject to"

On page 2, after line 19, insert the following new sections:

"SECTION 2. AMENDMENT.) Section 54-05.1-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-05.1.03. REGISTRATION AS A LOBBYIST — FEE — FILING OF INFORMATION — PUBLIC INSPECTION — CERTIFICATE OF REGISTRATION.)

1. Any person who shall engage himself or be engaged by any other person either on a part-time or on a full-time basis for any of the activities listed in section 54-05.1-02, shall, before doing anything in furtherance of such purposes, register with the secretary of state and receive a certificate of registration (((and a distinctive lobbyist identification badge))). The registrant shall state in writing his full name and business address, the name and address of the person or persons upon whose behalf he appears, all persons, corporations, associations, groups, or organizations in whose interest he appears or works, the duration of such employment or appearances, and by whom he is paid or is to be paid. The registration shall expire on December thirty-first of each calendar year unless an earlier expiration date is requested by the registrant. Lobbyists required to be registered shall file with the secretary of state, within ten days of registration, a written authorization to act as a lobbyist. Such authorization shall be signed by the person or official of the corporation, association, group, or organization employing such lobbyist. The secretary of state shall charge a fee of five dollars for registering each lobbyist.

2. (((Each person so registering shall, on or before December thirty-first in each year registered, file with the secretary of state a detailed report of each expenditure of twenty-five dollars or more expended during the legislative session or the interim, as the case may be, on any

individual in carrying out his work. The secretary of state shall provide a prescribed form for reporting pursuant to this chapter.

3.)) All information required to be filed under the provisions of this section with the secretary of state and that previously filed, shall be compiled by the secretary of state within forty days after the close of the period for which such information is filed, and such files shall be open and accessible for public inspection during the normal working hours.

SECTION 3. AMENDMENT.) Section 54-05.1-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-05.1-04. GRANTING AND REVOKING OF CERTIFICATES — REFERRALS AND REPORTS TO THE ATTORNEY GENERAL.)

1. It shall be the duty and responsibility of the secretary of state:

a. To grant a certificate of registration (((and to design and furnish a distinctive lobbyist identification badge))) to any person registering under section 54-05.1-03 who supplies the information therein required.

b. To revoke the certificate of registration of any person who has been convicted of violating any of the provisions of this chapter.

c. To refer on his own motion or on the verified complaint of any member of the legislative assembly or on the verified complaint of any state official, board, commission, department, or agency, or on the verified complaint of any other person, to the attorney general for investigation, the activities of any person who he has reason to believe has been acting as a lobbyist and who may be in violation of the requirements of this chapter.

d. (((To make available upon request of any citizen expenditures by categories reported by registered lobbyists to have been expended on each individual in carrying out his work.

e.)) To supply a current list of registered lobbyists for each legislator upon request. A current list of lobbyists shall be posted in the legislative chambers during the legislative session.

2. In addition, the secretary of state may revoke the certificate of registration issued pursuant to this chapter for failure to file the reports required by this chapter when due, but no certificate shall be revoked if, prior to the last day for filing such reports, the secretary of state has been informed in writing of extenuating circumstances justifying such failure.

SECTION 4. REPEAL.) Section 54-05.1-05 of the North Dakota Century Code is hereby repealed."

And renumber the lines, pages, and sections accordingly.

And when so amended recommends the same do pass.

REP. RYLANCE, Chairman

House Bill Number 1462 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1466, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1466 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1470, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1470 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1473, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1473 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1480, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. LANG, Chairman

House Bill No. 1480 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1495, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 1; Absent, 0, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. GACKLE, Chairman

House Bill No. 1495 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1507, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same be amended as follows:

On page 3, delete lines 5 through 11

And renumber the lines accordingly.

And when so amended, recommends the same do pass and re-referred to the Committee on Appropriations.

REP. GENGLER, Chairman

House Bill No. 1507 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1509, has had the same under consideration and recommends, that the same be amended as follows:

On page 2, line 2, after the period insert the following: "The first two hundred dollars of the average annual balance of any fund governed by this Act shall be exempt from the provisions of this section."

On page 2, line 21, after the period insert the following: "The first two hundred dollars of the average annual balance of any fund governed by this Act shall be exempt from the provisions of this section."

On page 3, line 8, after the period insert the following: "The first two hundred dollars of the average annual balance of any fund governed by this Act shall be exempt from the provisions of this section."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1509 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 1520, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 15 insert triple parentheses around the word "ten" and insert in lieu thereof the word "fifteen"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1520 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1528, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. DOTZENROD, Chairman

House Bill No. 1528 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1531, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 2 delete the words "deadly weapons" and insert in lieu thereof the words "a knife, gun or pistol"

On page 1, line 13 delete the comma after the word "gun" and insert in lieu thereof the word "or" and also in line 13 delete the words "or other deadly weapon"

On page 1, line 15 delete the word "immediately" and insert in lieu thereof the words "as soon as practicable"

On page 1, line 19 delete the word "immediately" and insert in lieu thereof the words "as soon as practicable"

On page 1, line 24 delete the words "a class B misdemeanor" and insert in lieu thereof the words "an infraction"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1531 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1540, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1540 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1543, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same do not pass.

REP. WINGE, Chairman

House Bill No. 1543 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1544, has had the same under consideration and

recommends, by a vote of Ayes, 13; Nays, 3; Absent, 0, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1544 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1569, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 1, that the same be amended as follows:

On page 1, line 14, delete the word "communications" and insert in lieu thereof the word "lines"

On page 1, line 14, delete the word "over" and insert in lieu thereof the word "on"

On page 1, line 21, delete the word "communications" and insert in lieu thereof the word "lines"

On page 1, line 21, delete the word "over" and insert in lieu thereof the word "on"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1569 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3029, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 3; Absent, 2, that the same be amended as follows:

On page 1, line 22 after the word and comma "water," insert the following: "pipelines,"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Legislative Council Resolution Committee.

REP. ERICKSON, Chairman

House Concurrent Resolution No. 3029 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3036, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. DOTZENROD, Chairman

House Concurrent Resolution No. 3036 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3061, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. ERICKSON, Chairman

House Concurrent Resolution No. 3061 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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, by a vote of Ayes, 14; Nays, 1; Absent, 1, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.
REP. GACKLE, Chairman

House Concurrent Resolution No. 3064 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution No. 3067, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

And be re-referred to the Legislative Council Resolution Committee.
REP. LANG, Chairman

House Concurrent Resolution No. 3067 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3068, has had the same under consideration and recommends, that the same do pass.

And be re-referred to the Legislative Council Resolution Committee.
REP. ERICKSON, Chairman

House Concurrent Resolution No. 3068 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2117, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2117 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2172, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2172 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2265, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2265 was placed on the 14th order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

Senate Bill No. 2068. A Bill for an Act to create and enact sections 54-52-02.4, 54-52-10.1, 54-52-17.1, and 54-52-19.1 of the North Dakota Century Code, relating to the public employees retirement system; to amend and reenact sections 54-52-01, 54-52-02.1, 54-52-02.2, 54-52-02.3, subsection 6 of section 54-52-03, subsections 1 and 4 of section 54-52-04, and sections 54-52-05, 54-52-06, 54-52-06.1, 54-52-10, 54-52-17, and 54-52-21 of the North Dakota

Century Code, relating to certain terms, participants, methods of joining, governance, fees, contributions, funds, rights, and benefits of the public employees retirement system; and to repeal sections 54-52-11, 54-52-18, 54-52-19, and 54-52-20 of the North Dakota Century Code, relating to vesting apportionment of benefits and prior service benefits in the public employees retirement system.

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

Senate Bill No. 2092. A Bill for an Act providing an appropriation to the board of higher education for state aid to junior colleges, and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2229. A Bill for an Act to amend and reenact section 11-33-20 of the North Dakota Century Code, to authorize townships to relinquish all, or a portion of, their power to enact zoning regulations to the county.

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

Senate Bill No. 2253. A Bill for an Act to amend and reenact section 11-11-26 of the North Dakota Century Code, relating to when the board of county commissioners shall advertise for bids.

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

Senate Bill No. 2285. A Bill for an Act to amend and reenact section 39-06-42 and subsection 4 of section 39-08-01 of the North Dakota Century Code, relating to the impoundment of motor vehicle number plates instead of motor vehicles as an additional penalty for driving while under the influence of intoxicating liquor or driving while a driver's license has been suspended or revoked; and to provide a penalty.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2291. A Bill for an Act to amend and reenact subsection 17 of section 11-11-14 of the North Dakota Century Code, relating to the powers of the board of county commissioners.

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

Senate Bill No. 2299. A Bill for an Act to amend and reenact section 20.1-01-18 of the North Dakota Century Code, relating to hunting on posted land without permission as being unlawful, and providing that written permission must be obtained for trapping fur-bearing animals.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2324. A Bill for an Act to amend and reenact section 29-26-22 of the North Dakota Century Code, relating to fines and costs of criminal prosecutions.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2354. A Bill for an Act to create and enact a new subsection to section 4-34-05 of the North Dakota Century Code, designating the beef commission as the agency to receive moneys from the national beef board; to amend and reenact subsections 2 and 3 of section 4-34-01, section 4-34-02, and subsections 6, 9, 10, and 12 of section 4-34-05 of the

North Dakota Century Code, relating to the purpose and use of assessments by the beef commission and definitions applicable to the Beef Promotion Act; to repeal sections 4-34-08, 4-34-09, 4-34-10, and 4-34-11 of the North Dakota Century Code, relating to the assessment of cattle by the beef commission; and to provide an effective date.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2355. A Bill for an Act to amend and reenact paragraph 15 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the driver's license point penalty assigned for exhibition driving.

Which was read the first time and referred to the Committee on Transportation.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Rylance introduced:

House Concurrent Resolution No. 3076. A concurrent resolution directing the Legislative Council to review and study the adequacy of fire detection warning systems.

Was read the first time and referred to the committee on Industry, Business and Labor.

Rep. G. Martin introduced:

House Concurrent Resolution No. 3077. A concurrent resolution directing the Legislative Council to conduct a study on the feasibility of the state auditor preparing and distributing a balance sheet and related consolidated financial statements on the financial position and activities of the state.

Was read the first time and referred to the committee on State and Federal Government.

The House stood recessed until 1:00 p.m., Friday, February 11, 1977, pursuant to the motion of Rep. Mushik.

ROY GILBREATH, Chief Clerk

TWENTY-EIGHTH DAY AFTER RECESS AND TWENTY-NINTH DAY

Bismarck, February 11, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1010

House Bill No. 1012

House Bill No. 1016

House Bill No. 1264

House Bill No. 1280

House Bill No. 1346

House Bill No. 1361

House Bill No. 1419

House Bill No. 1429

House Bill No. 1484

House Bill No. 1488

House Bill No. 1508

House Bill No. 1514

House Bill No. 1515

House Bill No. 1574

House Bill No. 1584

House Bill No. 1591

House Concurrent Resolution No. 3023

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Donald Giffey and Rep. Giffey was thereupon introduced to the House.

MOTIONS

Rep. Wagner moved that the rules be suspended and House Bill No. 1010 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Wagner moved that the rules be suspended and House Bill No. 1015 be moved to the foot of the calendar, which motion prevailed.

Rep. Mushik moved that the rules be suspended, and the Sixth Order shown on the calendar for consideration after 2:00 p.m., be moved up on the calendar for consideration before 2:00, which motion prevailed.

Rep. Kretschmar moved that House Concurrent Resolution No. 3031 be

returned to the House from the Committee on Education, which motion prevailed.

Rep. Kretschmar moved that House Concurrent Resolution No. 3031 be re-referred to the Joint Committee on Constitutional Revision, which motion prevailed.

Rep. Richard moved that House Bill No. 1396 be returned to the House from the Committee on Transportation for the purpose of withdrawal, which motion prevailed.

Rep. Richard requested permission to withdraw House Bill No. 1396. There being no objection, it was so ordered by the Speaker.

Rep. Black moved that House Bill No. 1373 be returned to the House from the Committee on Political Subdivisions for the purpose of withdrawal, which motion prevailed.

Rep. Black requested permission to withdraw House Bill No. 1373. There being no objection, it was so ordered by the Speaker.

Rep. Maixner moved that House Bill No. 1413 be returned to the House from the Committee on Natural Resources for the purpose of withdrawal, which motion prevailed.

Rep. Maixner requested permission to withdraw House Bill No. 1413. There being no objection, it was so ordered by the Speaker.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1003 as recommended by the Committee on Appropriations as printed on pages 616 and 617 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1132 as recommended by the Committee on Agriculture as printed on page 618 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1224 as recommended by the Committee on Judiciary as printed on page 618 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1287 as recommended by the Committee on Education as printed on page 619 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1299 as recommended by the Committee on State and Federal Government as printed on pages 619 and 620 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1312 as recommended by the Committee on Natural Resources as printed on pages 620 and 621 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1317 as recommended by the Committee on Industry, Business and Labor as printed on page 621 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1351 as recommended by the Committee on State and Federal Government as printed on page 621 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1380 as recommended by the Committee on Transportation as printed on page 621 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1384 as

recommended by the Committee on Political Subdivisions as printed on page 622 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1403 as recommended by the Committee on Transportation as printed on page 622 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1404 as recommended by the Committee on Transportation as printed on page 623 of the House Journal be adopted, which motion prevailed.

House Bill No. 1404 was re-referred to the Committee on Appropriations.

Rep. Erickson moved that the amendments to House Bill No. 1412 as recommended by the Committee on Transportation as printed on page 623 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1443 as recommended by the Committee on Appropriations as printed on pages 623 and 624 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1455 as recommended by the Committee on Judiciary as printed on page 625 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1462 as recommended by the Committee on State and Federal Government as printed on pages 625 and 626 of the House Journal be adopted, which motion prevailed, on a verification vote.

Rep. Gengler moved that the amendments to House Bill No. 1507 as recommended by the Committee on Industry, Business and Labor as printed on page 627 of the House Journal be adopted, which motion prevailed.

House Bill No. 1507 was re-referred to the Committee on Appropriations.

Rep. Gengler moved that the amendments to House Bill No. 1509 as recommended by the Committee on Industry, Business and Labor as printed on page 627 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1520 as recommended by the Committee on Judiciary as printed on pages 627 and 628 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1531 as recommended by the Committee on Judiciary as printed on page 628 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1569 as recommended by the Committee on Industry, Business and Labor as printed on page 629 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Concurrent Resolution No. 3029 as recommended by the Committee on Agriculture as printed on page 629 of the House Journal be adopted, which motion prevailed.

House Concurrent Resolution No. 3029 was re-referred to the Legislative Council Resolutions Committee.

SEVENTH ORDER OF BUSINESS

Rep. Kretschmar moved that the report of the Minority on House Bill No. 1050 be substituted for the report of the Majority, as shown on pages 617 and 618 of the House Journal, which motion failed, on a verification vote.

The question then was on the adoption of the Majority Report on House Bill No. 1050, which motion prevailed.

House Bill No. 1050 was placed on the Eleventh Order of Business for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1027. A Bill for an Act to provide educational management information with educational accountability capabilities; and to provide an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 96; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAH	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIGHL	•				
GERL	•		MAIXNER	•		ROCHELLEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•				
HERMAN	•		McGAUVREAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEN	•				
HILL	•		METZ	•		SWIONTEK	•				
HORGAN	•		MEYER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1091. 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, relating to adjustments to North Dakota taxable income for individuals and allowing an additional amount for each exemption claimed.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 67; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAH	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				

● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRÖNNBERG	● MARS DEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSC H	● MARTIN, G. #43	● RYLANC E
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGALVVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORS GARD
● JACOBSON	● MEYER	● TIMM

So the bill lost.

House Bill No. 1407. A Bill for an Act to provide for a fifty percent credit against individual income taxes.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 19; nays, 78; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	JOHNSON	●	●	MILLER	●	●	TINJUM	●
●			●	KELLY	●	●	MUND	●	●	TWETEN	●
●			●	KERMOTT	●	●	MURPHY	●	●	UNHJEM	●
●			●	KLOUBEC	●	●	MUSHIK	●	●	VANDER VORST	●
●			●	KNUDSON	●	●	NICHOLAS	●	●	WAGNER	●
●			●	KRETSCHMAR	●	●	NORDBY	●	●	WALSH	●
●			●	KUCHERA	●	●	OLSON	●	●	WEBER	●
●			●	LANG	●	●	OPEDAHL	●	●	WENTZ	●
●			●	LANGLEY	●	●	O'SHEA	●	●	WINGE	●
●			●	LARBY	●	●	PETERS ON	●	●	WINKJER	●
●			●	LARSON, B. #12	●	●	POWERS	●	●		
●			●	LARSON, G. #29	●	●	RAU	●	●	MR. SPEAKER	●
●			●	LAUGHLIN	●	●	REED	●	●		
●			●	LEE	●	●	RICHARD	●	●		
●			●	LIPSIFA	●	●	RICHIE	●	●		
●			●	LOKKEN	●	●	RICHTER	●	●		
●			●	LUNDENE	●	●	RIEHL	●	●		
●			●	MAIXNER	●	●	ROCHELEAU	●	●		
●			●	MARS DEN	●	●	RUED	●	●		
●			●	MARTIN, C. #38	●	●	RUSSELL	●	●		
●			●	MARTIN, G. #43	●	●	RYLANC E	●	●		
●			●	MARTINSON	●	●	SCHINDLER	●	●		
●			●	MATCHIE	●	●	SCHUETT	●	●		
●			●	McCAFFREY	●	●	SCOFIELD	●	●		
●			●	McGALVVRAN	●	●	SOLBERG	●	●		
●			●	MEIERS	●	●	STENEHJEM	●	●		
●			●	MERTENS	●	●	STRINDEN	●	●		
●			●	METZ	●	●	SWIONTEK	●	●		
●			●	METZGER	●	●	THORS GARD	●	●		
●			●	MEYER	●	●	TIMM	●	●		

So the bill lost.

Rep. Backes moved that the absent members be excused.

Rep. Fleming requested that the question be divided, voting first on excusing Rep. L. Hausauer, and then on excusing Rep. Gackle, which request was granted.

The question then was on the motion to excuse Rep. L. Hausauer, which motion prevailed.

The question than was on the motion to excuse Rep. Gackle, which motion prevailed.

Rep. Backes then moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-NINTH DAY

Bismarck, February 11, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding. The prayer was offered by Rev. Myron Johnson, Pastor, Seventh Day Adventist Church, Bismarck.

The roll was called, and all members were present except Rep. L. Hausauer.

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 Twenty-seventh Day After Recess and Twenty-eighth day and recommends that the same be corrected as follows:

On page 592, line 15, delete the number "2" and insert in lieu thereof the number "10"

On page 629, delete lines 42 and 43

On page 630, delete lines 14, 15, 23 and 24

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Reed moved that the report be adopted, which motion prevailed.

MOTION

Rep. Backes moved that the rules be suspended, and that House Bill No. 1360 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1360. A Bill for an Act to provide for a severance tax for the privilege of severing coal from the earth; to provide procedures for the imposition, collection, and administration of such tax; to provide for the deposit of the proceeds of such tax in the state treasury and for the allocation thereof to the state and its political subdivisions; to provide for a coal development impact office in the office of the governor; and to provide for a coal development impact commission to approve or disapprove impact grants.

Which has been read.

POINT OF PERSONAL PRIVILEGE

Rep. Metzger: "Mr. Speaker: "I request that the following remarks be printed in the Journal.

"It is important that we relate the amount of moneys distributed to counties, cities and school districts in the coal development areas to costs of services and their needs. This should be done in such a way that it is equitable to all of the citizens of North Dakota — the farmers in Pembina County, Cass County, as well as to the farmers and ranchers in Mercer and Oliver County. We must be careful not to give a windfall or bonanza benefit to a select few.

"In 1975 Mercer County had a total general property, and special property tax collection of \$1,065,000.98. In that same year they received \$2,338,156.52 from coal revenue and production taxes. Over twice as much as from all property taxes.

"Oliver County had a total general property and special property tax for 1975 of \$535,171.77. In 1975 Oliver County received \$943,215.61 from coal and production revenue.

"In both instances House Bill 1360 will significantly increase these amounts.

"Let's take a look at how House Bill 1360 will work for a city in Mercer County.

"Beulah presently has a mill levy of 67.22 mills and a taxable valuation of \$1,104,287.00. This raised \$74,230.17 in 1976.

"Under House Bill 1360 Beulah will receive \$104,464.00 in the fiscal year of July 1, 1977 to June 30, 1978 from its allocation of the severance tax. This does not include possible impact grants, nor the extra 10 percent provided for in House Bill 1360.

"Ralph Dewing has estimated a need for approximately six million dollars in impact funds for the next biennium. House Bill 1360 will provide about 10 million dollars for impacted areas for the biennium.

"In 1976 Center had a city mill levy of 40.47, which on a taxable valuation of \$231,682.00 raises \$9,376.17. Under House Bill 1360 they will get in one year an amount of \$197,568 and this appears to be a conservative figure. According to population projections, Center should have a population increase of only about thirty people between 1977 and 1978. The \$197,568 does not include possible moneys from the impact fund."

PERSONAL PRIVILEGE

Rep. Strinden: "Mr. Speaker, Ladies and Gentlemen: "I request that my remarks be printed in the Journal.

"Mr. Speaker and members of the Assembly. I stated yesterday that House Bill 1360 was being treated in a most unusual manner. As you will notice it is the only bill dealing with the severance tax, impact and distribution of revenue on the calendar today. Compare this with the number of bills on election laws which were reported out together and grouped on the calendar by the Judiciary Committee yesterday. There was a total of eight bills in the House Finance and Taxation Committee pertaining to severance, impact and revenue distribution.

"The Committee Chairman Bill Gackle did want to consider all of the bills together and in a normal procedure have them placed on the calendar the same day with Committee recommendations. No, I did not want House Bill 1360 delayed for political reasons. Yes, I did want House Bill 1360 considered in a normal procedural way by the Finance and Tax Committee.

"I asked the Chairman to have his Committee ---

1. Identify the needs in the coal impact area.
2. Identify the costs to state government for coal development.
3. Apply the formulas and figures in the various bills so that we in the House could base our decisions on logic and on the best facts and figures available.

"Unfortunately this bill will now be voted on without this information being presented to the members of this Assembly.

"This I consider to be making a mockery of the legislative committee process. We could just as well have moved House Bill 1360 immediately to the calendar upon its introduction. It is obvious the proponents did not want committee deliberation and facts and information applied to this bill. It is here before you now — stripped of amendments and without a committee report and after the most unusual parliamentary tactic of calling a bill from the committee. And the reason as given by the Democratic floor leader — So the members of the Democratic House Caucus will not be subjected to pressure over the weekend. In other words, a fear some of them may change their minds if they go home and talk to their constituents."

PERSONAL PRIVILEGE

Rep. Maixner: "Mr. Speaker, Members of the House:

"I would request that my remarks be printed in the Journal.

"I have spent three years working on this proposal. I campaigned on this issue. I won on this issue. The people in my district and my entire area are in favor of this proposal.

"We realize that no tax will slow development — that no tax or repayment formula will ever repay us for what we will give up as coal becomes king in Western North Dakota.

"I returned to this state after serving in the military and working for industry so that I could farm. I took over my father's farm, becoming the third generation of my family to live in the United States, and the third to farm in Slope County. I see now that not only the way of life — that I returned for — will disappear, but that I as a property owner and taxpayer will subsidize the onslaught of industry. If the plants, pollution, draglines and shovels must come, at least they should pay their own way. The injustice of requiring the long-term residents of North Dakota to pay for development, schools, roads, and services that they do not need or even want, should be apparent. I would ask your support of House Bill No. 1360."

PERSONAL PRIVILEGE

Rep. C. Martin: "Mr. Speaker, Members of the Assembly:

"I request that the following remarks be printed in the Journal.

"I have been one of those legislators who feels strongly that a percentage coal severance tax is essential to guarantee a sound financial future for North Dakota in response to the large scale coal development that we are going to house.

"I have been disappointed in the campaign that has been waged by some energy companies to try and confuse North Dakota citizens about the issue and to try and stop the legislature from enacting a percentage severance tax.

"I want to state for the record that the major opposition for a fair coal severance tax to protect North Dakota citizens is coming from energy companies that have overwhelming out-of-state interest.

"For example, Minnkota Power Company, which has waged an aggressive campaign against the severance tax, has 13 persons serving on its Board of Directors and 4 of them are from North Dakota, while 9 come from out-of-state. Basin Electric Co-op has 10 directors with 3 of them coming from North Dakota and 7 from out-of-state. Cooperative Power Association has 19 directors with all 19 being out-of-staters, and United Power Association has 20 directors with all 20 of them being out-of-staters. These 4 co-ops have a total of 61 directors on their boards and 54 of them are from outside of North Dakota. A strong resistance to a severance tax by these energy interests then does not represent strong North Dakota interest in opposing a severance tax, rather, they represent a strong out-of-state influence in trying to persuade North Dakota lawmakers to adopt a low coal severance tax.

"By contrast, most of the locally owned energy companies in North Dakota are not engaging in that practice and are not opposing a fair coal severance tax for North Dakota's future.

"I wanted to issue this statement to share with you what I consider to be the real purpose of the strong opposition to the coal severance tax, and that is the vested interests of the overwhelming majority of persons on

the Boards of Directors I've just mentioned who represent out-of-state interests. What we are seeing is an attempt by out-of-state interests to tell North Dakota what is best for North Dakota. That approach has never worked in the past, and even though their expensive lobbying may temporarily confuse some citizens about this issue, I don't think the North Dakota legislature will take orders from out-of-state energy lobbyists.

"I feel very strongly that a fair percentage coal severance tax is in the public interest and that is why I'm supporting it. It will **not** cause large increases in our citizen's electric bills, but it will require out-of-staters to share with our citizens the costs of coal development, and I believe that is in the best interests of North Dakota.

"The citizens and Legislature have been accused by Minnkota as using dirty pool, legalized robbery, gouging and even court tests.

"Since I have mentioned gouging, let us take a look at the other side of the coin.

"Another point to consider is the fact that these generating co-ops are using free water:

Appropriation

Basin Electric	1,000,000 A.F.
UPA	733,000 A.F.
Minnkota	6,500 A.F.
Minnkota	2,480 A.F.
Minnkota	7,500 A.F.
UPA-CPA	15,000 A.F.

"In a recent news release, a coal slurry pipeline was quoted as offering South Dakota \$700-1000 an acre ft. for water.

"I was in contact with our manager and staff of West Plains Electric at Dickinson relative to the oil loads in our system, We have 135 that are using 50 and 75 horse motors for pumping.

"The electrical sale to these companies make up about 30 percent of our gross sales.

"The manager pointed out he has not had one unfavorable comment, or letter so far as the 33 1/3 percent severance tax is consumed."

MOTION

Rep. Kuchera moved that House Bill No. 1360 be re-referred to the Committee on Finance and Taxation, which motion failed on a verification vote.

PERSONAL PRIVILEGE

Rep. Gackle: "Mr. Speaker, Ladies and Gentlemen of the Assembly:

"I request that my remarks be printed in the Journal.

"House Bill No. 1360 was considered by the Finance and Taxation Committee with extreme pressure. I want the record to show that had House Bill No. 1360 been allowed to take its normal course as any other bill introduced in this session, it would not be before this body at this time. As we have this bill before this body in its present form with no amendments attached. When the bill was taken to the Desk, it did indeed have the complete committee action attached, lacking only the required signatures on the divided reports.

"I might ask of the other committee chairman serving in this Legislative Body, would your committee clerk have been able to provide a committee report which entailed five separate amendments, two of which were divided, with a divided report for final action, along with additional committee reports which I had ordered distributed prior to this

time, with a re-referral to the Appropriations Committee, keeping in mind that the Finance and Taxation Committee did not adjourn until after 7 p.m. the night before along with an abnormal amount of action in committee minutes two days prior. It was required that the bill be turned in before 2 p.m. the following day. Although I did inform my committee clerk to take the next morning off, she did act according to the majority of the committee to provide the report the following day.

"Mr. Speaker, and members of this Assembly, I commend my committee clerk for working under this pressure and providing this report just as soon as humanly possible. I personally feel guilty for the demands of my committee on my committee clerk. Miss Rose, I want to extend my appreciation to you, and I trust that I express my thanks to you on behalf of all of the members of my committee, the Finance and Taxation Committee.

"Fellow committee chairman, could you expect the same from your committee clerk? I am sure it would be questionable.

"The last bill on which the Finance and Taxation Committee took action was for a divided committee report, and it took two days before the proper committee report could be prepared, only to the extent to extend the courtesy to a fellow legislator to reconsider the previous action.

"Ladies and Gentlemen, you have been denied the results of five hours of hearings and the time it took to get the committee report to you with the amendments for your considered action at this time.

"Where is our legislative process, or are we to be denied the proper procedures necessary for taking proper action on bills placed before us?"

Rep. Strinden moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 1360, the roll was called and there were ayes, 53; nays, 46; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAULAIR			• KERMOIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK	•		• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY	•		• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE	•		• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON	•		• LEF			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE	•		• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON	•		• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49	•		• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEM					
• HICKLE	•		• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSKARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.
 House Bill No. 1505. A Bill for an Act providing for the legislative

council to conduct a study and performance review of the state health department; providing an appropriation; and declaring an emergency.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 89; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B #12	•		POWERS	•				
DUBORD	•		LARSON, G #29	•		RAU	•				
EAGLES	•		LAUGHLIN	•		REED	•				MR SPEAKER
ERICKSON	•		LEE	•		RICHARD	•				
FLEMIN	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G #43	•		RYLANC	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L #25	•		MCCAFFREY	•		SCOFFIELD	•				
HERMAN	•		MCGAUVYRAN	•		SOLBERG	•				
HERSLIP	•		MIEERS	•		STENHJEM	•				
HICKLE	•		MERTENS	•		STRINDE	•				
HILL	•		METZ	•		SWINTEK	•				
HORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1513. A Bill for an Act to require aliens, out-of-state citizens, and foreign corporations to provide information concerning land owned by them within this state to the register of deeds and the secretary of state; and providing a penalty.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 82; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B #12	•		POWERS	•				
DUBORD	•		LARSON, G #29	•		RAU	•				MR SPEAKER
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMIN	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G #43	•		RYLANC	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				

HAUSAUER, A. #49		MATCHIE		SCHUETT	
HAUSAUER, L. #25		MCCAFFREY		SCOFIELD	
HERMAN		MCGAUVRAN		SOLBERG	
HERSLIP		MEIERS		STENEHJEM	
HICKLE		MERTENS		STRINDER	
HILL		METZ		SWIONTEK	
HORGAN		METZGER		THORSGARD	
JACOBSON		MEYER		TIMM	

So the bill lost.

House Bill No. 1541. A Bill for an Act to require inclusion of chiropractic service under group accident and health policies, hospital service contracts and medical service contracts.

Which has been read with Committee Recommendation Do Not Pass.

Rep. Wagner requested that he be excused from voting on House Bill No. 1541 because of a conflict of interest.

Rep. Christensen requested that he be excused from voting on House Bill No. 1541 because of a conflict of interest.

Rep. Mushik moved that all members with a conflict of interest on House Bill No. 1541 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, 51; nays, 46; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMBOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUSDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHT			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU					
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIFA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHI					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANDER					
• HAUGLAND			• MARTINSON			• SCHINDLER					
HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
HERMAN			• MCGAUVRAN			• SOLBERG					
HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					
									MR SPEAKER		

So the bill passed and the title was agreed to.

House Bill No. 1566. A Bill for an Act to amend and reenact sections 26-26-04 and 26-27-05 of the North Dakota Century Code, relating to the responsibilities and qualifications of directors of hospital service corporations and medical service corporations.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 81; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		

So the bill passed and the title was agreed to.

House Bill No. 1324. A Bill for an Act to provide for partial waiver of tuition fees for all members of the national guard in any post secondary educational program; and to provide an appropriation.

Which has been read.

Rep. Martinson requested that he be excused from voting on House Bill No. 1324, because of a conflict of interest.

Rep. Backes moved that Rep. Martinson and all members who are members of the National Guard be allowed to vote on House Bill No. 1324, 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, 91; nays, 4; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY	•	•	MUND		•	TWETEN	•
•	BEAUCLAIR		•	KERMOTT		•	MURPHY	•		UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ	•
•	CONMY	•	•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, B. #12		•	POWERS				
•	DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	FRIKSON		•	LEE		•	RICHARD				
•	FLEMING	•	•	LIPSIEA		•	RICHTER				
•	GACKLE		•	LORKEN		•	RIEHL				
•	GENGLER		•	LUNDENE		•	ROCHELEAU				
•	GERL		•	MAIXNER		•	RUED				
•	GRONNEBERG		•	MARSDEN		•	RUSSELL				
•	GUNDERSON		•	MARTIN, C. #38		•	RYLANCE				
•	GUNSCH		•	MARTIN, G. #43		•	SCHINDLER				
•	HAUGLAND		•	MARTINSON		•	SCHUETT				
•	HAUSAUER, A. #49		•	MATCHIE		•	SCOFIELD				
•	HAUSAUER, L. #25		•	MCCAFFREY		•	SOLBERG				
•	HERMAN		•	McGAUVRAIN		•	STENEJEM				
•	HERSLIP		•	MEIERS		•	STRINDEN				
•	HICKLE		•	MERTENS		•	SWONTEK				
•	HILL		•	METZ		•	THORSGARD				
•	HORGAN		•	METZGER		•	TIMM				
•	JACOBSON		•	MEYER							

So the bill passed and the title was agreed to.

House Bill No. 1335. A Bill for an Act to amend and reenact sections 16-22-02 and 16-22-05 of the North Dakota Century Code, relating to the disclosure of financial interests by candidates for office, or, in the alternative, to amend and reenact sections 16.1-09-02 and 16.1-09-05 of the North Dakota Century Code as created by section 8 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the disclosure of financial interests of candidates for 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, 84; nays, 11; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY	•	•	MUND		•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY	•		UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	

• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAH	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAIN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1355. A Bill for an Act to amend and reenact subsection 2 of section 52-04-07 of the North Dakota Century Code, relating to when unemployment compensation benefits paid are not chargeable to accounts of base-period employers.

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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAIN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1364. A Bill for an Act to amend and reenact sections 12-53-11 and 12-53-15 of the North Dakota Century Code, relating to probation and costs incurred in proceedings for revocation; providing an appropriation; 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, 2; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		•
• BEAUCLAIR	•		• KERMOITT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1409. A Bill for an Act to create and enact section 6-08-16.2 of the North Dakota Century Code, relating to the issuance of checks without an account, or with insufficient funds 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, 53; nays, 39; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		•
• BEAUCLAIR	•		• KERMOITT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1410. A Bill for an Act to amend and reenact subsection 1 of section 43-05-01 of the North Dakota Century Code, relating to the definition of podiatrist.

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, 25; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER		•	• TINJUM		
• BACKES			• KELLY		•	• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOOT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK			• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAH		•	• WENTZ		•
• CONNY			• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE			• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD			• LARSON, B #12		•	• POWERS		•			
• DuBORD			• LARSON, G #29		•	• RAIJ			• MR SPEAKER		
• EAGLES		•	• LAUGHLIN		•	• REED					
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAM		•			
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C #38		•	• RUSSELL					
• GUNSC		•	• MARTIN, G #43		•	• RYLANCE					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE		•	• SCHJETT					
• HAUSAUER, L #25			• MCCAFFREY		•	• SCOFIELD					
• HERMAN			• MCGALIVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS		•	• STENHJEM		•			
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL		•	• METZ		•	• SWIONTEK					
• HORGAN			• METZGER		•	• THORSKARD					
• JACOBSON		•	• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1420. A Bill for an Act to create and enact a new section to chapter 49-22 and a new subsection to section 49-22-20 of the North Dakota Century Code, relating to revocation of a certificate of site compatibility for an energy conversion or transmission facility upon a finding by the public service commission of unfair tactics by a utility in acquiring land or easements for the facility.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOOT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAIJ			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					

● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C #38	● RUSSELL
● GUNSCH	● MARTIN, G #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A #49	● MATCHIE	● SCHUETT
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDE
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSgard
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1421. A Bill for an Act to amend and reenact section 12-53-18 of the North Dakota Century Code, relating to records on discharge from probation.

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, 23; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND	●	● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY	●	● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON	●	● WEBER
● CHRISTENSEN			● LANG			● OPLOHL		● WENTZ
● CONMY	●		● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKLER
● DOTZENROD			● LARSON, B #12			● POWERS		
● DUBORD			● LARSON, G #29			● RAU	●	● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD	●	
● FLEMING			● LIPSIEA	●		● RICHIE	●	
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIHL	●	
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN	●		● RUED	●	
● GUNDERSON			● MARTIN, C #38			● RUSSELL		
● GUNSCH	●		● MARTIN, G #43	●		● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM	●	
● HICKLE	●		● MERTENS			● STRINDE	●	
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSgard		
● JACOBSON			● MEYER	●		● TIMM	●	

So the bill passed and the title was agreed to.

House Bill No. 1435. A Bill for an Act to amend and reenact subsection 1 of section 15-40.2-05 of the North Dakota Century Code, relating to application of parent or guardian for payment of tuition by 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, 81; nays, 13; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY		●	● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK	●		● KUCHERA			● OLSON		● WEBER

• CHRISTENSEN	• LANG	• OPEDAH	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKLER
• DOTZNEROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• MCAFREY	• SCOFIELD	
• HERMAN	• McGAUVIRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

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. 1002
- House Bill No. 1017
- House Bill No. 1018
- House Bill No. 1190
- House Bill No. 1497
- House Bill No. 1503
- House Bill No. 1525
- House Bill No. 1532

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2006
- Senate Bill No. 2154
- Senate Bill No. 2164
- Senate Bill No. 2178
- Senate Bill No. 2198
- Senate Bill No. 2350
- Senate Bill No. 2391
- Senate Bill No. 2392
- Senate Bill No. 2408
- Senate Bill No. 2419
- Senate Bill No. 2420
- Senate Bill No. 2421
- Senate Bill No. 2427
- Senate Bill No. 2447
- Senate Bill No. 2452
- Senate Bill No. 2453
- Senate Bill No. 2487
- Senate Bill No. 2518

LEO LEIDHOLM, Secretary

MOTION

Rep. Rylance moved the House Concurrent Resolution No. 3047 be returned to the House from the Committee on Natural Resources for the purpose of withdrawal, which motion prevailed.

Rep. Rylance requested permission to withdraw House Concurrent Resolution No. 3047. There being no objection, it was so ordered by the Speaker.

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House be on the Fifth Order of Business, at the conclusion of the Fifth Order, the House be on the Ninth Order of Business, and at conclusion of the Ninth Order of Business, the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order of Business, the House stand adjourned until 2:00 p.m., Monday, February 14, 1977, which motion prevailed.

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, by a vote of Ayes, 17; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 3, after the word "Dakota" insert the following words: "; and declaring an emergency"

On page 1, line 20, delete the numerals "513,864" and insert in lieu thereof the numerals "508,527"

On page 1, delete line 21

On page 1, delete line 22

On page 2, line 2, delete the word "-emergency" and insert in lieu thereof the words (for remainder of the 1975-77 biennium)

On page 2, line 4, underscore the numerals "7,762"

On page 2, delete line 5

On page 2, line 6, delete the numerals "1,588,078" and insert in lieu thereof the numerals "831,644"

On page 2, line 9, delete the numerals "3,066,241" and insert in lieu thereof the numerals "3,636,241"

On page 2, line 10, delete the numerals "3,066,241" and insert in lieu thereof the numerals "3,636,241"

STATEMENT OF PURPOSE OF AMENDMENT — Subdivision 2

The purpose of this amendment is to increase the appropriation necessary to cover the statutory amount of payment to Junior Colleges.

On page 2, line 21, delete the numerals "1,077,442" and insert in lieu thereof the numerals "1,099,083"

On page 2, delete line 22

On page 2, line 26, delete the numerals "1,407,022" and insert in lieu thereof the numerals "1,419,968"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT — Subdivision 5.

The purpose of this amendment is to delete the classification change line item, to increase salaries and wages by \$20,000 to provide for increased salary levels resulting from a change in classification salary levels of Geological Survey employees, and to decrease salaries and wages by \$13,427 for funds included for fringe benefits but which are not needed and to add funds for a secretary position.

On page 2, line 29, delete the numerals "51,599" and insert in lieu thereof the numerals "51,974"

On page 2, delete line 30
STATEMENT OF PURPOSE OF AMENDMENT — Subdivision 6.

Classification line item was transferred into salaries and wages line item for the purpose of fringe benefits.

On page 3, line 4, delete the numerals "8,793,514" and insert in lieu thereof the numerals "8,620,026"

On page 3, line 6, delete the numerals "9,093,514" and insert in lieu thereof the numerals "8,920,026"

On page 3, line 24, delete the words "universities and state colleges" and insert in lieu thereof the words "institutions under their control"

On page 3, after line 28, insert the following new section:

"SECTION 5. EMERGENCY.) The line item for board compensation and expense in subdivision 1 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.

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1005 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1011, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 20, delete the numerals "151,758" and insert in lieu thereof the numerals "153,010"

On page 1, delete line 21

On page 2, line 7, delete the numerals "188,668" and insert in lieu thereof the numerals "190,222"

On page 2, delete line 8

On page 2, line 19, delete the numerals "18,774" and insert in lieu thereof the numerals "18,937"

On page 2, delete line 20

On page 2, line 25, delete the words "all funds" and insert in lieu thereof the words "appropriation from group insurance fund"

On page 2, delete lines 28 and 27

On page 3, line 11, delete the numerals "1,650,133" and insert in lieu thereof the numerals "1,663,596"

On page 3, delete line 16

On page 3, line 31, delete the numerals "78,980" and insert in lieu thereof the numerals "160,000"

On page 3, line 32, delete the numerals "119,817" and insert in lieu thereof the numerals "200,837"

On page 3, line 33, delete the numerals "152,994" and insert in lieu thereof the numerals "200,837"

On page 3, line 34, delete the numerals "20,207,759" and insert in lieu thereof the numerals "20,240,936"

On page 3, line 35, delete the numerals "20,360,753" and insert in lieu thereof the numerals "20,441,773"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENTS

Subdivision 1. Classification line item was transferred into salaries and wages line item for the purpose of fringe benefits.

Subdivision 2. Classification line item was transferred into salaries and wages line item for the purpose of fringe benefits.

Subdivision 3. Classification line item was transferred into salaries and wages line item for the purpose of fringe benefits. Purpose of deleting lines 26 and 27 is to appropriate the money from dividends available on group insurance rather than general funds.

Subdivision 6. Classification line item was transferred into salaries and wages line item for the purpose of fringe benefits.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1011 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1169, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 1, that the same do pass.

REP. WINGE, Chairman

House Bill No. 1169 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1236, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same do not pass.

REP. WINGE, Chairman

House Bill No. 1236 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1244, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 0, that the same be placed on calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1244 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1263, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 1; Absent, 4, that the same do not pass.

REP. WINGE, Chairman

House Bill No. 1263 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1270, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 4; Absent, 0, that the same do pass.

REP. GACKLE, Chairman

House Bill No. 1270 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1289, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 0, that the same do pass.

REP. GACKLE, Chairman

House Bill No. 1289 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1334, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 0, that the same be amended as follows:

On page 1, line 2, delete the words "the BOCA basic" and insert in lieu thereof the words "a uniform"

On page 1, line 9, delete the word "six" and insert in lieu thereof the word "ten"

On page 1, line 13, delete the word "and"

On page 1, line 14, after the word "contractor" insert the following: "engaged in the construction of buildings; one licensed contractor engaged in home construction; one pre-engineered building contractor; the Executive Director for the State Electrical Board; and the Executive Director for the State Plumbing Board. The members representing the professional groups shall be selected from a list of three names submitted by the appropriate group.

On page 1, line 15, delete the word "governor" and insert in lieu thereof the word "council"

On page 2, line 27, delete the word "BOCA" and insert in lieu thereof the words "A UNIFORM BUILDING"

On page 2, line 28, delete the words "the basic" and insert in lieu thereof the words "a uniform"

On page 2, line 32, delete the words "the basic building" and insert in lieu thereof the word "such"

On page 3, delete line 35 and insert the following language:

"1. The model building code as adopted by the council shall apply to only those units of local government which have already enacted a building code prior to the effective date of this act and those units of local government which so choose to enact a building code after the effective date of this act.

2. Building regulations adopted prior to the effective date of this act by a local government shall remain"

On page 4, line 1, delete the words "sixty days" and insert in lieu thereof the words "one year"

On page 4, line 5, delete the words "sixty days" and insert in lieu thereof the words "one year"

On page 6, line 30, delete the numerals "250,000.00" and insert in lieu thereof the numerals "100,000.00"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass, and be referred to the Committee on Appropriations.

REP. GENGLER, Chairman

House Bill No. 1334 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1337, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1337 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred

House Bill No. 1352, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same be amended as follows:

On page 1, line 22 delete the word "two" and insert in lieu thereof the words "one and one-half ounce"

On page 1, line 23 delete the word "ounces"

On page 2, line 3 after the period insert the following: "For purposes of this subsection, "marijuana" does not include any cannabis concentrate, consisting of hashish, tetrahydrocannabinols, or any alkaloid, salt, derivative, preparation, compound, or mixture, whether natural or synthesized of tetrahydrocannabinols."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1352 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1378, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do not pass.

REP. WINGE, Chairman

House Bill No. 1378 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1388, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 3; Absent, 2, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1388 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1393, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1393 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1395, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same be amended as follows:

On page 2, line 17 after the word "to" insert the word "public"

On page 2, line 34 after the word "to" insert the word "public"

On page 3, line 24 after the word "candidate" insert the words "for public office"

On page 3, line 33 delete "BY CORPORATIONS," and insert in lieu thereof the following: "LIMITATIONS;"

On page 3, delete all of line 34

On page 4, line 1 delete the words "corporation, cooperative corporation, or" and insert in lieu thereof the following: "person shall make contributions for political purposes in excess of the following amounts:

a. To or on behalf of any individual candidate for legislative office, an aggregate amount of one hundred dollars.

b. To or on behalf of any individual candidate for statewide office, an aggregate amount of five hundred dollars.

c. To or on behalf of any political committee, an aggregate amount of one hundred dollars.

d. To or on behalf of any political party, an aggregate amount of five hundred dollars.

e. To or on behalf of any other person for the purpose of supporting or opposing the adoption of any question or measure submitted to the electors of the state, an aggregate amount of five hundred dollars.

f. For all political purposes, an aggregate amount of one thousand dollars.

For the purposes of this chapter, any contribution made in a year other than the calendar year in which the election is held with respect to which the contribution was made, is deemed to be made during the calendar year in which the election is held. Nothing in this section shall be construed to limit the influence of legislation in accordance with chapter 54-05.1."

On page 4, delete all of lines 2 through 35

On page 5, delete all of lines 1 through 10

On page 6, line 19 delete the word "and" and insert in lieu thereof the words "or a poll checker"

And renumber the lines, subsections and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1395 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1405, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. WINGE, Chairman

House Bill No. 1405 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1436, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1436 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1441, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 5, line 16, delete the word "ten" and insert the word "five"

On page 5, line 19, delete the word "ten" and insert the word "five"

On page 6, line 2, after the period insert the following paragraph: "The competitive bid requirement of this section shall be waived, upon the determination of the board of commissioners that an emergency situation exists requiring the prompt repair of a project, and a contract may be made for the prompt repair of the project without seeking bids."

On page 9, line 26, delete the word "by" and insert in lieu thereof the word "but"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1441 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1444, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 5, Absent, 2, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1444 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1446, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 1, delete the word "section" and insert in lieu thereof "sections 57-23-05 and"

On page 1, line 2, after the word "to" insert the words "applications for abatement or refund and to"

On page 1, after line 7, insert the following new section:

"SECTION 1. AMENDMENT.) Section 57-23-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-23-05. APPLICATION FOR ABATEMENT OR REFUND — WHO MAY MAKE.) An application for an abatement or refund shall be in writing and shall be filed in duplicate with the county auditor. It shall state the grounds relied upon for such abatement or refund, give the post-office address of the applicant, and shall be verified. The county auditor shall note the date of filing ((and)), shall file the same, and shall present a copy to the city auditor or the township clerk if the applicant's assessed property is within a city or an organized township. He shall present the application to the board of county commissioners at its next regular meeting. The county auditor shall give the applicant notice by mail of the time and place of hearing on any abatement or refund not less than ten days prior to such hearing.

Any person having any estate, right, title or interest in or lien upon any real or personal property who claims that the assessment made or the tax levied against the same is excessive or illegal, in whole or in part, shall be entitled to make an application for abatement, refund, or compromise, as the case may be, and have such application granted if the facts upon which the application is based bring it within the provisions of this chapter for abatement, refund, or compromise. In addition, if an abatement is based upon any of the grounds specified in section 57-23-04 and if the application for abatement will not result in a refund of tax or a compromise of a tax, the abatement application may be signed and submitted by either the county auditor or the assessor who made the assessment resulting in the tax specified in the abatement application."

On page 1, line 15, delete the word "municipality" and insert in lieu thereof the following: "city or township,"

On page 1, line 16, delete the words "may be designated by it" and insert in lieu thereof the words "it may designate,"

On page 1, line 21, after the period, insert the following: "The applicant may waive, in writing, the hearing before such governing body or designated committee at any time before the hearing. The provisions of this subsection shall not apply to applications for abatement pursuant to section 57-02-08.2."

And renumber the lines, pages, and sections accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1446 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1451, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same do not pass.

REP. HAUGLAND, Chairman

House Bill No. 1451 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1453, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 5; Absent, 2, that the same be amended as follows:

On page 1, line 3, delete the words “; and declaring an emergency”

On page 1, delete all of lines 10, 11 and 12

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

House Bill No. 1453 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1468, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 3, delete the words “liquor license” and insert in lieu thereof the words “alcoholic beverage permit”

On page 2, line 9, delete the words “LIQUOR LICENSE” and insert in lieu thereof the words “ALCOHOLIC BEVERAGE PERMIT”

On page 2, line 10, delete the word “ten” and insert in lieu thereof the word “two”

On page 2, line 11, delete the word “liquor” and insert in lieu thereof the words “alcoholic beverage permit”

On page 2, line 12, delete the word “license”

On page 2, line 14, delete the word “liquor” and insert in lieu thereof the words, “alcoholic beverage”

On page 2, line 19, delete the word “license” and insert in lieu thereof the word “permit”

On page 2, line 21, delete the word “license” and insert in lieu thereof the word “permit”

On page 2, line 24, delete the word “license” and insert in lieu thereof the word “permit”

On page 2, line 26, delete the words “license, liquor” and insert in lieu thereof the words “permit, alcoholic beverages” and also on line 26, delete the words “sold and”

On page 2, line 27, delete the words “and dancing may be permitted”

On page 2, line 33, delete the words “dancing and” and also on line 33 delete the word “liquor” and insert in lieu thereof the words “alcoholic beverages”

On page 3, line 2, delete the word “liquor” and insert in lieu thereof the words “alcoholic beverages”

On page 3, line 3, delete the word "license" and insert in lieu thereof the word "permit"

On page 3, line 4, delete the words "total responsibility" and insert in lieu thereof the word "duty"

On page 3, line 5, delete the word "license" and insert in lieu thereof the word "permit"

On page 3, line 7, delete the word "license" and insert in lieu thereof the word "permit"

On page 3, line 8, delete the words "liquor license" and insert in lieu thereof the words "alcoholic beverage permit"

On page 3, line 9, delete the word "liquor" and insert in lieu thereof the words "alcoholic beverages"

On page 3, line 15, delete the word "license" and insert in lieu thereof the word "permit"

On page 3, line 22, insert beginning triple parentheses before the word "Beer" and insert ending triple parentheses after the word "alcoholic" and insert in lieu thereof the word "Alcoholic"

On page 3, line 28, insert beginning triple parentheses before the word "beer" and ending triple parentheses after the word "and"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1468 was placed on the 6th. order of business on the calendar for the succeeding Legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1487, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 1, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1487 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1502, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. HAUGLAND, Chairman

House Bill No. 1502 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1504, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1504 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

DIVIDED REPORT OF STANDING COMMITTEE

Mr. Speaker: A Majority of your Committee on Judiciary to whom was referred House Bill No. 1523, has had the same under consideration and recommends that the same do not pass.

Rep. Benedict

Rep. Dotzenrod

Rep. Gronneberg

Rep. Kretschmar

Rep. Lundene

Rep. Reed

Rep. Richie
Rep. Wentz

REP. WINKJER, Chairman

DIVIDED REPORT OF STANDING COMMITTEE

Mr. Speaker: A Minority of your Committee on Judiciary to whom was referred House Bill No. 1523, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11 after the word "Any" insert the word "filing"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Rep. Beauclair
Rep. Conmy
Rep. Hill
Rep. Meiers
Rep. Russell
Rep. Stenehjem
Rep. Winkjer

REP. WINKJER, Chairman

Representative Stenehjem moved that the report of the Minority be substituted for the report of the Majority.

The Reports of the Majority and the Minority with House Bill No. 1523 were placed on the 7th order of business on the calendar for the succeeding legislative day.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1547, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1547 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1552, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be placed on calendar without recommendation.

REP. WINGE, Chairman

House Bill No. 1552 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1554, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1554 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1556, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same do not pass.

REP. ERICKSON, Chairman

House Bill No. 1556 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1589, has had the same under consideration and recom-

mends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same be amended as follows:

On page 2, line 19, delete the words "liquor is" and insert in lieu thereof the words "alcoholic beverages are"

On page 2, line 20, after the word "displayed" add the words ", except that a person between the ages of nineteen and twenty-one may be permitted to remain on a beer only or off sale only licensed premises"

On page 3, line 1, delete the words "under the age of nineteen" and insert in lieu thereof the words ", regardless of age,"

On page 3, line 2, delete the word "establishment" and insert in lieu thereof the word "premises"

On page 4, line 28, delete the quotation marks before the word "on" and after the word "sale"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1589 was placed on the 6th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1593, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 0, that the same be amended as follows:

On page 1, line 2, delete the word "sale" and insert in lieu thereof the word "availability"

On page 1, line 3, after the word "persons" and before the period, add the following: "; and to provide an expiration date"

On page 1, line 12, delete the words "sell or furnish" and insert in lieu thereof the words "make available"

On page 1, after line 15, add the following new section: "SECTION 2. EXPIRATION DATE.) The provisions of this Act shall remain in effect through June 30, 1979, and shall thereafter be of no force and effect."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. HAUGLAND, Chairman

House Bill No. 1593 was placed on the 6th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1597, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

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 create and enact two new subsections to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for travel trailers and snowmobiles sold to residents of other states.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) Two new subsections to section 57-39.2-04 of the 1975 Supplement to the North Dakota Century Code are hereby created and enacted to read as follows:

1. Gross receipts from all sales of recreational travel trailers not exceeding eight feet in width or thirty-two feet in length which are designed to be principally used as temporary vacation dwellings when made to

persons who are residents of other states which impose excise taxes upon registration of such recreational travel trailers.

2. Gross receipts from all sales of snowmobiles when made to persons who are residents of other states which impose excise taxes upon registration of such snowmobiles."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

House Bill No. 1597 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 3021, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 13, delete "MHD" and insert in lieu thereof "magneto-hydro-dynamics"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Concurrent Resolution No. 3021 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3030, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. DOTZENROD, Chairman

House Concurrent Resolution No. 3030 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3039, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same do pass.

REP. DOTZENROD, Chairman

House Concurrent Resolution No. 3039 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3049, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. DOTZENROD, Chairman

House Concurrent Resolution No. 3049 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3052, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. DOTZENROD, Chairman

House Concurrent Resolution No. 3052 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3058, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. DOTZENROD, Chairman

House Concurrent Resolution No. 3058 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 3059, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. DOTZENROD, Chairman

House Concurrent Resolution No. 3059 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3066, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same do not pass.

REP. HAUGLAND, Chairman

House Concurrent Resolution No. 3066 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2228, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 22, insert a comma after the word "improvement"

On page 1, line 24, insert a comma after the word "institution"

On page 3, line 31, insert beginning triple parentheses before the word "After"

On page 3, line 35, delete the beginning triple parentheses before the word "November" and delete the ending triple parentheses after the word "first"

On page 4, line 1, delete the words "September tenth" and also on line 1, insert ending triple parentheses after the word "he" and insert in lieu thereof the following new language: "On or before September tenth of each year, the county auditor"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2228 was placed on the 6th order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Lundene, Meiers and Olson introduced:

House Concurrent Resolution No. 3078. A concurrent resolution directing the Legislative Council to conduct a study relating to North Dakota senior citizens, emphasizing the areas of housing, nutrition, transportation, education, work programs, and employment opportunities for senior citizens.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Powers introduced:

House Concurrent Resolution No. 3079. A concurrent resolution directing the Legislative Council to conduct a study on the need for and availability of public transportation in North Dakota.

Was read the first time and referred to the committee on State and Federal Government.

FIRST READING OF SENATE BILLS

Senate Bill No. 2003. Budgets — 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. 2202. A Bill for an Act to amend and reenact sections 11-18-05, 35-21-05, and 40-50-07, subsection 5 of section 41-09-42, subsection 3 of section 41-09-43, sections 41-09-44 and 41-09-45, subsection 2 of section 41-09-46, and section 47-20.1-08 of the North Dakota Century Code, relating to register of deeds fees for filing and recording instruments; and to repeal section 11-18-05.1 of the North Dakota Century Code, relating to register of deeds fees for recording severed mineral interests.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2257. A Bill for an Act to amend and reenact section 11-09-02.1 of the North Dakota Century Code, relating to the procedure for an adoption of a form of county managership.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2261. A Bill for an Act to amend and reenact section 11-15-02 of the North Dakota Century Code, relating to compensation for special deputy sheriffs.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2287. A Bill for an Act to amend and reenact subsection 4 of section 63-01.1-05 of the North Dakota Century Code, relating to powers and duties of the weed control officer.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2304. A Bill for an Act to establish a chiropractic scholarship loan fund, for qualified students enrolling in an approved school of chiropractic, to be administered by the North Dakota state board of chiropractic, and provide an appropriation.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2344. A Bill for an Act to provide for state revenue sharing to counties, cities, city park districts, and townships.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2389. A Bill for an Act to amend and reenact sections 4-11-04 and 4-11-06 of the North Dakota Century Code, relating to the bond and fee for a wholesale potato dealer's license.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2406. A Bill for an Act to create and enact a new subsection to section 20.1-03-11 of the North Dakota Century Code, relating to limitations on licenses to hunt big game.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2413. A Bill for an Act to amend and reenact section 20.1-08-03 of the North Dakota Century Code, relating to limitations on the

governor's proclamation powers for the taking of fur-bearers with traps by nonresidents.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2470. A Bill for an Act to amend and reenact section 54-23A-06 of the North Dakota Century Code, relating to restrictions on the use and possession of radio scanners capable of receiving peace officer and ambulance service messages; and providing a penalty.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2478. A Bill for an Act to amend and reenact section 39-06-04 of the North Dakota Century Code, relating to the hours of operation of a motorcycle by persons holding only an instruction permit.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2481. A Bill for an Act to repeal sections 15-12-11 and 15-12-12 of the North Dakota Century Code, relating to the list of agricultural college publications furnished to county auditors and the publication of the list.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2484. A Bill for an Act to create and enact a new chapter of the North Dakota Century Code, relating to the sale of honey and providing a penalty.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2539. A Bill for an Act to amend and reenact subsection 2 of section 39-10-43 of the North Dakota Century Code, relating to certain vehicles being required to stop at railroad grade crossings at which traffic is controlled by a police officer.

Which was read the first time and referred to the Committee on Transportation.

The House stood adjourned until 2:00 p.m., Monday, February 14, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

THIRTIETH DAY

Bismarck, January 14, 1977

The House convened at 2:00 p.m, with Speaker Solberg presiding.

The prayer was offered by Fr. Theodore F. Gustin, Church of St. Mary, Bismarck.

The roll was called, and all members were present except Reps. Berger, Dotzenrod, Erickson, Fleming, Haugland, L. Hausauer, Jacobson, Kuchera, B. Larson, Lokken, and Matchie.

A quorum was declared by the Speaker.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1003

House Bill No. 1132

House Bill No. 1224

House Bill No. 1287

House Bill No. 1299

House Bill No. 1312

House Bill No. 1317

House Bill No. 1351

House Bill No. 1380

House Bill No. 1384

House Bill No. 1403

House Bill No. 1404

House Bill No. 1412

House Bill No. 1443

House Bill No. 1455

House Bill No. 1462

House Bill No. 1507

House Bill No. 1509

House Bill No. 1520

House Bill No. 1531

House Bill No. 1569

House Concurrent Resolution No. 3029

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

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 recommends that the same be corrected as follows:

On page 645, line 31, 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. TINJUM, Chairman

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that a committee of two be appointed to escort Senator Milton R. Young to the rostrum, which motion prevailed.

Speaker Solberg appointed Reps. Eagles and Powers.

The Hon. Milton R. Young, United States Senator, addressed the assembly.

Rep. Strinden moved that following remarks of Senator Young be printed in the Journal, which motion prevailed.

ADDRESS OF

HON. MILTON R. YOUNG
UNITED STATES SENATOR

Mr. Speaker, Ladies and Gentlemen:

"I have been coming around here for a long while, and never have I a nicer welcome or better escort. It is very much appreciated.

"My wife could not come with me today because she was not feeling too well, but she asked that I extend best wishes for a Happy Valentine's Day, to both the Republicans and Democrats.

"I deeply appreciate being with you again. This is where my legislative life began, back in the session of 1933 and I have been coming back to see you every session since I left. It has been an interesting and a busy life. The people of North Dakota have been very good to me for these many years.

"All the members of this body are new except one since I served here. I am pleased to see that wonderful lady, Representative Brynhild Haugland is still here. She has a truly great record as a legislator and a public minded citizen. She is one of the most wonderful personalities I have ever been associated with.

"There have been great changes in North Dakota since Representative Haugland and I came to the Legislature and most of it has been for the better. The big problem when I first came here was that we had all but run out of money. Being broke as we were was very difficult, but it had some advantages. Life was a bit more simple. The problems you deal with now are more difficult than ever before. You have been handling them well. Your big surplus in the treasury may present some problems, but it at least indicates that you have been prudent.

"I need not tell you that we are in deep trouble with the Garrison Diversion Project. Your strong support of this project, as well as that of all of our public officials and almost every organization in the whole state — and especially the press, has greatly strengthened our position. Keep it up.

"Most of the opposition is coming from a small minority of environmental extremists who are well financed and well organized. It is alarming to me that such a minority can be so powerful and have so much influence both here and in Canada. This is not to say that environmentalists haven't done some good — they have. It is the extremists that are so unreasonable and it is they who have been quite effective in arousing unjustified opposition.

"Garrison Diversion isn't the only major Federal project in trouble. At least 16 other major water and power projects throughout the United States have either been stopped entirely or have had construction held up by court injunctions sponsored by these same environmentalists.

"Only two weeks ago, on February 1, construction on a TVA Dam in Tennessee was halted by court action. This \$116 million Tellico Dam near Knoxville was all but completed when all work on it was halted by court injunction. Just the power generation from this dam alone would be sufficient to heat a city of 20,000 homes.

"What happened was that environmentalists recently found a little three-inch Snail Darter Fish in this river. This little fish wasn't listed as an endangered species until recently when construction of the dam was almost completed. TVA even offered to relocate these little fish, but that wasn't enough. The court imposed injunction has been appealed to the Supreme Court. I cite this case, because it is so similar to the problems of Garrison Diversion and most water projects all over the United States.

"The list of endangered species of much similar fish, snails and shrimp has now grown to over 120. Thus a great many more water projects that people want so badly and on which a considerable amount of money has already been spent, will face the same court injunctions.

"Until recent years — and long after large amounts of money had been spent for investigations and construction, we encountered practically no opposition to Garrison Diversion. Only recently have some environmental extremists decided it didn't meet their own brand of standards, and as you know they are now seeking a court injunction to stop construction of the project. If they should succeed, we will have no alternative but to appeal to a higher court. This project has long been a hope and dream of our people and the most important in the history of our state. We will continue our fight no matter what it takes.

"The long delays and slowdown in construction have already added at least \$150 million to the cost of this project. Our most serious problem of all is to reconcile our differences with Canada. Our own environmentalists have been presenting an inaccurate and distorted picture of Garrison Diversion to our friends in Canada for years. Far too many supporters of Garrison Diversion didn't realize the damage these environmentalists were doing to our project in Canada. We must do a better job from now on. I can't help but feel that once the Canadians have all the facts, most of our problems with them will be resolved.

"Nationally, we have many serious problems such as energy, inflation and unemployment. Some are of such magnitude that unless resolved could seriously affect even our national security.

"Our appropriations for defense, while sizable, are no longer our biggest expenditure. The budget for the next fiscal year beginning October 1, which we are now working on, contains \$121 billion for Defense but \$181 billion for Labor, Health, Education and Welfare. Thus, the big increases now are in the social and welfare programs.

"We are in dire need of reform of our whole welfare system. It is too easy for people, especially in the big cities, to live off the government. I was very proud to learn a short while ago that we have less waste and corruption and better handling of welfare programs, including food stamps, than any other state. If the Federal Government had as good a program for education and welfare as North Dakota, we wouldn't have this serious problem.

"It is hard to realize that when we have better than 8 percent unemployment, we have to spend over \$700 million a year just to encourage enlistments in the Armed Forces — and all are under strength now except the Air Force. A Private now gets over \$500 a month and a Sergeant Major almost \$20,000 a year. I cannot help but feel that if it were not so easy to live off welfare and all kinds of other Federal assistance, many more in some of our big cities where unemployment is very high would be enlisting in the services. The Armed Services offer many opportunities such as good salaries, a good education and the opportunity to earn sizable retirement benefits in only 20 years.

"The all voluntary military force has been a wonderful thing but expensive. In the event of another war, we would have a serious problem of obtaining anywhere near adequate military strength without returning to Selective Service. I am not so sure whether Congress, with public opinion such as it is, would vote to reinstate the draft.

"Serious questions have been raised and by good authorities as to the comparative military strengths of the United States and Russia. Undoubtedly they are ahead of us in some categories. Most of our intelligence sources agree that we are still stronger than Russia in overall military strength.

"If the Russians continue their increasingly heavy expenditures to obtain military superiority and we relax our efforts, they could well become the super power of the world. The Russian Leadership can spend any amount of their resources on the military they want and can make their people sacrifice in every other category.

"The President of the United States and Congress can only go so far in its expenditures for military preparedness as its people will permit. I wonder sometimes if we as a people are willing to make all the sacrifices necessary to make sure that we don't become a second rate military power to Russia.

"Permit me to give you just a few examples of how the costs of important military hardware have increased. Our best fighter plane at the end of World War I cost less than \$100,000. Now the F-14, which is our best Navy Fighter, costs \$19.6 million each. The last big order of tanks in World War II only cost \$77,000 each. Now the new tanks cost over \$600,000 each. The costs of all other military items have increased in like proportions.

"There is waste in the military and, we must continue to do our utmost to eliminate it. We on Defense Appropriations welcome any ideas as to where further cuts should be made.

"Our overall expenditures and deficits in almost every department of government are far too high. Our national debt at the end of this fiscal year, will be over \$716 billion. Just the interest on the debt for this year will be \$47 billion.

"We need to make some real sacrifices if we want to maintain a strong and solvent government. Some of the sacrifices shouldn't be difficult to make. One proposal now pending to help solve unemployment is to borrow \$11.5 billion to pay every man, woman and child in this nation \$50 each. I don't see anybody around here that needs this \$50 gift from the Federal Government too badly.

"Perhaps some who claimed I was getting a little too old for this job have a point. Somehow I don't seem to understand how we can spend ourselves into prosperity.

"It has been wonderful to be with you again today. Thank you very much for inviting me. RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Earl Stoltenow and Rep. Stoltenow was thereupon introduced to the House.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1005 as recommended by the Committee on Appropriations as printed on pages 652 and 653 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1011 as recommended by the Committee on Appropriations as printed on pages 653 and 654 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1334 as recommended by the Committee on Industry, Business and Labor as printed on page 655 of the House Journal be adopted, which motion prevailed.

House Bill No. 1334 was re-referred to the Committee on Appropriations.

Rep. Winkjer moved that the amendments to House Bill No. 1352 as recommended by the Committee on Judiciary as printed on page 656 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1395 as recommended by the Committee on Judiciary as printed on pages 656 and 657 of the House Journal be adopted.

MOTION

Rep. Meiers moved that the amendments to House Bill No. 1395 be laid on the table, which motion prevailed on a verification vote.

The amendments to House Bill No. 1395 were laid on the table.

SIXTH ORDER OF BUSINESS

Rep. Dotzenrod moved that the amendments to House Bill No. 1441 as recommended by the Committee on Agriculture as printed on page 657 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1446 as recommended by the Committee on Political Subdivisions as printed on pages 658 and 659 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to House Bill No. 1453 as recommended by the Committee on Political Subdivisions as printed on page 659 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1468 as recommended by the Committee on Social Welfare as printed on pages 659 and 660 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1589 as recommended by the Committee on Social Welfare as printed on page 662 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 1593 as recommended by the Committee on Social Welfare as printed on page 662 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to House Bill No. 1597 as recommended by the Committee on Transportation as printed on pages 662 and 663 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Concurrent Resolution No. 3021 as recommended by the Committee on Natural Resources as printed on page 663 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2228 as recommended by the Committee on Political Subdivisions as printed on page 664 of the House Journal be adopted, which motion prevailed.

SEVENTH ORDER OF BUSINESS

Rep. Stenejem moved that the report of the Minority on House Bill No. 1523 be substituted for the report of the Majority, as shown on pages 660 and 661 of the House Journal, which motion prevailed on a verification vote.

House Bill No. 1523 was placed on the Sixth Order of Business for the succeeding legislative day.

MOTION

Rep. Lang moved that the House reconsider its action by which House Bill No. 1541 was passed, which motion failed on a verification vote.

Rep. McCaffrey moved that House Bill No. 1489 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. McCaffrey requested permission to withdraw House Bill No. 1489. There being no objection, it was so ordered by the Speaker.

Rep. Gengler moved that House Bill No. 1346 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Winge moved that House Bill No. 1227 be returned to the House from the Committee on Natural Resources for the purpose of withdrawal, which motion prevailed.

Rep. Winge requested permission to withdraw House Bill No. 1227. There being no objection, it was so ordered by the Speaker.

Rep. Rylance moved that House Bill No. 1277 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Rylance requested permission to withdraw House Bill No. 1277. There being no objection, it was so ordered by the Speaker.

Rep. Rylance moved that House Concurrent Resolution No. 3071 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Rylance moved that House Concurrent Resolution No. 3071 be re-referred to the Joint Committee on Constitutional Revision, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1024. A Bill for an Act to prohibit school boards from selling textbooks to pupils or otherwise charging unauthorized fees, to allow school boards to establish authorized fees, to allow the superintendent of public instruction to withhold foundation payments if prohibited fees are required, to exempt post-secondary instructional programs, to require school boards to reduce textbooks and unauthorized activity fees by not less than twenty percent the first year after the effective date of this Act and not less than an additional twenty percent each year thereafter; to provide an increase in the per-pupil payments; to repeal sections 15-43-07, 15-43-08, 15-43-09, and 15-43-10 of the North Dakota Century Code, relating to selling textbooks to pupils, purchase of textbooks from families moving from a school district, discretionary authority of school districts to provide free textbooks, and prescribing the duty of parents or guardians of pupils to furnish textbooks; and to provide an appropriation.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 5; nays, 90; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
RACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERI		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCHE		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUITT		•			
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

House Bill No. 1050. A Bill for an Act to provide a voter registration system for elections in North Dakota.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 50; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERI		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCHE		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUITT		•			
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

MOTIONS

Rep. Strinden moved that the rules be suspended and that House Bill No. 1016 and House Bill No. 1280 be laid over one legislative day, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1264 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1264. A Bill for an Act to allow nonprofit veterans, charitable, educational, religious, and fraternal organizations, civic and service clubs, and public-spirited organizations to conduct games of chance; and providing for definitions, licensure by the attorney general, city and county approval in certain instances, restrictions on the conduct of games of chance, bookkeeping requirements, expense requirements, examination of books and records, licensure of distributors, a tax based on expenses, an expiration date, and a criminal penalty for violation of this Act; to amend and reenact sections 12.1-28-01 and 12.1-28-02 of the North Dakota Century Code, relating to gambling definitions and classification of gambling offenses; 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, 23; absent and not voting, 4.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ANDERSON			• JOHNSON			• MILLER			• TINJUM					
• BACKES			• KELLY		•	• MUND			• TWETEN		•			
• BEAUCLAIR		•	• KERMOTT			• MURPHY			• UNHJEM					
• BENEDICT		•	• KLOUBEC			• MUSHK			• VANDER VORST		•			
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER					
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH					
• BLACK			• KUCHERA			• OLSON		•	• WEBER					
• CHRISTENSEN			• LANG		•	• OPEDAHN		•	• WENTZ		•			
• CONMY			• LANGLEY			• O'SHEA			• WINGE					
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER					
• DOTZENROD			• LARSON, B. #12			• POWERS								
• DuBORD			• LARSON, G. #29			• RAU		•	MR. SPEAKER		•			
• EAGLES			• LAUGHLIN			• REED								
• ERICKSON			• LEE		•	• RICHARD								
• FLEMING			• LIPSIEA		•	• RICHIE								
• GACKLER			• LOKKEN			• RICHTER								
• GENGLER			• LUNDENE		•	• RIEHL								
• GERL			• MAIXNER			• ROCHELEAU								
• GRONNEBERG		•	• MARSDEN			• RUED								
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL								
• GUNSCH			• MARTIN, G. #43			• RYLANCE								
• HAUGLAND		•	• MARTINSON			• SCHINDLER		•						
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT								
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD								
• HERMAN			• MCGAUVRAIN		•	• SOLBERG								
• HERSLIP			• MEIERS			• STENEHJEM								
• HICKLE			• MERTENS			• STRINDEN								
• HILL			• METZ			• SWIONTEK								
• HORGAN			• METZGER			• THORSKARD		•						
• JACOBSON		•	• MEYER			• TIMM								

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1293. 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 foundation aid payments for kindergarten, and to provide an appropriation.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 17; nays, 77; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	POWERS		•			
DUBORD		•	LARSON, G #29		•	RAU		•	MR. SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGAULGAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTEN		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

PERSONAL PRIVILEGE

Rep. Strinden requested that the record show that the Committee on Education reported House Bill No. 1293, Foundation aid payments for kindergartens, do not pass because this bill was incorporated in the bill which included the appropriations for Foundation payments, which request was granted.

SECOND READING OF HOUSE BILLS

House Bill No. 1313. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to the definition of a nonresident student for tuition purposes at institutions under the board of higher education, and reducing the age from twenty-one to eighteen.

Which has been read with the Committee Recommendation Do Not Pass.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	POWERS		•			
DUBORD		•	LARSON, G #29		•	RAU		•	MR. SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			

FLEMING	•	LIPSIEA	•	•	RICHE	
GACKLE	•	•	LOKKEN	•	•	RICHTER
GENGLER	•	•	LUNDENE	•	•	RIEHL
GERL	•	•	MAIXNER	•	•	ROCHELEAU
GRONNEBERG	•	•	MARSDEN	•	•	RUED
GUNDERSON	•	•	MARTIN, C. #38	•	•	RUSSELL
GUNSCH	•	•	MARTIN, G. #43	•	•	RYLANCE
HAUGLAND	•	•	MARTINSON	•	•	SCHINDLER
HAUSAUER, A. #49	•	•	MATCHIE	•	•	SCHUETT
HAUSAUER, L. #25	•	•	McCAFFREY	•	•	SCOFIELD
HERMAN	•	•	McGAUVRAN	•	•	SOLBERG
HERSLIP	•	•	MEIERS	•	•	STENHJEM
HICKLE	•	•	MERTEN	•	•	STRINDEN
HILL	•	•	METZ	•	•	SWIONTEK
HORGAN	•	•	METZGER	•	•	THORSGARD
JACOBSON	•	•	MEYER	•	•	TIMM

So the bill lost.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Matt Schmidt and Rep. Schmidt was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1382. A Bill for an Act to amend and reenact section 28-22-03 of the North Dakota Century Code, relating to an increase in the additional exemptions to the absolute exemptions of property from judicial process, levy, or sale.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 77; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•		•			•			•			•
•		•	JOHNSON	•	•	MILLER	•	•	TINJUM	•	•
•		•	•	•	•	MUND	•	•	TWETEN	•	•
•		•	KERMOTT	•	•	MURPHY	•	•	UNHJEM	•	•
•		•	KLOUBEC	•	•	MUSHK	•	•	VANDER VORST	•	•
•		•	KNUDSON	•	•	NICHOLAS	•	•	WAGNER	•	•
•		•	•	•	•	NORDBY	•	•	WALSH	•	•
•		•	KRETSCHMAR	•	•	OLSON	•	•	WEBER	•	•
•		•	KUCHERA	•	•	OPEDAH	•	•	WENTZ	•	•
•		•	LANG	•	•	O'SHEA	•	•	WINGE	•	•
•		•	LANGLEY	•	•	PETERSON	•	•	WINKJER	•	•
•		•	LARDY	•	•	POWERS	•	•			
•		•	LARSON, B. #12	•	•	RAU	•	•			
•		•	LARSON, G. #29	•	•	REED	•	•	MR. SPEAKER	•	•
•		•	LAUGHLIN	•	•	RICHARD	•	•			
•		•	LEE	•	•	RICHE	•	•			
•		•	LIPSIEA	•	•	RICHTER	•	•			
•		•	LOKKEN	•	•	RIEHL	•	•			
•		•	LUNDENE	•	•	ROCHELEAU	•	•			
•		•	MAIXNER	•	•	RUED	•	•			
•		•	MARSDEN	•	•	RUSSELL	•	•			
•		•	MARTIN, C. #38	•	•	RYLANCE	•	•			
•		•	MARTIN, G. #43	•	•	SCHINDLER	•	•			
•		•	MARTINSON	•	•	SCHUETT	•	•			
•		•	MATCHIE	•	•	SCOFIELD	•	•			
•		•	McCAFFREY	•	•	SOLBERG	•	•			
•		•	McGAUVRAN	•	•	STENHJEM	•	•			
•		•	MEIERS	•	•	STRINDEN	•	•			
•		•	MERTEN	•	•	SWIONTEK	•	•			
•		•	METZ	•	•	THORSGARD	•	•			
•		•	METZGER	•	•	TIMM	•	•			
•		•	MEYER	•	•						

So the bill lost.

House Bill No. 1422. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for cemetery memorial stones, markers, plaques, and monuments, and historical markers, monuments, plaques, and signs.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 97; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELFAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

House Bill No. 1452. A Bill for an Act to create and enact a new section to chapter 39-13 of the North Dakota Century Code, relating to the painting of edge lines on all highways in the state; and to provide an appropriation.

Which has been read with the Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 72; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELFAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			

BERG	•	KNUDSON	•	NICHOLAS	•	WAGNER	•
BERGER	•	KRETSCHMAR	•	NORDBY	•	WALSH	•
BLACK	•	KUCHERA	•	OLSON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAHL	•	WENTZ	•
CONMY	•	LANGLEY	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•
DOTZENROD	•	LARSON, B. #12	•	POWERS	•		
DUBORD	•	LARSON, G. #29	•	RAU	•	MR. SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	RICHIE	•		
GACKLE	•	LOKKEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERL	•	MAIXNER	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A. #49	•	MATCHIE	•	SCHUETT	•		
HAUSAUER, L. #25	•	MCCAFFREY	•	SCOFIELD	•		
HERMAN	•	MCGAUVRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STENEHJEM	•		
HICKLE	•	MERTENS	•	STRINDEN	•		
HILL	•	METZ	•	SWONTEK	•		
HORGAN	•	METZGER	•	THORSGAARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

House Bill No. 1544. A Bill for an Act to create and enact a new section to chapter 40-05.1 of the North Dakota Century Code, relating to persons exempt from certain taxes.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 9; nays, 87; absent and not voting, 4.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH	•
BLACK	•		KUCHERA	•		OLSON	•	WEBER	•
CHRISTENSEN	•		LANG	•		OPEDAHL	•	WENTZ	•
CONMY	•		LANGLEY	•		O'SHEA	•	WINGE	•
CRABTREE	•		LARDY	•		PETERSON	•	WINKJER	•
DOTZENROD	•		LARSON, B. #12	•		POWERS	•		
DUBORD	•		LARSON, G. #29	•		RAU	•	MR. SPEAKER	•
EAGLES	•		LAUGHLIN	•		REED	•		
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSIEA	•		RICHIE	•		
GACKLE	•		LOKKEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEHL	•		
GERL	•		MAIXNER	•		ROCHELEAU	•		
GRONNEBERG	•		MARSDEN	•		RUED	•		
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•		
HAUSAUER, L. #25	•		MCCAFFREY	•		SCOFIELD	•		
HERMAN	•		MCGAUVRAN	•		SOLBERG	•		
HERSLIP	•		MEIERS	•		STENEHJEM	•		
HICKLE	•		MERTENS	•		STRINDEN	•		
HILL	•		METZ	•		SWONTEK	•		
HORGAN	•		METZGER	•		THORSGAARD	•		
JACOBSON	•		MEYER	•		TIMM	•		

So the bill lost.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3023. A concurrent resolution directing the Legislative Council to inventory the available ground and surface water in North Dakota, and to prepare a comprehensive plan which projects the use of the waters of North Dakota during the next fifty years.

Was read the second time with the Committee Recommendation Do Not Pass.

The question being on the final adoption of the resolution, as amended. So the House Concurrent Resolution was declared lqst on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1003. Budgets — Judicial Branch — 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, as amended, the roll was called and there were ayes, 77; nays, 19; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER			• TINJUM		
• BACKES		•	• KELLY			• MUND.			• TWETEN		
• BEAUCLAIR		•	• KERMOY			• MURPHY		•	• UNJEM		
• BENEDICT		•	• KLOBEC			• MUSHIK			• VANDER VORST		
• BERG		•	• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER		•	• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK		•	• KUCHERA			• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ	•	
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE		•	• LARDY			• PETERSON			• WINKJER		
• DOTZENROD	•		• LARSON, B. #12		•	• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCGAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVYRAN			• SOLBERG					
• HERSLIP			• METERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1012. Pardon Board and Parole Office — 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, 91; nays, 2; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND.			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNJEM		
• BENEDICT			• KLOBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ	•	
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE		•			

• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRÖNNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1132. A Bill for an Act prohibiting the unauthorized starting of fires under certain circumstances, 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, 88; nays, 6; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ	•	
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENMÖD			• LARSON, B. #12			• POWERS					
• DUBORIP			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRÖNNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1175. A Bill for an Act to authorize the administrative committee of veterans affairs to obtain a loan from the Bank of North Dakota to match federal funds available for an addition to the soldiers' home, and to provide 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, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHK			• VANDER VORST		

• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHER	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1224. A Bill for an Act to amend and reenact section 27-08-38 of the North Dakota Century Code, relating to a change of judge for trial of a criminal action in county court with increased jurisdiction.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWEJEN		
• BEAUCLAIR			• KERWOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1233. A Bill for an Act to provide a method of reimbursing counties for certain court costs incurred in the prosecution and defense of felonies involving physical violence; to amend and reenact sections 29-07-01.1, 29-26-22, and 29-32-05 of the North Dakota Century Code, relating to the reimbursement of certain court costs and fees of counsel appointed to defend indigents; 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, 8; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK		•	• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING		•	• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN		•			
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1240. A Bill for an Act to provide for the impanelling, powers, duties, composition and function of a state grand jury, and authorizing the attorney general to request that a state grand jury be impanelled in certain 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, 78; nays, 16; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNJEM		
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAH			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING		•	• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG		•	• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					•

So the bill passed and the title was agreed to.

House Bill No. 1272. A Bill for an Act to amend and reenact subsection 24 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to hospitals licensed by the state health 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, 33; nays, 59; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONNY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU					
EAGLES			LAUGHLIN			REED			MR. SPEAKER		
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, I. #25			McCAFFREY			SCOFIELD					
HERMAN			MCAULVRAN			SOLBERG					
HERSLIP			MEIERS			STNEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			MEYZER			THORSGARD					
JACOBSON			MEYER			TJMM					

So the bill lost.

House Bill No. 1287. A Bill for an Act to allow school districts to levy for the cost of district-owned buses.

Which has 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, 10; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONNY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU					
EAGLES			LAUGHLIN			REED			MR. SPEAKER		
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					

HAUSAMER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVRAIN	SOLBERG
HERSCUP	MEIERS	STENEHEIM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2126
Senate Bill No. 2177
Senate Bill No. 2190
Senate Bill No. 2199
Senate Bill No. 2262
Senate Bill No. 2334
Senate Bill No. 2342
Senate Bill No. 2343
Senate Bill No. 2401
Senate Bill No. 2403
Senate Bill No. 2412
Senate Bill No. 2418
Senate Bill No. 2442
Senate Bill No. 2456
Senate Bill No. 2509

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House be on the Fifth Order of Business, at the conclusion of the Fifth Order, the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:00 p.m., Tuesday, February 15, 1977, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1021, has had the same under consideration and recommends that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1021 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1037, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 11, after the word "shall" insert the words "after opportunity for hearing"

On page 2, line 32, after the period insert the following: "If the refusal or willful failure to comply with the provisions of this chapter is by an operator that is organized as a cooperative or a corporation, then all of its parent companies or wholly owned subsidiary companies shall also be ineligible for any further mining permits in this state."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1037 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1049, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, delete lines 1 through 17 and insert in lieu thereof the following title:

"A BILL for an Act to create and enact chapter 16.1-01, 16.1-04, 16.1-05, 16.1-06, 16.1-07, 16.1-09, 16.1-10, 16.1-12, 16.1-13, 16.1-15, and 16.1-16, and sections 16.1-11-03, 16.1-11-04, 16.1-11-05, 16.1-11-06, 16.1-11-07, 16.1-11-08, 16.1-11-09, 16.1-11-10, 16.1-11-11, 16.1-11-12, 16.1-11-13, 16.1-11-14, 16.1-11-15, 16.1-11-16, 16.1-11-17, 16.1-11-19, 16.1-11-20, 16.1-11-21, 16.1-11-22, 16.1-11-23, 16.1-11-24, 16.1-11-26, 16.1-11-27, 16.1-11-28, 16.1-11-29, 16.1-11-30, 16.1-11-31, 16.1-11-32, 16.1-11-33, 16.1-11-34, 16.1-14-01, 16.1-14-02, 16.1-14-03, 16.1-14-04, 16.1-14-05, 16.1-14-06, 16.1-14-07, 16.1-14-08, 16.1-14-09, 16.1-14-10, 16.1-14-11, 16.1-14-12, 16.1-14-13, 16.1-14-14, 16.1-14-15, 16.1-14-16, and 16.1-14-17 of the North Dakota-Century Code, relating to a new election code establishing qualifications for electors, initiative and referendum procedures, election offenses, the administration of elections, the establishment of voting precincts, the qualifications and duties of election officers, election supplies, ballots and voting machines, absent voters' ballots, the disclosure of financial interests, corrupt practices, primary elections, nominations at the general election, the conduct of elections, presidential electors, election returns, recounts, and contests; and to repeal chapters 16-01, 16-03, 16-05, 16-06, 16-07, 16-08, 16-09, 16-10, 16-11, 16-12, 16-13, 16-14, 16-15, 16-18, 16-21, and 16-22, and sections 16-04-02.1, 16-04-03, 16-04-05, 16-04-06, 16-04-07, 16-04-08, 16-04-09, 16-04-10, 16-04-12, subsections 2, 3, and 4 of section 16-04-13, sections 16-04-15.2, 16-04-18, 16-04-19, 16-04-20, 16-04-25, 16-04-26, 16-04-27, 16-04-28, 16-04-29, 16-04-30, 16-04-31, 16-04-32, 16-04-33, 16-04-34, 16-04-35, 16-04-36, 16-16-01, 16-16-02, 16-16-03, 16-16-04, 16-16-05, 16-16-06, 16-16-07, 16-16-08, 16-16-09, 16-16-10, 16-16-11, 16-16-12, 16-16-13, 16-16-14, 16-16-15, 16-16-16, 16-20-04, 16-20-07, 16-20-12, 16-20-15, 16-20-16, 16-20-17, 16-20-18, and 16-20-23 of the North Dakota Century Code, and sections 16-04-02, 16-04-04, subsection 1 of section 16-04-13, sections 16-04-16, 16-04-17, 16-04-21, 16-16-03.1, 16-20-01, 16-20-01.1, 16-20-06, 16-20-17.1, 16-20-17.2, 16-20-17.3, and 16-20-19 of the 1975 Supplement to the North Dakota Century Code, relating to general election provisions, individual nominations, primary elections, nominations for office, general and special elections, the no-party ballot, the establishment of precincts and voting places, election officers and supplies, the conduct of elections, returns and contests of elections, voting by new residents, absent voters' ballots, corrupt practices, voting machines, and the disclosure of financial interests."

On page 5, line 16 after the period insert the following: "In precincts located in or adjacent to cities with populations of 5,000 or more, the polls at all general, primary, and special elections shall be opened at seven a.m. and shall remain open continuously until nine p.m."

On page 6, delete lines 3 through 6 and insert in lieu thereof the following new subsection:

"3. A person's voting residence shall be determined in accordance with the rules for determining residency as provided in section 54-01-26."

On page 6, line 15 delete the word "be" and insert in lieu thereof the words "have a guardian duly appointed by a court of competent

jurisdiction, upon a finding of incompetence or incapacitation due to mental illness or defect.”

On page 6, delete lines 16 and 17

On page 10, line 33 delete the word “Fail” and insert in lieu thereof the words “Willfully fail”

On page 11, line 3 delete the word “Violate” and insert in lieu thereof the words “Willfully violate”

On page 11, delete lines 22 through 35

On page 12, delete lines 1 through 34

On page 13, delete lines 1 through 34

On page 14, delete lines 1 through 35

On page 15, delete lines 1 through 34

On page 16, delete lines 1 through 35

On page 17, delete lines 1 through 35

On page 18, delete lines 1 through 35

On page 19, delete lines 1 through 23

On page 23, line 19 delete the words “Before the polls are open” and insert in lieu thereof the words “Prior to assuming their duties”

On page 24, line 3 after the word “auditor” insert the words “or his designated representative”

On page 24, line 23 after the word “person” insert the words “from the same political party”

On page 24, line 30 delete the words “prepare such information and instructions as he” and insert in lieu thereof the words “provide an instruction manual approved by the attorney general, which in layman’s terms presents in detail the responsibilities of each election official”

On page 24, delete lines 31 and 32

On page 24, line 33, delete the words “the election laws affecting their office”

On page 24, line 35 delete the word “information” and insert in lieu thereof the word “manual”

On page 25, line 3 delete the word “twenty” and insert in lieu thereof the word “eight”

On page 25, line 5 after the word “auditor” insert the words “or his designated representative”

On page 26, line 29 after the word “machines” insert the following: “, including how to open and close the machine and how to move the levers to cast or change their vote”

On page 27, line 32 after the word “by” insert the words “the district chairman of”

On page 29, line 1 delete the word “precinct” and insert in lieu thereof the word “district”

On page 30, delete lines 25 through 35

On page 31, delete lines 1 through 19

On page 32, delete lines 29 through 35

On page 33, delete lines 1 through 17

On page 41, line 32 after the period add the following new sentence: “The county auditor, at the same time other absentee ballots are prepared, shall prepare, and have printed and available, ballots for use by overseas citizens qualified to vote in this state pursuant to section 16.1-07-01.”

On page 44, line 9 delete the words “or his agent”

On page 44, line 11 delete everything after the period

On page 44, delete all of lines 12 through 16

On page 47, line 14 delete the words "inspector of elections or"

On page 48, line 5 after the word "by" insert the word "the" and delete the word "officials" and insert in lieu thereof the word "judges" and delete the word "If"

On page 48, delete all of line 6

On page 48, line 7 delete "interests."

On page 48, line 8 delete the word "officials" and insert in lieu thereof the word "judges"

On page 48, delete lines 15 through 35

On page 49, delete lines 1 through 33

On page 50 delete lines 1 through 35

On page 51 delete lines 1 through 35

On page 52 delete lines 1 through 35

On page 53 delete lines 1 through 35

On page 54 delete lines 1 through 35

On page 55 delete lines 1 through 35

On page 56 delete lines 1 through 35

On page 57 delete lines 1 through 27

On page 64 delete lines 31 through 35

On page 65 delete lines 1 through 13

On page 76 delete lines 4 through 35

On page 77 delete lines 1 through 11

On page 80 delete lines 27 through 34

On page 81 delete lines 1 through 14

On page 83, line 6 after the word "determined" insert the words "by lot"

On page 83, line 9 delete the words "and in the manner they designate" and insert in lieu thereof the words "designated by the board"

On page 87, line 19 after the period add the following new sentence: "Stickers shall be printed on the same color, texture, and grade of paper as the ballots to which they will be affixed."

On page 96, line 8 delete "any other person selected by"

On page 96, line 9 delete "the elector, or the assistance of" and also delete the comma after the word "judges"

On page 97, line 1 insert a period after the word "ballot" and delete the words "and in no event longer than"

On page 97, delete lines 2 and 3

On page 102 delete lines 24 through 35

On page 103 delete lines 1 through 35

On page 104 delete lines 1 through 35

On page 105 delete lines 1 through 35

On page 106 delete lines 1 through 16

On page 107, line 6 after the period insert the following: "If the ballots compare and are equal in number with the names on the poll clerks' lists, the election board shall proceed immediately to canvass the votes. The canvass shall continue without adjournment until completed, and shall be open to the public."

On page 107, line 19 delete the words "If the ballots compare"

On page 107 delete lines 20 through 23

On page 107, line 30 after the word "clerks" insert the words "of different political parties"

On page 111, line 15 delete the words "AND METAL STAMP"

On page 112, line 12 delete the word "presecution" and insert in lieu thereof the word "prosecution"

On page 112, line 30 delete the word "committees" and insert in lieu thereof the word "chairmen"

On page 116, line 30 after the period insert the following new sentence: "If the election results indicate that any candidate is entitled to demand a recount pursuant to subsection 1 of section 16.1-16-01, the county auditor shall not prepare or deliver the certificate of nomination until the time to demand a recount has expired, or the recount results have been determined and the winner declared, whichever is later."

On page 118, line 33 after the period insert the following new sentence: "If the election results indicate that any candidate is entitled to demand a recount pursuant to subsection 1 of section 16.1-16-01, the county auditor shall not prepare or deliver the certificate of election until the time to demand a recount has expired, or the recount results have been determined and the winner declared, whichever is later."

On page 120, line 21 following the word "QUORUM" insert the word "COMPENSATION"

On page 121, line 2 after the period insert the following new sentences: "Members of the board shall be compensated only for their expenses incurred in attending meetings in accordance with sections 44-08-04 and 54-06-09. The compensation shall be paid from the appropriation to the secretary of state."

On page 122, line 29 after the period insert the following new sentence: "If the election results indicate that any candidate is entitled to demand a recount pursuant to subsection 1 of section 16.1-16-01, the secretary of state shall not prepare or deliver the notice of nomination until the time to demand a recount has expired, or the recount results have been determined and the winner declared, whichever is later."

On page 124, line 4 after the period insert the following new sentence: "If the election results indicate that any candidate is entitled to demand a recount pursuant to subsection 1 of section 16.1-16-01, the secretary of state shall not prepare or deliver the certificate of election until the time to demand a recount has expired, or the recount results have been determined and the winner declared, whichever is later."

On page 125, line 31 following the word "state," insert the word "district,"

On page 126, line 18 delete the words "of the election in question" and insert in lieu thereof the words "by the county canvassing board in the case of county elections, and by the state canvassing board in the case of congressional, state, district, or legislative elections"

On page 126, line 23 following the word "state," insert the word "district,"

On page 129, line 5 following the word "In" insert the word "congressional," and following the word "statewide" insert the word "district,"

On page 130, line 6 delete the words "as civil actions are commenced, and the verified"

On page 130 delete line 7

On page 130, line 8 delete the words "of the county where either of the parties resides" and insert in lieu thereof the words "by service of a summons and verified complaint"

On page 130, line 17 delete the word "appropriate" and after the word "court" insert the words "of the contestee's county of residence"

On page 130, line 25 following the period insert the following sentence: The contestee shall serve and file his answer within fourteen days after service of the contest summons and complaint."

On page 131, line 4 delete the word "fifteen" and insert in lieu thereof the word "ten" and delete the word "complaint" and insert in lieu thereof the word "answer"

On page 135, following line 6 insert the following new section:

"SECTION 16. REPEAL.) Chapters 16-01, 16-03, 16-05, 16-06, 16-07, 16-08, 16-09, 16-10, 16-11, 16-12, 16-13, 16-14, 16-15, 16-18, 16-21, and 16-22 and sections 16-04-02.1, 16-04-03, 16-04-05, 16-04-06, 16-04-07, 16-04-08, 16-04-09, 16-04-10, 16-04-12, subsections 2, 3, and 4 of section 16-04-13, sections 16-04-15.2, 16-04-18, 16-04-19, 16-04-20, 16-04-25, 16-04-26, 16-04-27, 16-04-28, 16-04-29, 16-04-30, 16-04-31, 16-04-32, 16-04-33, 16-04-34, 16-04-35, 16-04-36, 16-16-01, 16-16-02, 16-16-03, 16-16-04, 16-16-05, 16-16-06, 16-16-07, 16-16-08, 16-16-09, 16-16-10, 16-16-11, 16-16-12, 16-16-13, 16-16-14, 16-16-15, 16-16-16, 16-20-04, 16-20-07, 16-20-12, 16-20-15, 16-20-16, 16-20-17, 16-20-18, and 16-20-23 of the North Dakota Century Code, and sections 16-04-02, 16-04-04, subsection 1 of section 16-04-13, sections 16-04-16, 16-04-17, 16-04-21, 16-16-03.1, 16-20-01, 16-20-01.1, 16-20-06, 16-20-17.1, 16-20-17.2, 16-20-17.3, and 16-20-19 of the 1975 Supplement to the North Dakota Century Code are hereby repealed."

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1049 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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 do not pass.

REP. KNUDSON, Chairman

House Bill No. 1073 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1074, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same be amended as follows:

On page 1, line 4, after the word "retirement" insert the following: "; and to provide an appropriation"

On page 4, after line 9, insert the following new section:

"SECTION 3. APPROPRIATION — TRANSFER.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$14,500,000.00, or so much thereof as may be necessary, to the teachers' fund for retirement. The director of the department of accounts and purchases is hereby directed to transfer such funds from the general fund in the state treasury to the teachers' fund for retirement on July 1, 1977."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

House Bill No. 1074 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1097, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 3; Absent, 3, that the same be amended as follows:

On page 1, line 3, delete the words "certificates of site"

On page 1, line 4, delete the words "compatibility and"

On page 1, line 15, delete the words "1. No certificate designating a corridor for" and insert in lieu thereof the words "No permit for the construction of"

On page 1, delete line 21 and insert in lieu thereof the words "section lines, quarter section lines, roads, or highways."

On page 1, line 22, delete the word "unless" and insert in lieu thereof the words "The location restrictions of this section shall not apply where the commission finds the restrictions impose an unreasonable burden on construction or where"

On page 2, delete lines 3 through 9

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1097 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1178, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 6, after the word "which" insert the words "suitable plant growth material,"

On page 2, line 7, delete the word "haul"

On page 2, line 8, after the word "have" insert the word "been"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1178 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1294, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 4; Absent, 4, that the same be amended as follows:

On page 1, line 14, delete the word "ten" and insert in lieu thereof the word "five"

On page 1, line 17, after the word "water" insert ", or such land is already covered by ten percent trees"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1294 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1315, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 3; Absent, 3, that the same be amended as follows:

On page 1, line 3, delete the words "or rural fire"

On page 1, line 4, delete the words "protection districts"

On page 1, line 5, delete the words "or the board of directors of a rural fire"

On page 1, line 6, delete the words "protection district"

On page 1, line 14, delete the words "OR RURAL FIRE PROTECTION DISTRICT"

On page 1, line 16, delete the words "or the board of directors of any rural fire protection"

On page 1, line 17, delete the word "district"

On page 1, line 20, delete the words "or district"

On page 1, delete all of line 21

On page 1, line 22, delete the second word "or"

On page 1, line 23, delete the words "rural fire protection district, as the case may be,"

On page 2, line 2, delete the word "or"

On page 2, line 3, delete the words "board of directors, as the case may be"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1315 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1369, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1369 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1397, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1397 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1423, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 2, line 21, delete the words "food for human consumption in"

On page 3, delete lines 9 and 10

On page 3, line 23, delete the words "one member" and insert the words "two members"

On page 3, line 24, delete the words "one member" and insert the words "two members"

On page 3, line 25, delete the words "one member" and insert the words "two members"

On page 4, line 7, delete the words "area defined by the" and insert the following: "counties of Cavalier, Pembina, Ramsey, Walsh, Nelson, and Grand Forks."

On page 4, delete lines 8 and 9

On page 4, line 10, delete the words "area defined by the" and insert the following: "counties of Griggs, Steele, Traill, Barnes, and Cass."

On page 4, delete lines 11 through 13

On page 4, line 14, delete the words "area defined by" and insert the following: "counties of LaMoore, Ransom, Richland, Dickey, and Sargent."

On page 4, delete lines 15 and 16 and insert the following:

"4. District four shall consist of the counties of Burleigh, Kidder, Stutsman, Emmons, Logan, and McIntosh.

5. District five shall consist of the counties of Bottineau, Rolette, Towner, McHenry, Pierce, Benson, Sheridan, Wells, Eddy, and Foster.

6. District six shall consist of the counties of Divide, Burke, Renville, Williams, Mountrail, Ward, McKenzie, Dunn, McLean, Golden Valley, Billings, Stark, Mercer, Oliver, Morton, Slope, Hettinger, Grant, Bowman, Adams, and Sioux."

On page 5, line 23, delete the word "five" and insert the word "ten"

On page 5, line 32, delete the word "first" and insert the word "designated"

On page 6, line 3, delete the word "furnished" and insert the word "secured"

On page 6, line 7, delete the word "five" and insert the word "ten"

On page 6, delete lines 27 through 35, and insert the following:

"Any grower subject to the assessment provided in this chapter may, within sixty days following such assessment or final settlement, make application by personal letter to the sunflower council for a refund application blank. Upon the return of said blank, properly executed by the grower, accompanied by a record of the assessment by the designated handler, the grower shall be refunded the net amount of the assessment collected. If no request for refund shall have been made within the period prescribed above, then the grower shall be presumed to have agreed to such assessment. However, a grower, for any reason, having paid the tax more than once on the same sunflowers, upon furnishing proof of this to the council, shall be entitled to a refund of the overpayment.

The council, to inform the grower, shall develop and disseminate information and instructions relating to the purpose of the sunflower tax and manner in which refunds may be claimed, and to this extent shall cooperate with governmental agencies, state and federal, and private businesses engaged in the purchase of sunflowers."

On page 7 delete lines 1 through 6

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. DOTZENROD, Chairman

House Bill No. 1423 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1448, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, line 1 delete the word "On" and insert in lieu thereof the word "By" and also in line 1 delete the words "of every" and insert in lieu thereof the words "following a"

On page 2, line 22 delete the word "and"

On page 2, delete lines 23 and 24

On page 2, line 25 delete the words "the precinct caucuses"

On page 3, line 13 after the word "caucus" insert the words "held pursuant to section 16.1-03-01"

On page 4, line 27 after the word "notify" insert the words "the existing district chairman who in turn shall notify"

On page 5, line 2 delete the word "committeeman" and insert in lieu thereof the word "committeemen"

On page 5, line 15 delete the words "In every general election year, the" and insert in lieu thereof the word "The"

On page 5, line 24 delete the word "be" and insert in lieu thereof the word "become" and after the word "committee" and before the period insert the words "after their election"

On page 5 delete all of lines 27 and 28

On page 5, line 29 delete the numeral "4" and insert in lieu thereof the numeral "3"

On page 6, line 22 delete the word "each" and insert in lieu thereof the words "the year immediately following a"

On page 7, line 11 delete the word "One" and insert in lieu thereof the words "At least one"

On page 7, line 18 delete everything after the word "convention," and insert in lieu thereof the words "his position shall be filled from the list of alternates selected at the district convention and in accordance with party rules and modes of procedure."

On page 7, delete all of lines 19 and 20

On page 8, line 6 delete everything after the word "convention," and insert in lieu thereof the words "his position shall be filled by one of the alternates in accordance with party rules and modes of procedure."

On page 8, line 7 delete "alternates to attend and represent and act for him."

On page 8, line 13 delete everything after the word "(CONVENTIONS.)" and insert in lieu thereof the following language:

"Each political party recognized as such organization by the laws of the state of North Dakota shall be appropriated funds from the state treasury in the amount not to exceed a total of three thousand two hundred dollars if the political party sends eight or more delegates to the national convention or an amount not to exceed four hundred dollars for each delegate up to a maximum of eight delegates for the delegate's actual necessary traveling and lodging expenses incurred for actual attendance at the convention. The actual expenses shall be paid only after the office of the budget has audited and approved the delegate's account."

On page 8, delete all of lines 14 through 20

On page 10, line 30 delete the words "Vote for _____ name (or names) only." and insert in lieu thereof the words "Do not vote for more than _____ name (or names)."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1448 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1458, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same be amended as follows:

On page 1, delete lines 18 through 23

On page 2, line 2, delete the words "under the age of" and insert in lieu thereof the words "born after December 31, 1961"

On page 2, line 3, delete the words "eighteen years"

On page 2, line 7, after the period insert the following: "A certificate of completion issued by any other state or province of Canada shall be valid for all purposes."

On page 2, line 12, delete the word "apply" and insert in lieu thereof the word "hunt" and also on line 12 delete the word "for" and insert in lieu thereof the word "with" and also on line 12 delete the words "or fur-bearer"

On page 2, line 13, delete the word "license"

On page 2, line 15, after the word "owner" insert the words "or operator"

On page 2, delete lines 16 through 20

And renumber the lines, section and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1458 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1461, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 1, after the words "A BILL" delete the remainder of the line and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for continuous insurance coverage of an insured juvenile whose legal custody has been given by the court to any state institution or agency."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. JUVENILE'S INSURANCE COVERAGE TO CONTINUE — CONDITIONS.) Insurance companies licensed within this state shall continue coverage of a juvenile insured under a policy of accident and sickness insurance while the legal custody of the juvenile has been given by a court, under chapter 27-20, to any state institution or agency, to the same extent as the general public is covered as long as the juvenile meets all the other usual qualifications for insurability and continues to pay the policy premiums. Under no circumstance shall a juvenile's incarceration be a basis for cancellation of his or her policy of accident and sickness insurance.

SECTION 2. JUVENILE'S INSURANCE COVERAGE TO CONTINUE — CONDITIONS.) Hospital service corporations licensed within this state shall continue coverage of a juvenile insured under a hospital service contract while the legal custody of the juvenile has been given by a court, under chapter 27-20, to any state institution or agency, to the same extent as the general public is covered as long as the juvenile meets all the other usual qualifications for insurability and continues to pay the contract premiums. Under no circumstances shall a juvenile's incarceration be a basis for cancellation of his or her hospital service contract.

SECTION 3. JUVENILE'S INSURANCE COVERAGE TO CONTINUE — CONDITIONS.) Nonprofit medical service corporations licensed within this state shall continue coverage of a juvenile insured under a medical service contract while the legal custody of the juvenile has been given by a court, under chapter 27-20, to any state institution or agency, to

the same extent as the general public is covered as long as the juvenile meets all the other usual qualifications for insurability and continues to pay the contract premiums. Under no circumstances shall a juvenile's incarceration be a basis for cancellation of his or her medical service contract.

SECTION 4. JUVENILE'S INSURANCE COVERAGE TO CONTINUE — CONDITIONS.) Nonprofit dental service corporations licensed within this state shall continue coverage of a juvenile insured under a dental service contract while the legal custody of the juvenile has been given by a court, under chapter 27-20, to any state institution or agency, to the same extent as the general public is covered as long as the juvenile meets all the other usual qualifications for insurability and continues to pay the contract premiums. Under no circumstances shall a juvenile's incarceration be a basis for cancellation of his or her dental service contract.

SECTION 5. JUVENILE'S INSURANCE COVERAGE TO CONTINUE — CONDITIONS.) Nonprofit vision service corporations licensed within this state shall continue coverage of a juvenile insured under a vision service contract while the legal custody of the juvenile has been given by a court, under chapter 27-20, to any state institution or agency, to the same extent as the general public is covered as long as the juvenile meets all the other usual qualifications for insurability and continues to pay the contract premiums. Under no circumstances shall a juvenile's incarceration be a basis for cancellation of his or her vision service contract."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1461 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1471, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same be amended as follows:

On page 4, line 5, delete the words "participate in" and insert in lieu thereof the word "attend"

On page 4, line 6, after the period insert the following: "Following such negotiations, the board of higher education shall prepare a single unified budget pursuant to article 54 of the Constitution which may be developed and coordinated in cooperation with the director of the budget pursuant to section 54-44-1-03, subject to the limitations imposed by article 54."

On page 5, line 20, after the period insert the following: "In addition to the foregoing, one member of the board shall be representative of the state, one member shall be representative of counties, one member shall be representative of cities, and one member shall be representative of education. The latter representation shall be rotated between the representatives of public employees and the public employer."

On page 5, line 24, delete the word "one" and insert in lieu thereof the words "and employer and"

On page 5, line 25, delete the words "one employer" and insert in lieu thereof the words "and an employer and"

On page 5, delete line 26

On page 5, line 27, delete the words "years, one"

On page 5, line 28, after the word "years" delete the remainder of the line and insert in lieu thereof a period

On page 5, line 29, delete the words and period "be appointed for a term of one year."

On page 5, line 34, delete the words "shall be eligible for"

On page 5, line 35, delete the words "reappointment and"

On page 7, line 20, delete the numeral "6" and insert in lieu thereof the numeral "5"

On page 9, line 13, delete the word "regrain" and insert in lieu thereof the word "refrain"

On page 9, line 20, delete the word and comma "view," and insert in lieu thereof the words "views and"

On page 9, line 21, delete the word "between" and insert in lieu thereof the following: "pertaining to public employment or to the betterment of such employee's working conditions, except no resolution of a grievance between a public employer and an employee shall contravene any agreement the employer may have with the exclusive representative."

On page 9, delete lines 22 and 23

On page 9, line 26, delete the period and insert in lieu thereof the following:

“, including the following powers, duties, and rights:

1. To determine the overall mission of the agency within the limitations of the law.
2. To maintain efficiency and effectiveness.
3. To determine overall methods.
4. To direct, supervise, or hire employees.
5. To promote, schedule, retain, and assign employees or lay off employees for just cause.
6. To relieve employees from duties because of lack of funds or work."

On page 9, line 28, delete the word "Whenever" and insert in lieu thereof the word "Whenever"

On page 10, line 15, delete the word "or" and insert in lieu thereof the word "of"

On page 11, line 10, after the period delete the remainder of the line

On page 11, delete lines 11 and 12

On page 11, line 20, delete the word "case" and insert in lieu thereof the word "cast"

On page 11, line 25, delete the word "case" and insert in lieu thereof the word "cast"

On page 13, line 13, delete the word "shall" and insert in lieu thereof the word "may"

On page 13, line 15, after the word "of" insert the words "negotiations and"

On page 13, line 25, after the word "assembly" insert the following: "or by the appropriate governing body except when the governing body has agreed to be bound pursuant to subsection 1 of this section or section 13 of this Act."

On page 13, line 26, after the word "assembly" insert the following: "or governing body"

On page 13, line 27, after the word "party" insert the following: "except when the governing body has agreed to be bound pursuant to subsection 1 of this section or section 13 of this Act."

On page 15, line 35, delete the word "shall" and insert in lieu thereof the word "may"

On page 16, line 3, delete the word "shall" and insert in lieu thereof the word "may"

On page 18, line 20, delete the words and commas ", as the case may be," and insert in lieu thereof the words "which has been"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. RYLANCE, Chairman

House Bill 1471 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1481, has had the same under consideration and recommends, that the same be amended as follows:

On page 2, line 33, delete "portion" and insert in lieu thereof the word "portions"

On page 3, line 13, insert triple parentheses around the word "and" and insert in lieu thereof the word "which"

On page 3, line 28, delete the word "portion" and insert in lieu thereof the word "portions"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1481 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1501, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same be amended as follows:

On page 1, line 2, delete the words "for nonpayment of rent" and insert in lieu thereof the words ", to prohibit any more than one rent increase in any 12 month period,"

On page 2, line 16, delete the words "for nonpayment of rent"

On page 2, delete lines 17 through 23 and insert in lieu thereof the following: "only as provided in this section. The owner may terminate the tenancy or other estate at will or lease for nonpayment of rent, charges, or fees, for a violation of law, for disorderly conduct, or for a violation of any reasonable rule of the mobile home park. The owner shall give the mobile home park resident written notice of termination and the resident shall have at least sixty days from the last date any rent, charge, or fee was paid to the mobile home park owner to vacate the mobile home park. An action under subsection 4"

On page 2, line 28, after the word "PARK" insert the following: " - INCREASES LIMITED"

On page 2, line 30, after the period insert the following: "No mobile home park owner shall increase the rent more than once in a 12 month period."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RYLANCE, Chairman

House Bill 1501 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & 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, line 1, delete the word "repeal" and insert in lieu thereof the words "amend and reenact"

On page 1, line 9, delete the word "REPEAL" and insert in lieu thereof the word "AMENDMENT"

On page 1, delete line 11, and insert in lieu thereof the following: "amended and reenacted to read as follows:

3. Any insurer or nonprofit service corporation, other than a basic no-fault insurer, authorized to do business in this state may coordinate any benefits it is obligated to pay for economic loss incurred as a result of accidental bodily injury, with the first five thousand dollars of basic no-fault benefits. Any such insurer or nonprofit service corporation may not coordinate benefits unless it provides those persons who purchase benefits from it with an equitable reduction or savings in the direct or indirect cost of purchased benefits. Any such coordination of benefits plan shall be approved by the commissioner of insurance."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1510 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1517, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 14, place triple parentheses around the comma.

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1517 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1534, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 3; Absent, 2, that the same do not pass.

REP. KNUDSON, Chairman

House Bill No. 1534 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1545, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1545 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1558, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Bill No. 1558 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1565, has had the same under consideration and recom-

mends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same be amended as follows:

On page 1, line 14, after the word "hundred" insert the word "sixty"

On page 2, line 35, after the word "hundred" insert the word "sixty"

On page 3, line 5, after the period insert the following: "When temporary ponding of water occurs due to spring runoff or heavy rains, an area not in excess of one hundred sixty acres may be drained without the necessity of securing a permit."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1565 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1567, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same be amended as follows:

On page 1, line 12, after the word "the" insert the words "bank pass book" and after the word "rate" delete the words "of five percent per annum"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Bill No. 1567 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1568, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1568 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1570, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 3; Absent, 2, that the same do not pass.

REP. KNUDSON, Chairman

House Bill No. 1570 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1575, has had the same under consideration and recommends, that the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1575 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1577, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1577 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1578, has had the same under consideration and recom-

mends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1578 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1588, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 4; Absent, 3, that the same do not pass.

REP. GENGLER, Chairman

House Bill No. 1588 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1598, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

House Bill No. 1598 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3024, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. WINKJER, Chairman

House Concurrent Resolution No. 3024 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 3028, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same be amended as follows:

On page 2, line 1, delete the word "poisoning" and insert in lieu thereof the word "control"

On page 2, following line 17 insert the following:

"BE IT FURTHER RESOLVED, that the Department of the Interior be encouraged to place particular emphasis on developing, through increased research, an acceptable repellent or toxicant to assist in reducing blackbird damage; and"

On page 2, line 21, delete the word "poisoning" and insert in lieu thereof the word "controlling"

On page 2, line 25, after the comma insert the words "Department of the Interior,"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Concurrent Resolution No. 3028 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Concurrent Resolution No. 3033, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 23, after the word "conditions" and before the semicolon insert the following: "where no eminent danger charge had been filed"

On page 2, line 4, after the word "employer" and before the semicolon insert the following: "where no eminent danger charge had been filed"

On page 2, delete all of lines 5 through 7

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Concurrent Resolution No. 3033 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Concurrent Resolution No. 3051, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

House Concurrent Resolution No. 3051 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3065, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. WINKJER, Chairman

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. 3070, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

House Concurrent Resolution No. 3070 was placed on the 11th order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

Senate Bill No. 2006. Regulatory Budgets — 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 declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2154. A Bill for an Act to provide death benefits to spouses and dependents of public safety employees killed during the performance of official duty; and providing an appropriation.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2164. A Bill for an Act to create a new chapter of the North Dakota Century Code dealing with the emergency, voluntary, and involuntary commitment of individuals to the state hospital or other treatment facilities; to amend section 27-20-04 of the North Dakota Century Code, relating to concurrent jurisdiction of the juvenile court with county mental health boards; and to repeal sections 25-02-05, 25-02-11, 25-02-12, 25-02-13, 25-02-14, 25-02-15, 25-02-16, 25-02-17, and 25-02-18 of the North Dakota Century Code, relating to forms furnished by the superintendent of the state hospital, the establishment, powers, duties, and authority of county mental health boards, and the liability of certain officers for detention of mentally ill persons, and to repeal chapter 25-03 of the North Dakota Century Code, relating to the custody and release of the mentally ill.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2178. A Bill for an Act to establish a judicial nominating committee to submit lists of candidates to the governor from which to fill vacancies on the supreme court and district court pursuant to section 97 of the North Dakota Constitution, and to declare an emergency.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2198. A Bill for an Act to provide for ante-mortem probate of wills.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2350. A Bill for an Act to amend and reenact subsections 11 and 25 of section 57-02-08 of the North Dakota Century Code to exempt from taxation certain personal property owned by lodges, clubs and similar organizations and associations or owned by fraternities, sororities or organizations of college students.

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 54-44.1-10 of the North Dakota Century Code, relating to payments made pursuant to law.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2392. A Bill for an Act to amend and reenact subdivision b of subsection 3 of section 21-03-07, and sections 21-03-26, 40-04-02, 40-05.1-03, 40-11-04.1, 40-21-02, 40-40-06, 40-48-32, 40-51.2-05, and 48-02-03 of the North Dakota Century Code, all relating to the publication of legal notices in a municipality's official newspaper.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2408. A Bill for an Act to amend and reenact section 23-21.1-03 of the North Dakota Century Code, relating to the deposit and the perpetual care fund for maintenance of mausoleums.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2419. A Bill for an Act to amend and reenact sections 34-06-04, 34-06-08, 34-06-11, and 34-06-14 of the North Dakota Century Code, relating to minimum wages and hours; the power of the labor commissioner to make rules; investigations and hearings by the commissioner; a hearing upon a conference report; and the right of appeal from the commissioner's decision; and providing for all such areas to be in accordance with the Administrative Agencies Practice Act.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2420. A Bill for an Act to create and enact a new subsection to section 52-04-06 of the North Dakota Century Code, relating to the unemployment compensation trust fund reserve ratio.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2421. A Bill for an Act to require disclosure of conflict of interest by municipal officials in contracts in which the municipality is a party; and providing a penalty.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2427. A Bill for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to property exempt from taxation.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2447. A Bill for an Act to amend and reenact section 43-27-01, subsection 2 of section 43-27-04, and subsection 4 of section 43-27-07 of the North Dakota Century Code, relating to inclusion of electronic mechanisms in the definition of watchmaking, to raise the per diem and mileage expenses of the board of examiners in watchmaking, and to raise the fee for certificates of watchmaking registration.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2452. A Bill for an Act to amend and reenact section 21-03-26 of the North Dakota Century Code, relating to certain municipal bonds and the advertisement of the public sale thereof.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2453. A Bill for an Act to amend and reenact subsection 6 of section 60-02-16, and sections 60-02-17, 60-02-30, 60-02-31, and 60-02-32 of the North Dakota Century Code, relating to warehouse receipts, warehouse and storage contracts, termination of public grain warehouse storage contracts, notice of termination to the owner of the storage contract, and reissued storage receipts; and providing a storage contract termination date for dry edible beans, a storage charge for dry edible beans, no obligation on a warehouseman to renew a dry edible bean storage contract, and notice to the owner of the intent not to renew a dry edible bean storage contract.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2487. A Bill for an Act to amend and reenact subsection 54 of section 39-01-01 and subsection 2 of section 39-04-19 of the North Dakota Century Code, relating to the definition of school bus and to the motor vehicle registration fee for buses used for religious or charitable purposes; and declaring an emergency.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2518. A Bill for an Act to amend and reenact subsection 1 of section 39-12-05 of the North Dakota Century Code, relating to motor vehicle weight limitations.

Which was read the first time and referred to the Committee on Transportation.

The House stood recessed until 1:00 p.m., Tuesday, February 15, 1977, pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk



THIRTIETH DAY AFTER RECESS AND THIRTY-FIRST DAY

Bismarck, February 15, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1005
 House Bill No. 1011
 House Bill No. 1334
 House Bill No. 1352
 House Bill No. 1441
 House Bill No. 1446
 House Bill No. 1468
 House Bill No. 1589
 House Bill No. 1593
 House Bill No. 1597
 House Concurrent Resolution No. 3021
 And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Representative Horgan 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. 1453
 And find the same correctly Re-engrossed.

REP. L. HAUSAUER, Chairman

Representative Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTION

Rep. Strinden moved that the rules be suspended, and those bills shown on the calendar under the Sixth Order for consideration after 2:00 p.m. be moved up on the calendar for consideration before 2:00 p.m., which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to House Bill No. 1037 as recommended by the Committee on Natural Resources as printed on page 686 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1049 as recommended by the Committee on Judiciary as printed on pages 687, 688, 689, 690 and 691 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1074 as recommended by the Committee on Education as printed on page 691 of the House Journal be adopted, which motion prevailed.

House Bill No. 1074 was re-referred to the Committee on Appropriations.

Rep. Winge moved that the amendments to House Bill No. 1097 as recommended by the Committee on Natural Resources as printed on page 692 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1178 as recommended by the Committee on Natural Resources as printed on page 692 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1294 as recommended by the Committee on Natural Resources as printed on page 692 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1315 as recommended by the Committee on Natural Resources as printed on pages 692 and 693 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1423 as recommended by the Committee on Agriculture as printed on pages 693 and 694 of the House Journal be adopted, which motion prevailed.

House Bill No. 1423 was re-referred to the Committee on Appropriations.

Rep. Winkjer moved that the amendments to House Bill No. 1448 as recommended by the Committee on Judiciary as printed on pages 694 and 695 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1458 as recommended by the Committee on Natural Resources as printed on pages 695 and 696 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1461 as recommended by the Committee on Judiciary as printed on pages 696 and 697 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1471 as recommended by the Committee on State and Federal Government as printed on pages 697, 698 and 699 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1481 as recommended by the Committee on Education as printed on page 699 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1501 as recommended by the Committee on State and Federal Government as printed on page 699 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1510 as recommended by the Committee on Industry, Business and Labor as printed on pages 699 and 700 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1517 as recommended by the Committee on Natural Resources as printed on page 700 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1523 as recommended by the Committee on Judiciary as printed on page 661 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1565 as recommended by the Committee on Agriculture as printed on pages 700 and 701 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1567 as recommended by the Committee on Industry, Business and Labor as printed on page 701 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Concurrent Resolution No. 3028 as recommended by the Committee on Natural Resources as printed on page 702 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Concurrent Resolution No. 3033 as recommended by the Committee on Industry, Business and Labor as printed on pages 702 and 703 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. A. Hausauer moved that the House reconsider its action by which House Bill No. 1272 was lost, which motion failed on a verification vote.

Rep. Wagner moved that the rules be suspended, and House Bill No. 1015 be moved to the foot of the calendar, which motion prevailed.

Rep. Scofield moved that the House reconsider its action by which House Bill No. 1470 was lost, which motion prevailed on a verification vote.

Rep. Rued moved that House Bill No. 1470 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Meiers moved that the House reconsider its action by which House Bill No. 1382 was lost, which motion prevailed on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1382. A Bill for an Act to amend and reenact section 28-22-03 of the North Dakota Century Code, relating to an increase in the additional exemptions to the absolute exemptions of property from judicial process, levy, or sale.

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, 49; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					TINJUM
• BACKES			• KELLY			• MUNO					TWETEN
• BEAUCLAIR			• KERMÖTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WIENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAI			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					

BEAUCLAIR	•	KERMOTT	•	MURPHY	•	UNHJEM	•
BENEDICT	•	KLOUBEC	•	MUSHIK	•	VANDER VORST	•
BERG	•	KNUDSON	•	NICHOLAS	•	WAGNER	•
BERGER	•	KRETSCHMAR	•	NORDBY	•	WALSH	•
BLACK	•	KUCHERA	•	OLSON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAHL	•	WENTZ	•
CONMY	•	LANGLEY	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•
DOTZENROD	•	LARSON, B. #12	•	POWERS	•		
DUBORD	•	LARSON, G. #29	•	RAU	•	MR. SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	RICHIE	•		
GACKLE	•	LOKKEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERL	•	MAIXNER	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•		
GUNSCHE	•	MARTIN, G. #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A. #49	•	MATCHE	•	SCHUETT	•		
HAUSAUER, L. #25	•	MCCAFFREY	•	SCHFIELD	•		
HERMAN	•	MCGAULVRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STENEHJEM	•		
HICKLE	•	MERTENS	•	STRINDEK	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

House Bill No. 1378. A Bill for an Act to create and enact subsection 18 to section 20.1-02-05 of the North Dakota Century Code, relating to issuance of archery big game license.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 16; nays, 79; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCHE	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MATCHE	•		SCHUETT	•				
HAUSAUER, L. #25	•		MCCAFFREY	•		SCHFIELD	•				
HERMAN	•		MCGAULVRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEK	•				
HILL	•		METZ	•		SWIONTEK	•				
HORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

House Bill No. 1388. A Bill for an Act to create and enact a new section to chapter 40-31 of the North Dakota Century Code, requiring cities to provide ramped curbing at intersections for wheelchair traffic upon undertaking extensive curb and gutter repair or installation.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 74; nays, 22; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAUCLAIR			● KERMOTT			● MURPHY		●	● UNHEM		
● BENEDICT		●	● KLONBEC		●	● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		●
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		●
● BLACK			● KUCHERA			● OLSON			● WEBER		●
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONAMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE		●	● LARDY			● PETERSON			● WINKLER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON		●	● LEE		●	● RICHARD					
● FLEMING			● LIPSIEA		●	● RICHIE					
● GACKLE			● LOKKEN			● RICHTER		●			
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARDSEN		●	● RUFO					
● GUNDERSON		●	● MARTIN, C. #38			● RUSSELL					
● GUNSCH		●	● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		●			
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		●			
● HERMAN			● McCAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHEM					
● HICKLE		●	● MERTENS			● STRINDEN					
● HILL			● METZ		●	● SWIONTEK					
● HORGAN			● METZGER		●	● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-FIRST DAY

Bismarck, February 15, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Fr. Tom Sullivan, Church of St. Anne, Bismarck.

The roll was called, and all members were present except Reps. Gerl, L. Hausauer, and Richard.

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 Thirtieth Day and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Kelly moved that the report be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that a committee of two be appointed to escort the Hon. Mark Andrews, United States Congressman, and Mrs. Andrews to the rostrum, which motion prevailed.

Speaker Solberg appointed Reps. Mushik and Kretschmar.

The Hon. Mark Andrews addressed the assembly.

SECOND READING OF HOUSE BILLS

House Bill No. 1444. A Bill for an Act to amend and reenact sections 44-08-04 and 54-06-09 of the North Dakota Century Code, relating to expense

HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVRAH	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill lost.

House Bill No. 1487. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for relief agencies.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 89; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
		•	JOHNSON	•		MILLER	•		TINJUM	•	
		•	KELLY	•		MUND	•		TWETEN	•	
		•	KERMOTT	•		MURPHY	•		UNHJEM	•	
		•	KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
•			KNUDSON	•		NICHOLAS	•		WAGNER	•	
		•	KRETSCHMAR	•		NORDBY	•		WALSH	•	
		•	KUCHERA	•		OLSON	•		WEBER	•	
		•	LANG	•		OPEDAHL	•		WENTZ	•	
		•	LANGLEY	•		O'SHEA	•		WINGE	•	
		•	LARDY	•		PETERSON	•		WINKJER	•	
		•	LARSON, B. #12	•		POWERS	•				
		•	LARSON, G. #29	•		RAU	•		MR SPEAKER	•	
		•	LAUGHLIN	•		REED	•				
		•	LEE	•		RICHARD	•				
		•	LIPSIEA	•		RICHIE	•				
		•	LOKKEN	•		RICHTER	•				
		•	LUNDENE	•		RIEHL	•				
		•	MAIXNER	•		ROCHELFAI	•				
		•	MARSDEN	•		RUED	•				
		•	MARTIN, C. #38	•		RUSSELL	•				
		•	MARTIN, G. #43	•		RYLANCE	•				
		•	MARTINSON	•		SCHINDLER	•				
		•	MATCHIE	•		SCHUETT	•				
		•	McCAFFREY	•		SCOFIELD	•				
		•	McGAUVRAH	•		SOLBERG	•				
		•	MEIERS	•		STENEHJEM	•				
		•	MERTENS	•		STRINDEN	•				
		•	METZ	•		SWIONTEK	•				
		•	METZGER	•		THORSGARD	•				
		•	MEYER	•		TIMM	•				

So the bill lost.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Kenneth Tweten and Rep. Tweten was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1502. A Bill for an Act to create and enact a new section to chapter 5-02 of the North Dakota Century Code, providing that a licensed retailer of alcoholic beverages shall not allow or serve any person more than one alcoholic beverage drink at any one time, and providing a one-day license suspension for violation.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 70; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			•	JOHNSON			•	MILLER			•
BACKES		•		KELLY		•		MUND		•	•
BEAUCLAIR			•	KERMOTT		•	•	MURPHY		•	•
BENEDICT		•		KLOUBEC		•	•	MUSHIK		•	•
BERG			•	KNUDSON		•	•	NICHOLAS		•	•
BERGER		•		KRETSCHMAR		•	•	NORDBY		•	•
BLACK		•		KUCHERA		•	•	OLSON		•	•
CHRISTENSEN			•	LANG		•	•	OPEDAH		•	•
CONWAY		•		LANGLEY		•	•	O'SHEA		•	•
CRABTREE		•		LARDY		•	•	PETERSON			•
DOTZENROD		•		LARSON, B. #12		•	•	POWERS			•
DUBORD		•		LARSON, G. #29		•	•	RAU			•
EAGLES		•		LAUGHLIN		•	•	REED			•
ERICKSON		•		LEE		•	•	RICHARD			•
FLEMING		•		LIPSIEA		•	•	RICHIE			•
GACKLE		•		LOKKEN		•	•	RICHTER			•
GENGLER		•		LUNDENE		•	•	RIEHL			•
GERL		•		MAIXNER		•	•	ROCHELEAU			•
GRONNEBERG		•		MARSDEN		•	•	RUED			•
GUNDERSON		•		MARTIN, C. #38		•	•	RUSSELL			•
GUNSCH		•		MARTIN, G. #43		•	•	RYLANCE			•
HAUGLAND		•		MARTINSON		•	•	SCHINDLER			•
HAUSAUER, A. #49		•		MATCHIE		•	•	SCHUETT			•
HAUSAUER, L. #25		•		McCAFFREY		•	•	SCOFIELD			•
HERMAN		•		McGAUVRAN		•	•	SOLBERG			•
HERSLIP		•		MEIERS		•	•	STENHEJEM			•
HICKLE		•		MERTENS		•	•	STRINDEN			•
HILL		•		METZ		•	•	SWIONTEK			•
HORGAN		•		METZGER		•	•	THORSGARD			•
JACOBSON		•		MEYER		•	•	TIMM			•
										•	MR SPEAKER

So the bill lost.

House Bill No. 1547. A Bill for an Act to repeal chapter 26-41, subsection 7 of section 39-04-05, and subsection 4 of section 39-04-06 of the North Dakota Century Code, relating to the auto accident reparations act and the registration of motor vehicles.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 72; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			•	JOHNSON			•	MILLER			•
BACKES		•		KELLY		•		MUND		•	•
BEAUCLAIR			•	KERMOTT		•	•	MURPHY		•	•
BENEDICT		•		KLOUBEC		•	•	MUSHIK		•	•
BERG			•	KNUDSON		•	•	NICHOLAS		•	•
BERGER		•		KRETSCHMAR		•	•	NORDBY		•	•
BLACK		•		KUCHERA		•	•	OLSON		•	•
CHRISTENSEN			•	LANG		•	•	OPEDAH		•	•
CONWAY		•		LANGLEY		•	•	O'SHEA		•	•
CRABTREE		•		LARDY		•	•	PETERSON			•
DOTZENROD		•		LARSON, B. #12		•	•	POWERS			•
DUBORD		•		LARSON, G. #29		•	•	RAU			•
EAGLES		•		LAUGHLIN		•	•	REED			•
ERICKSON		•		LEE		•	•	RICHARD			•
FLEMING		•		LIPSIEA		•	•	RICHIE			•
GACKLE		•		LOKKEN		•	•	RICHTER			•
GENGLER		•		LUNDENE		•	•	RIEHL			•
GERL		•		MAIXNER		•	•	ROCHELEAU			•
GRONNEBERG		•		MARSDEN		•	•	RUED			•
GUNDERSON		•		MARTIN, C. #38		•	•	RUSSELL			•
GUNSCH		•		MARTIN, G. #43		•	•	RYLANCE			•
HAUGLAND		•		MARTINSON		•	•	SCHINDLER			•
HAUSAUER, A. #49		•		MATCHIE		•	•	SCHUETT			•
HAUSAUER, L. #25		•		McCAFFREY		•	•	SCOFIELD			•
HERMAN		•		McGAUVRAN		•	•	SOLBERG			•
HERSLIP		•		MEIERS		•	•	STENHEJEM			•
HICKLE		•		MERTENS		•	•	STRINDEN			•
HILL		•		METZ		•	•	SWIONTEK			•
HORGAN		•		METZGER		•	•	THORSGARD			•
JACOBSON		•		MEYER		•	•	TIMM			•
										•	MR SPEAKER

So the bill lost.

House Bill No. 1556. A Bill for an Act to create and enact a new section to chapter 49-13 of the North Dakota Century Code, relating to safety reflectors on railroad trains; and providing a penalty.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 67; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	MILLER		•	• TINJUM		•
• BACKES			• KELLY		•	MUND		•	• TWETEN		•
• BEAUCLAIR		•	• KERMOY		•	MURPHY		•	• UNHJEA		•
• BENEDICT		•	• KLOUBEC		•	MUSHIK		•	• VANDERWORT		•
• BERG		•	• KNUDSON		•	NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRITSCHMAR		•	NORDBY		•	• WALSH		•
• BLACK		•	• KUCHER		•	OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	OPEDAHL		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B #12		•	POWERS		•			
• DUBORD		•	• LARSON, G #29		•	RAU		•	• MR SPEAKER *		
• EAGLES		•	• LAUGHLIN		•	REED		•			
• ERICKSON		•	• LEE		•	RICHARD		•			
• FLEMING		•	• LIPSIEA		•	RICHIE		•			
• GACKLE		•	• LOKKEN		•	RICHTER		•			
• GENGLER		•	• LUNDENE		•	RIEHL		•			
• GERL		•	• MAXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	RUED		•			
• GUNDERSON		•	• MARTIN, C #38		•	RUSSELL		•			
• GUNSCH		•	• MARTIN, G #43		•	RYLAND		•			
• HAUGLAND		•	• MARTINSON		•	SCHINDLER		•			
• HAUSAUER, A #49		•	• MATCHIE		•	SCHUETT		•			
• HAUSAUER, L #25		•	• McCAFFREY		•	SCOFIELD		•			
• HERMAN		•	• McGAUVYRAN		•	SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENHJEM		•			
• HICKLE		•	• MERTENS		•	STRINDEN		•			
• HILL		•	• METZ		•	• SWIONTEK		•			
• HORGAR		•	• METZGER		•	THORSGARD		•			
• JACOBSON		•	• MEYER		•	TIMM		•			

So the bill lost.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3066. A concurrent resolution directing a Legislative Council study of the Social Service Board program plan and needs assessment survey.

Was read the second time with the Committee Recommendation Do Not Pass.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost on a verification vote.

MOTIONS

Rep. Gengler moved that House Bill No. 1588 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Langley moved that the rules be suspended and House Bill No. 1169 be laid over one legislative day, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and House Bills Nos. 1016 and 1280 be moved to the head of the calendar, which motion prevailed.

Rep. Backes moved that the rules be suspended and that House Bill No. 1280 be considered before House Bill No. 1016, which motion prevailed on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1280. A Bill for an Act to provide for a conditional

transfer of funds to the state capital construction fund, and providing an appropriation for the construction, additions to, remodeling, and equipping of buildings at state agencies, departments, and institutions.

Which has been read.

Rep. Gackle requested that the question be divided on House Bill No. 1280, which request was subsequently withdrawn.

Rep. Winkjer moved that House Bill No. 1280 be re-referred to the Appropriations Committee to determine what future obligations will be placed on the taxpayers as a result of this construction, which motion failed.

Rep. Winkjer then requested a ruling from the chair as to whether or not House bill No. 1280 meets the constitutional requirements as set out in Section 62 of the Constitution of the State of North Dakota.

PARLIAMENTARY RULING

Speaker Solberg ruled that inasmuch as House Bill No. 1280 pertains to buildings only, House Bill No. 1280 will be considered only as covering one subject.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG			• OPEDAHL			• WENTZ		•
• CONMY		•	• LANGLEY			• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					•
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		•
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARDEN		•	• RUED					
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL		•			
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		•			
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSHIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL		•	• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD		•			
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1016. Heritage Center — A Bill for an Act to provide an appropriation to the North Dakota heritage commission 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, 38; nays, 59; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			JOHNSON			MILLER		• TINJUM
• BACKES		•	KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	KERMOTT		•	• MURPHY		• UNJEM
• BENEDICT			KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR		•	NORDBY		• WALSH
• BLACK		•	• KUCHERA		•	• OLSON		• WEBER
• CHRISTENSEN			LANG		•	• OPEDAHL		• WENTZ
• CONMY			LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE		•	LARDY		•	• PETERSON		• WINKJER
• DOTZENROD			LARSON, B. #12		•	• POWERS		
DUBORD		•	LARSON, G. #29		•	RAU		• MR. SPEAKER
• EAGLES		•	LAUGHLIN		•	REED		
• ERICKSON		•	LEE		•	• RICHARD		
• FLEMING			LIPSIEA		•	• RICHIE		
• GACKLE		•	LOKKEN		•	• RICHTER		
• GENGLER			LUNDENE		•	RIEHL		
• GERL		•	MAIXNER		•	• ROCHELEAU		
• GRONNEBERG		•	• MARSDEN		•	• RUED		
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		
• HERMAN		•	• McGAUVRAN		•	• SOLBERG		
• HERSLIP		•	• MEIERS		•	• STENEHJEM		
• HICKLE		•	• MERTENS		•	• STRINDEN		
• HILL		•	• METZ		•	• SWIONTEK		
• HORGAN		•	• METZGER		•	• THORSGARD		
• JACOBSON		•	• MEYER		•	• TIMM		

So the bill lost.

House Bill No. 1270. A Bill for an Act to provide for an inflation credit against income taxes payable by individuals.

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, 66; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			JOHNSON			MILLER		• TINJUM
• BACKES		•	KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	KERMOTT		•	• MURPHY		• UNJEM
• BENEDICT			KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR		•	NORDBY		• WALSH
• BLACK		•	• KUCHERA		•	• OLSON		• WEBER
• CHRISTENSEN			LANG		•	• OPEDAHL		• WENTZ
• CONMY			LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE		•	LARDY		•	• PETERSON		• WINKJER
• DOTZENROD			LARSON, B. #12		•	• POWERS		
DUBORD		•	LARSON, G. #29		•	RAU		• MR. SPEAKER
• EAGLES		•	LAUGHLIN		•	REED		
• ERICKSON		•	LEE		•	• RICHARD		
• FLEMING			LIPSIEA		•	• RICHIE		
• GACKLE		•	LOKKEN		•	• RICHTER		
• GENGLER			LUNDENE		•	RIEHL		
• GERL		•	MAIXNER		•	• ROCHELEAU		
• GRONNEBERG		•	• MARSDEN		•	• RUED		
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		
• HERMAN		•	• McGAUVRAN		•	• SOLBERG		
• HERSLIP		•	• MEIERS		•	• STENEHJEM		
• HICKLE		•	• MERTENS		•	• STRINDEN		
• HILL		•	• METZ		•	• SWIONTEK		
• HORGAN		•	• METZGER		•	• THORSGARD		
• JACOBSON		•	• MEYER		•	• TIMM		

So the bill lost.

House Bill No. 1289. A Bill for an Act to amend and reenact section 57-38-29 of the North Dakota Century Code, relating to the rate of tax on individuals; 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, 40; nays, 55; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER		TINJUM
BACKES	•		KELLY	•		MUND	•	TWETEN
BEAUCLAIR	•		KERMOTT			MURPHY	•	UNHJEM
BENEDICT	•		KLOUBEC			MUSHIK	•	VANDER VORST
BERG	•		KNUDSON	•		NICHOLAS		WAGNER
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH
BLACK	•		KUCHERA	•		OLSON	•	WEBER
CHRISTENSEN	•		LANG	•		OPEDAHN	•	WENTZ
CONAMY	•		LANGLEY	•		O'SHEA		WINGE
CRABTREE	•		LARDY	•		PETERSON	•	WINKJER
DOTZENROD	•		LARSON, B. #12	•		POWERS		
DUBORD	•		LARSON, G. #29	•		RAU	•	MR. SPEAKER
EAGLES	•		LAUGHLIN	•		REED		
ERICKSON	•		LEE	•		RICHARD	•	
FLEMING	•		LIPSIA	•		RICHIE	•	
GACKLE	•		LOKKEN	•		RICHTER	•	
GENGLER	•		LUNDENE	•		RIEHL	•	
GERL	•		MAIXNER	•		ROCHELEAU	•	
GRÖNNBERG	•		MARSDEN	•		RUED	•	
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•	
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•	
HAUGLAND	•		MARTINSON	•		SCHINDLER	•	
HAUSAUER, A. #49	•		MARTIE	•		SCHUETT	•	
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•	
HERMAN	•		McGAUVYRAN	•		SOLBERG	•	
HERSLIP	•		MEIERS	•		STENEHJEM	•	
HICKLE	•		MERTENS	•		STRINDEN	•	
HILL	•		METZ	•		SWIONTEK	•	
HORGAN	•		METZGER	•		THORSGARD	•	
JACOBSON	•		MEYER	•		TIMM	•	

So the bill lost.

POINT OF PERSONAL PRIVILEGE

Rep. Winkjer: "Mr. Speaker:

"I think this occasion ought to be noted that we have just taken away in excess of \$28 million directly from the pockets of the citizens of North Dakota."

MOTIONS

Rep. Rylance requested unanimous consent of the House to amend House Bill No. 1299, which request was granted.

Rep. Rylance moved that House Bill No. 1299 be amended as follows:

On page 12, line 26 of the engrossed bill, delete the following: "43-12-24" and insert in lieu thereof "43-12-26", which motion prevailed.

Rep. Rylance moved that the rules be suspended and that House Bill No. 1299 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1299. A Bill for an Act to create and enact a new chapter to title 43, a new section to chapter 43-12, and a new subsection to section 43-12-31 of the North Dakota Century Code, relating to the regulation of nursing, the provision for a state board of nursing, and the definition of powers and duties of the board, including licensure of practitioners of nursing, establishment of standards for educational programs preparing for nursing practice, and definitions and collection procedures for nursing scholarship loans; and to repeal sections 43-12-01 through 43-12-26 and chapter 43-21 of the North Dakota Century Code, relating to professional nurses and practical nurses; and to provide a penalty.

Which has been read.

Rep. Beauclair requested that she be excused from voting on House Bill No. 1299, because of a conflict of interest.

Rep. Mushik moved that Rep. Beauclair be allowed to vote on House Bill No. 1299, which motion prevailed.

Rep. Metzger requested that he be excused from voting on House Bill No. 1299, because of a conflict of interest.

Rep. Backes moved that Rep. Metzger be allowed to vote on House Bill No. 1299, which motion prevailed.

Rep. Russell requested that he be excused from voting on House Bill No. 1299, because of a conflict of interest.

Rep. Backes moved that Rep. Russell and other members with a conflict of interest be allowed to vote on House Bill No. 1299, 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, 68; nays, 26; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	•						•		
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES		•	KELLY			MUND			TWETEN		•
BEAUCLAIR		•	KERMOTT			MURPHY			UNHJEM		•
BENEDICT		•	KLOUBEC			MUSHIK			VANDER VORST		•
BERG		•	KNUDSON			NICHOLAS			WAGNER		•
BERGER		•	KRETSCHMAR			NORDBY			WALSH		•
BLACK		•	KUCHERA			OLSON		•	WEBER		•
CHRISTENSEN		•	LANG			OPEDAHN		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY			PETERSON			WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS					
DUBORD			LARSON, G. #29		•	RAU			MR SPEAKER		•
EAGLES			LAUGHLIN		•	REED					
ERICKSON			LEE			RICHARD					
FLEMING		•	LIFSIEA			RICHIE					
GACKLE		•	LOKKEN			RICHTER					
GENGLER		•	LUNDENE			RIEHL					
GERL			MATXNER			ROCHELEAU					
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN		•			
HILL		•	METZGER		•	SWONTEK					
HORGAN			MEYER			THORSGARD					
JACOBSON		•				TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1312. A Bill for an Act to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl hunting 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, 35; nays, 58; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	•						•		
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES		•	KELLY		•	MUND			TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY			UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK			VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS			WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY			WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•

• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIELH	
• GERL	• MAXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUEB	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSgard	
• JACOBSON	• MEYER	• TIMM	

So the bill lost.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1361 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1361. A Bill for an Act to create and enact a new subsection to section 15-65-03 of the North Dakota Century Code, relating to the authority of the North Dakota educational broadcasting council to contract with noncommercial public television and radio stations.

Which has 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, 27; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAULCLAIR			• KERKOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIELH					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUEB					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

APPOINTMENT OF COMMITTEE

Speaker Solberg announced the following appointments to the Legislative Council Resolutions Committee:

Rep. Gunderson

Rep. Mertens
Rep. Scofield
Rep. Kelly

MOTIONS

Rep. Strinden moved that the rules be suspended, and that House Bills Nos. 1280, 1299, 1361 and 1388 be messaged to the Senate immediately, 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. 1071
House Bill No. 1324
House Bill No. 1335
House Bill No. 1355
House Bill No. 1360
House Bill No. 1364
House Bill No. 1409
House Bill No. 1410
House Bill No. 1420
House Bill No. 1421
House Bill No. 1435

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2234
Senate Bill No. 2297
Senate Bill No. 2302
Senate Bill No. 2331
Senate Bill No. 2353
Senate Bill No. 2370
Senate Bill No. 2376
Senate Bill No. 2393
Senate Bill No. 2395
Senate Bill No. 2397
Senate Bill No. 2404
Senate Bill No. 2416
Senate Bill No. 2432
Senate Bill No. 2436
Senate Bill No. 2439
Senate Bill No. 2459
Senate Bill No. 2462
Senate Bill No. 2482
Senate Bill No. 2495
Senate Concurrent Resolution No. 4033
Senate Concurrent Resolution No. 4041
Senate Concurrent Resolution No. 4049

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House be on the Fifth Order of Business, at the conclusion of the Fifth Order, 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., Wednesday, February 16, which motion prevailed.

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, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 3, after the word "Dakota" insert the following: "; and declaring an emergency"

On page 1, delete line 21

On page 2, line 1, delete the numerals "444,801" and insert in lieu thereof the numerals "442,448"

On page 2, delete line 4, and insert in lieu thereof the following:

"Salaries and wages	\$59,225
Fees and services	10,000
Supplies and materials	<u>4,000</u> "

On page 2, line 5, delete the numerals "150,000" and insert in lieu thereof the numerals "73,225"

On page 2, delete line 10

On page 2, line 13, delete the numerals "50,558" and insert in lieu thereof the numerals "50,385"

On page 2, line 16, delete the numerals "390,626" and insert in lieu thereof the numerals "393,573"

On page 2, delete line 18

On page 2, line 31, delete the numerals "87,479" and insert in lieu thereof the numerals "87,799"

On page 2, delete line 32

On page 3, line 1, delete the numerals "135,740" and insert in lieu thereof the numerals "135,299"

On page 3, line 4, delete the numerals "87,740" and insert in lieu thereof the numerals "87,299"

On page 3, line 7, delete the numerals "1,021,205" and insert in lieu thereof the numerals "1,561,165"

On page 3, delete line 8

On page 3, line 9, delete the numerals "149,000" and insert in lieu thereof the numerals "251,994"

On page 3, after line 9 insert the following:

"Data processing	21,646"
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On page 3, line 10, delete the numerals "15,000" and insert in lieu thereof the numerals "21,286"

On page 3, line 11, delete the numerals "3,600" and insert in lieu thereof the numerals "6,820"

On page 3, line 12, delete the numerals "1,197,235" and insert in lieu thereof the numerals "1,862,911"

On page 3, delete line 16

On page 3, line 22, delete the numerals "347,394" and insert in lieu thereof the numerals "345,565"

On page 3, delete line 26

On page 3, line 30, delete the numerals "50,000" and insert in lieu thereof the numerals "100,000"

On page 3, line 31, delete the numerals "2,051,500" and insert in lieu thereof the numerals "2,088,857"

On page 3, line 34, delete the numerals "3,360,274" and insert in lieu thereof the numerals "3,387,132"

On page 3, delete line 35

On page 4, line 1, delete the numerals "640,020" and insert in lieu thereof the numerals "590,420"

On page 4, after line 1, insert the following line:

"Postage contingency 49,600"

On page 4, line 6, delete the word "Homestaed" and insert in lieu thereof the word "Homestead"

On page 4, line 11, delete the numerals "2,964,817" and insert in lieu thereof the numerals "2,967,456"

On page 4, delete line 12

On page 4, line 15, delete the numerals "61,716" and insert in lieu thereof the numerals "60,919"

On page 4, line 18, delete the numerals "4,545,633" and insert in lieu thereof the numerals "4,522,964"

On page 4, line 19, delete the numerals "3,181,943" and insert in lieu thereof the numerals "3,167,522"

On page 4, line 20, delete the numerals "1,363,690" and insert in lieu thereof the numerals "1,355,442"

On page 4, line 24, delete the numerals "164,479" and insert in lieu thereof the numerals "164,700"

On page 4, delete line 25

On page 4, line 30, delete the numerals "25,000" and insert in lieu thereof the numerals "50,000"

On page 4, line 31, delete the numerals "368,309" and insert in lieu thereof the numerals "392,100"

On page 4, delete line 35

On page 5, line 5, delete the numerals "646,742" and insert in lieu thereof the numerals "642,516"

On page 5, delete line 9 and 10 and insert in lieu thereof the following lines:

"Salaries and wages for 1975-77 biennium 5,527

(The salary of commissioner shall not exceed \$22,500 per year retroactive to

January 1, 1977)"

On page 5, delete line 11

On page 5, line 15, delete the numerals "272,935" and insert in lieu thereof the numerals "277,304"

On page 5, line 18, delete the numerals "1,490,581" and insert in lieu thereof the numerals "1,835,157"

On page 5, delete line 19

On page 5, line 20, delete the numerals "210,823" and insert in lieu thereof the numerals "761,836"

On page 5, line 21, delete the numerals "100,948" and insert in lieu thereof the numerals "122,948"

On page 5, line 22, delete the numerals "50,008" and insert in lieu thereof the numerals "61,005"

On page 5, line 23, delete the numerals "10,522" and insert in lieu thereof the numerals "60,522"

On page 5, line 24, delete the numerals "2,500" and insert in lieu thereof the numerals "5,000"

On page 5, after line 24, insert the following line:

"Refunds 50,000"

On page 5, line 25, delete the numerals "1,876,700" and insert in lieu thereof the numerals "2,896,468"

On page 5, delete lines 31 through 35

On page 6, delete lines 1 through 7

On page 6, line 10, delete the numerals "709,642" and insert in lieu thereof the numerals "745,350"

On page 6, delete line 11

On page 6, line 12, delete the numerals "229,819" and insert in lieu thereof the numerals "249,619"

On page 6, line 13, delete the numerals "44,960" and insert in lieu thereof the numerals "45,960"

On page 6, line 14, delete the numerals "13,714" and insert in lieu thereof the numerals "14,214"

On page 6, line 15, delete the numerals "1,003,422" and insert in lieu thereof the numerals "1,055,143"

On page 6, line 17, delete the numerals "934,575" and insert in lieu thereof the numerals "986,296"

On page 6, line 31, delete the numerals "16,600" and insert in lieu thereof the numerals "14,500"

On page 6, line 32, delete the numerals "1,825" and insert in lieu thereof the numerals "1,900"; and delete the numerals "2,166" and insert in lieu thereof the numerals "1,900"

On page 6, line 33, delete the numerals "5,850" and insert in lieu thereof the numerals "6,000"; and delete the numerals "7,268" and insert in lieu thereof the numerals "6,000"

On page 6, line 34, delete the numerals "8,600" and insert in lieu thereof the numerals "8,500"; and delete the numerals "10,280" and insert in lieu thereof the numerals "8,500"

On page 6, line 35, delete the numerals "6,900" and insert in lieu thereof the numerals "7,000"; and delete the numerals "8,370" and insert in lieu thereof the numerals "7,000"

On page 7, line 3, delete the numerals "6,900" and insert in lieu thereof the numerals "7,000"; and delete the numerals "8,370" and insert in lieu thereof the numerals "7,000"

On page 7, line 4, delete the numerals "5,850" and insert in lieu thereof the numerals "6,000"; and delete the numerals "7,268" and insert in lieu thereof the numerals "6,000"

On page 7, line 5, delete the numerals "37,850" and insert in lieu thereof the numerals "41,000"; and delete the numerals "34,868" and insert in lieu thereof the numerals "41,000"

On page 7, line 6, delete the numerals "5,850" and insert in lieu thereof the numerals "6,000"; and delete the numerals "7,268" and insert in lieu thereof the numerals "6,000"

On page 7, line 7, delete the numerals "5,850" and insert in lieu thereof the numerals "6,000"; and delete the numerals "7,268" and insert in lieu thereof the numerals "6,000"

On page 7, line 8, delete the numerals "5,850" and insert in lieu thereof the numerals "6,000"; and delete the numerals "7,268" and insert in lieu thereof the numerals "6,000"

On page 7, line 9, delete the numerals "5,850" where they first appear and insert in lieu thereof the numerals "6,000"; and delete the numerals "5,850" where they appear thereafter and insert in lieu thereof the numerals "6,000"

On page 7, line 11, delete the numerals "234,519" and insert in lieu thereof the numerals "231,800"

On page 7, line 16, delete the numerals "1975" and insert in lieu thereof the numerals "1977"

On page 7, line 19, delete the numerals "234,519" and insert in lieu thereof the numerals "231,800"

On page 7, line 20, after the word "of" insert the following: "subdivision 18 of"

On page 7, line 25, delete the numerals "16,239,764" and insert in lieu thereof the numerals "17,060,714"

On page 7, line 26, delete the numerals "3,667,099" and insert in lieu thereof the numerals "3,676,469"

On page 7, line 27, delete the numerals "19,906,863" and insert in lieu thereof the numerals "20,737,183"

And renumber the lines, subdivisions, and pages accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

Office of Energy Management

The intent is to reduce the budget for the Office of Energy Management by \$26,775 by removing funds for the fuel allocations officer and the energy management secretary since federal funds may become available to fund these positions.

Secretary of State

The intent is to delete the classification change line item of \$2,947 and transfer this amount to salaries and wages to upgrade salaries.

Secretary of State — Central Microfilm Unit

The intent is to increase the salaries and wages line item by \$320 to provide adequate funds for fringe benefits and to delete the classification change line item.

State Auditor

The intent is to increase the State Auditor's appropriation by \$659,106, \$539,960 in salaries and wages, \$102,994 in fees and services, \$6,646 in data processing, \$6,286 in supplies and materials, and \$3,220 in equipment, to provide funding for 14 additional auditors, seven for state agency audits, and seven for political subdivision audits. The appropriation is also adjusted to delete the classification change line item, and to add \$15,000 for data processing.

Attorney General

The intent is to delete the classification change line item and to increase the litigation fees line item by \$50,000.

State Tax Commissioner

The intent is to delete the classification change line item of \$26,858 and to increase the salaries and wages line item by the like amount of \$26,858 to provide for such classification changes. The fees and services line item is decreased by \$49,600 and the line item "postage contingency" for \$49,600 is added to the budget to allow for excessive postage costs the Tax Commissioner may incur during the 1977-79 biennium if postage costs increase substantially.

Department of Public Instruction

The intent is to increase the salaries and wages line item to include

special fund unemployment compensation and to delete the classification change line item of which \$16,422 is federal funds and \$8,089 is general funds. The equipment line item is reduced by \$797 to delete two desks.

Public Instruction — Director of Surplus Property

The intent is to increase the salaries and wages line item by \$221 to include special fund unemployment compensation and to increase the contingent fund by \$25,000.

Labor Commissioner

The intent is to delete the classification change line item and to adjust the Labor Commissioner's salary for the six-month period January 1, 1977, through June 30, 1977, for which time the Labor Commissioner's appropriation includes only \$1,000 per month rather than the necessary \$1,875 per month.

Public Service Commission

The intent is to combine the Public Service Commission operating budget and the PSC transmission Facility Siting budget into one appropriation, to increase salaries and wages by \$9,387 for reclamation personnel reclassification, and to delete the classification change line item. The appropriation is increased by \$161,499—for an attorney - \$46,000, one siting specialist - \$31,452, and assistant director for the siting function - \$48,395, and \$35,652 in professional fees for siting.

Commissioner of Agriculture

The intent is to delete the classification change line item and to increase salaries and wages by \$35,708, fees and services by \$19,800, supplies and materials by \$1,000 and equipment by \$500 to provide funds for a marketing director.

Other Classification Change Deletions

These amendments delete the classification line items in the appropriations for the Governor's office, Lieutenant Governor's office, and State Treasurer's office.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1001 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1010; has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 20, delete the numerals "994,999" and insert in lieu thereof the numerals "1,081,011"

On page 1, delete line 21

On page 1, line 22, delete the numerals "83,355" and insert in lieu thereof the numerals "80,530"

On page 1, line 23, delete the numerals "102,794" and insert in lieu thereof the numerals "92,288"

On page 1, line 24, delete the numerals "121,958" and insert in lieu thereof the numerals "118,558"

On page 2, line 1, delete the numerals "719,900" and insert in lieu thereof the numerals "535,000"

On page 2, line 5, delete the numerals "3,068,013" and insert in lieu thereof the numerals "2,946,282"

On page 2, line 6, delete the numerals "1,539,394" and insert in lieu thereof the numerals "1,420,864"

On page 2, line 7, delete the numerals "1,528,619" and insert in lieu thereof the numerals "1,525,418"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases the Historical Board salaries and wages line item by \$86,012. This results from a reduction of \$22,872 in part-time employment; a deletion of \$29,954 for an accountant position recommended in the Governor's budget; an addition of \$137,433 for a director of research and reference, a director of archeology and historic preservation, a director of museums, and a maintenance foreman at Fort Totten; and an addition of \$1,405 for fringe benefit costs. It is intended that the duties of the director of research and reference will include maintenance and cataloging of the collections of the oral history project conducted during the 1975-77 biennium. The salaries and wages appropriation also includes the funds recommended by the Governor for a deputy superintendent and security personnel. The additional positions recommended in this appropriation relate to the Historical Board performance review conducted by the Legislative Council during the 1975-77 interim.

The amount of \$6,112 for classification change is deleted.

This amendment reduces the Historical Board fees and services appropriation by \$2,825 in accordance with guidelines for five percent annual inflation increases.

The amendment reduces the supplies and materials appropriation by \$10,506 in accordance with guidelines for five percent annual inflation increases.

The equipment line item is reduced by \$3,400 in accordance with amounts set forth in the Historical Board's budget request.

The land, structures, and major improvements line item is reduced by \$184,900.

The estimated income line item is reduced by \$118,530 to accurately reflect estimated federal funds available for the recommended expenditures.

The net effect of this amendment decreases the recommended executive budget general fund appropriation by \$3,201.

On page 1, line 3, after the word "Dakota" insert the words "; and declaring an emergency"

On page 2, after line 8, insert the following line:

"Water treatment and distribution system	\$267,100"
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On page 2, after line 9, insert the following lines:

"Total all fund	\$467,100
Less estimated income	<u>200,000</u> "

On page 2, line 10, delete the numerals "200,000" and insert in lieu thereof the numerals "267,100"

On page 3 after line 2 insert the following sections:

"SECTION 4. APPROPRIATION.) Any federal or other funds that may be available in addition to the appropriation in subdivision 2 of this Act for the line item entitled "Water treatment and distribution system" are hereby appropriated to the state historical board for construction of a water treatment and distribution system at the international peace garden during the period beginning January 1, 1977, and ending June 30, 1979.

SECTION 5. EMERGENCY.) The line item in subdivision 1 of this Act

entitled "Water treatment and distribution system" and all of section 4 of this Act are hereby declared to be emergency measures and shall be in full force and effect from and after passage and approval."

And renumber the lines accordingly.

Statement of Purpose of Amendment

The purpose of this amendment is to appropriate \$200,000 of federal funds and \$67,100 from the general fund and any additional federal or other funds that may be available for construction of a water treatment and distribution system at the International Peace Garden.

On page 2, line 13, delete the numerals "82,208" and insert, in lieu thereof the numerals "77,825"

On page 2, line 14, delete the numerals "32,535" and insert in lieu thereof the numerals "30,120"

On page 2, line 15, delete the numerals "3,600" and insert in lieu thereof the numerals "3,569"

On page 2, line 18, delete the numerals "1,278,388" and insert in lieu thereof the numerals "1,271,559"

On page 2, line 20, delete the numerals "119,588" and insert in lieu thereof the numerals "112,759"

STATEMENT OF PURPOSE OF AMENDMENT

Reduction in salaries and wages, fees and services and supplies and equipment is due to a full time secretary being reduced to part time.

On page 2, delete line 24

On page 2, line 26, delete the numerals "6,440" and insert in lieu thereof the numerals "5,321"

On page 2, line 27, delete the numerals "105,843" and insert in lieu thereof the numerals "104,070"

On page 2, line 28, delete the numerals "1,954,050" and insert in lieu thereof the numerals "2,009,347"

On page 2, line 29, delete the numerals "2,698,194" and insert in lieu thereof the numerals "2,779,664"

On page 2, line 30, delete the numerals "4,652,244" and insert in lieu thereof the numerals "4,789,011"

And renumber the lines, sections and pages accordingly.

STATEMENT OF PURPOSE OF AMENDMENT

The purpose of this amendment is to delete the classification change line item of \$654. The supplies and materials line item is reduced by \$1,119 in certain areas to reflect five percent annual inflation increases during the next biennium.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1010 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1013, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 5, that the same be amended as follows:

On page 1, line 20, delete the numerals "430,163" and insert in lieu thereof the numerals "433,929"

On page 1, delete line 21

On page 2, line 10, delete the numerals "624,536" and insert in lieu thereof the numerals "629,787"

On page 2, delete line 11

On page 2, line 26, delete the numerals "1,388,175" and insert in lieu thereof the numerals "1,373,496"

On page 2, line 27, delete the numerals "3,019,806" and insert in lieu thereof the numerals "3,005,127"

On page 2, line 26, delete the numerals "1,388,175" and insert in lieu thereof the numerals "1,373,496"

On page 2, line 27, delete the numerals "3,019,806" and insert in lieu thereof the numerals "3,005,127"

On page 3, line 5, after the word "construction" insert the words "and maintenance"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENTS

Adjutant General and National Guard — Subdivision 1.

Purpose of this amendment is to delete the classification change line item and transfer this amount into the salaries and wages line item.

Disaster Emergency Services — Subdivision 2.

Purpose of this amendment is to delete the classification change line item and transfer this amount into the salaries and wages line item.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1013 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1102, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1102 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1181, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1181 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1308, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 1; Absent, 0, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1308 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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 do pass.

REP. GACKLE, Chairman

House Bill No. 1314 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1330, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 0; Absent, 3, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1330 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1368, has had the same under consideration and recommends, that the same be amended as follows:

On page 2, line 17, after the period insert the following sentence: "An improvement for residential purposes shall be limited to a building or structure at least twenty-five years old."

On page 2, line 27, delete the triple parentheses around the word "three" and also delete the word "five"

On page 3, line 8, delete the triple parentheses around the words "three-year"

On page 3, line 9, delete the words "five-year"

On page 3, line 11, delete the triple parentheses around the words "three-year" and also delete the words "five-year"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1368 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1371, has had the same under consideration and recommends that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1371 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1387, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 1, delete the words "to create and enact section 38-14-14 of the"

On page 1, delete all of line 2

On page 1, line 3, delete the words "surface mine reclamation through mandamus proceedings;"

On page 1, line 4, delete "10, 11,"

On page 1, line 5, delete the word "subsections" and insert in lieu thereof the words "and subsection" and also on line 5, delete ", 3, and 4" and also on line 5, delete the words ", and"

On page 1, line 6, delete the words "section 38-14-07"

On page 1, line 8, delete the words "contour or" and insert in lieu thereof the word "gentlest" and also on line 8, delete the words "does not" and insert in lieu thereof the word "consistent"

On page 1, line 9, delete the words "exceed a four percent slope" and insert in lieu thereof the words "with other lands is obtained"

On page 1, line 11, after the word "drainage" insert the words "compatible with the topography"

On page 1, line 12, delete the words "to allow"

On page 1, delete all of line 13

On page 1, line 14, delete the words "public service commission,"

On page 1, line 14, delete the comma after the word "domestic" and insert in lieu thereof the word "or"

On page 1, line 14, delete the last comma

On page 1, line 15, delete the words "or irrigation"

On page 1, line 16, delete the words "court action" and insert in lieu thereof the words "recovery of damages"

On page 1, line 17, delete the words "to recover damages"

On page 1, line 24, delete the comma after the word "mining" and insert in lieu thereof a period and also on line 24 delete the words "and to increase the"

On page 2, delete lines 1 through 6

On page 2, line 14, insert beginning triple parentheses before the first word "The"

On page 2, line 15, delete ", not exceeding a"

On page 2, line 16, delete "four percent slope,"

On page 2, line 19, after the period insert ending triple parentheses and the following new language:

"The operator shall backfill and regrade the mined area to the gentlest topography consistent with adjacent unmined landscape elements in order to develop a postmined landscape that will provide for maximum moisture retention, maximum stability, and minimum soil losses from runoff and erosion, unless a different contour or topography shall be required by the commission in order to carry out the purpose and intent of this chapter."

On page 2, line 25, before the word "and" insert the words "as determined by the commission,"

On page 2, line 28, place beginning triple parentheses before the word "up" and also on line 28, place ending triple parentheses after the word "to"

On page 3, line 6, delete the word "reestablish" and insert in lieu thereof the word "establish" and also on line 6, after the word "drainage" insert the words "compatible with the topography"

On page 3, line 20, delete the words "permanent diverse" and also on line 20, after the word "cover" insert a period

On page 3, delete lines 21 through 30

On page 3, line 34, delete the words "permanent diverse"

On page 4, delete lines 3 through 35

On page 5, line 4, delete the triple parentheses around the word "or" and also on line 4, delete the comma after the word "or" and the comma after the word "livestock"

On page 5, line 5, delete the words "or irrigation" and also on line 5, delete the comma after the word "domestic" and insert in lieu thereof the word "or"

On page 5, line 6, delete the words ", or irrigation"

On page 5, line 21, delete the words "sue an operator to"

On page 5, delete lines 33 through 35

On page 6, delete lines 1 through 21

On page 7, line 21, delete the words "shall not approve" and insert in lieu thereof the words "may disapprove"

On page 7, line 25, delete the word "that" and insert in lieu thereof the word "when"

On page 7, line 33, delete the word "or"

On page 7, line 34, delete the words "domestic stock"

On page 8, delete lines 17 through 33

On page 9, delete lines 1 through 35

On page 10, delete lines 1 through 35

On page 11, delete lines 1 through 34

On page 12, delete lines 1 through 24

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

House Bill No. 1387 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1406, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 2, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1406 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1430, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Bill No. 1430 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1431, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same be amended as follows:

On page 1, line 2, delete the word "authority" and insert in lieu thereof the word "agency"

On page 5, delete lines 4 through 6

On page 5, delete lines 8 and 9

On page 5, delete lines 12 through 20

On page 7, after line 22, insert the following new subsection:

"23. "Advisory board of directors" means the advisory board of directors to the Bank of North Dakota appointed by the governor pursuant to section 6-09.1-02."

On page 7, line 32, after the word "shall" insert the following: "obtain the recommendations of the advisory board of directors as to policies and procedures to be followed in exercising the powers granted in this chapter and shall" : after the word "director" insert a period; and delete the word "and" and insert in lieu thereof the words "The commission"

On page 9, line 14, delete the word "will" and insert in lieu thereof the word "may"

And renumber the lines, pages, sections and subsections accordingly.

And when so amended recommends the same do pass.

REP. RYLANCE, Chairman

House Bill 1431 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1432, has had the same under consideration and recommends, by a vote of Ayes, 19; Nays, 0; Absent, 2, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1432 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1459, has had the same under consideration and recommends, that the same do pass.

REP. GACKLE, Chairman

House Bill No. 1459 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1465, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 0, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. RYLANCE, Chairman

House Bill No. 1465 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1478, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 2, after line 27, insert a new subdivision as follows:

"d. "Fertilizer material" is a commercial fertilizer which:

- (1) contains no more than one of the primary plant nutrients, or
- (2) has approximately eighty-five percent of its primary plant nutrient content present in the form of a single chemical compound, or
- (3) is derived from a plant or animal residue or byproduct or a natural material deposit which has been processed in such a way that its content of primary plant nutrients has not been materially changed except by purification or concentration."

On page 2, line 29, following the word "chemical," insert the word "biological."

On page 3, delete lines 6 through 18

On page 3, line 19, delete the triple parentheses.

On page 3, line 20, delete "5."

On page 3, line 22, delete the triple parentheses.

On page 3, line 23, delete "6."

On page 3, line 26, delete the triple parentheses.

On page 3, line 27, delete "7."

On page 5, line 18, delete the triple parentheses.

On page 5, line 19, delete "8."

On page 5, line 24, delete the triple parentheses.

On page 5, line 25, delete "9."

On page 5, line 29, delete the triple parentheses.

On page 5, line 30, delete "10."

On page 5, line 31, delete the triple parentheses.

On page 5, line 32, delete "11."

On page 5, line 33, delete beginning triple parentheses before "11." and insert beginning triple parentheses before "Person".

On page 5, line 34, delete the ending triple parentheses.

On page 5, line 35, insert ending triple parentheses after "12."

On page 6, line 9, delete "13." and substitute in lieu thereof "12."

On page 6, line 12, delete "14." and substitute in lieu thereof "13."

On page 6, line 14, delete "15." and substitute in lieu thereof "14."
 On page 6, line 17, delete "16." and substitute in lieu thereof "15."
 On page 6, line 23, delete "17." and substitute in lieu thereof "16."
 On page 6, line 31, delete "18." and substitute in lieu thereof "17."
 On page 6, line 33, delete "19." and substitute in lieu thereof "18."
 On page 13, line 26, after the word "the", insert the words "labeling and".

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1478 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1500, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 13, line 13, delete "75" and insert in lieu thereof "100"

And when so amended, recommends the same do pass, and be re-referred to the committee on Appropriations.

REP. RYLANCE, Chairman

House Bill No. 1500 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1553, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 4; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1553 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1586, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

House Bill No. 1586 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3037, has had the same under consideration and recommends, that the same do pass.

And be re-referred to the Legislative Council Resolution Committee.

REP. KNUDSON, Chairman

House Concurrent Resolution No. 3037 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. 3040, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3040 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3041, has had the same under con-

sideration and recommends, by a vote of Ayes, 8; Nays, 3; Absent, 4, that the same do pass.

REP. KNUDSON, Chairman

House Concurrent Resolution No. 3041 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 3054, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

House Concurrent Resolution No. 3054 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3056, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 3; Absent, 2, that the same do not pass.

REP. KNUDSON, Chairman

House Concurrent Resolution No. 3056 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Concurrent Resolution No. 3057, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

House Concurrent Resolution No. 3057 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 3060, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 2, following the word "study" insert the words "the responsibilities, needs, powers, and duties of political subdivisions" and also on line 2 delete the words "revenue sharing"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Concurrent Resolution No. 3060 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2215, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2215 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2216, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2216 was placed on the 14th order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Lundene, Opedahl, Laughlin and Tinjum introduced:

House Concurrent Resolution No. 3080. A concurrent resolution

directing the legislative council to study a family farm security program to aid persons in the farming business to obtain credit in sufficient amounts to effectively purchase farm real estate in times of rising farm real estate prices.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Mushik and Meiers introduced:

House Concurrent Resolution No. 3081. A concurrent resolution directing the Legislative Council to study the licensing of and the rights of patients in nursing homes and residential care facilities.

Was read the first time and referred to the committee on State and Federal Government.

State and Federal Government Committee introduced:

House Concurrent Resolution No. 3082. A concurrent resolution directing the Legislative Council to study the feasibility of giving the Director of Institutions authority and jurisdiction over the location of all state agencies, boards, and departments, including managerial authority in this regard and the authority to conduct comprehensive space management studies.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Unhjem introduced:

House Concurrent Resolution No. 3083. A concurrent resolution directing a Legislative Council study of the State Department of Health, the State Hospital and its supervisory relationship with comprehensive mental health centers.

Was read the first time and referred to the committee on State and Federal Government.

FIRST READING OF SENATE BILLS

Senate Bill No. 2126. A Bill for an Act to provide for state and regional planning, the creation, organization, powers, and duties of regional planning councils, supervision of the activities of regional planning councils, to repeal sections 54-34.1-10, 54-34.1-11, 54-34.1-12, 54-34.1-13, and 54-34.1-14 of the North Dakota Century Code, relating to regional or metropolitan planning commissions.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2177. A Bill for an Act requiring full, adequate, and timely notice of the meetings of all public bodies.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2190. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to the federalization of the North Dakota income tax law through December 31, 1976; and providing for an effective date.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2199. A Bill for an Act to amend and reenact section 20.1-03-10 and subsections 1, 2, 3, 4, 5, 7, 8, 10, 14, 20, and 22 of section 20.1-03-12 of the North Dakota Century Code; and relating to the period of time the nonresident short-term fishing license is valid and declaring a date of enactment and certain license and permit fees.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2262. A Bill for an Act to create and enact a new section to chapter 11-15 of the North Dakota Century Code, relating to qualifications for the office of sheriff.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2334. A Bill for an Act to amend and reenact section 44-04-19 of the North Dakota Century Code, relating to open governmental meetings, and providing a penalty for violation by governing body members.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2342. A Bill for an Act to amend and reenact sections 12-48-03.1 and 12-48-06 of the North Dakota Century Code, relating to the director of institutions establishing and engaging in new prison industries and the sale of prison products; and to repeal sections 12-48-12, 12-48-13, and 12-48-23 of the North Dakota Century Code, relating to the manufacture and sale of license plates and road signs, and employment of penitentiary inmates in book salvage.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2343. A Bill for an Act to amend and reenact subsection 2 of section 57-60-04 and subsections 1 and 3 of section 57-60-15 of the North Dakota Century Code, relating to the payment of the coal conversion facilities tax by coal gasification plants and to provisions of the distribution formula for coal conversion facilities taxes.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2401. A Bill for an Act to provide for indemnification of any employee, director, or officer or former employee, director, or officer of any bank.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2403. A Bill for an Act to amend and reenact Section 1-03-04 of the North Dakota Century Code, to provide for a ten day notice on the part of a bank to remain closed on a business day and to provide for closing in event of an emergency.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2412. A Bill for an Act to amend and reenact Section 6-03-05 of the North Dakota Century Code, relating to limitation on bank loans secured by real estate.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2418. A Bill for an Act establishing minimum educational requirements for certain insurance agents and providing certain exceptions for these requirements.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2442. A Bill for an Act to amend and reenact section 15-35-14 of the North Dakota Century Code, relating to the use of school buildings for other than school purposes.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2456. A Bill for an Act to amend and reenact section 38-08.1-06 of the North Dakota Century Code, relating to the duty to plug drill holes.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2509. A Bill for an Act to amend and reenact sections 54-10-24 and 54-10-25 of the North Dakota Century Code, relating to audit and examination by the state auditor of confidential records of the tax commissioner.

Which was read the first time and referred to the Committee on State and Federal Government.

The House stood recessed until 1:00 p.m., Wednesday, February 16, 1977, pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk



THIRTY-FIRST DAY AFTER RECESS AND THIRTY-SECOND DAY

Bismarck, February 16, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1037
 House Bill No. 1074
 House Bill No. 1097
 House Bill No. 1178
 House Bill No. 1294
 House Bill No. 1315
 House Bill No. 1423
 House Bill No. 1448
 House Bill No. 1458
 House Bill No. 1461
 House Bill No. 1471
 House Bill No. 1481
 House Bill No. 1501
 House Bill No. 1510
 House Bill No. 1517
 House Bill No. 1523
 House Bill No. 1565
 House Bill No. 1567
 House Concurrent Resolution No. 3028
 House Concurrent Resolution No. 3033
 And find the same correctly Engrossed.

REP. WALSH, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Gackle moved that House Bills Nos. 1285, 1329 and 1561 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Gackle requested permission to withdraw House Bills Nos. 1285, 1329 and 1561. There being no objection, it was so ordered by the Speaker.

Rep. Strinden moved that the House reconsider its action by which the Committee Report recommending amendments to House Bill No. 1010 was accepted, which motion prevailed.

Rep. Murphy moved that House Bill No. 1130 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Murphy requested permission to withdraw House Bill No. 1130. There being no objection, it was so ordered by the Speaker.

Rep. C. Martin requested permission to withdraw House Bill No. 1554. There being no objection, it was so ordered by the Speaker.

Rep. Strinden moved that the rules be suspended, and those bills on the Sixth Order on the Calendar for consideration after 2:00 p.m., be moved up on the calendar for consideration before 2:00 p.m., which motion prevailed.

ANNOUNCEMENT

Rep. Strinden announced that the record will show that the members of the Committee on Finance and Taxation are excused for committee work.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1001 as recommended by the Committee on Appropriations as printed on pages 723, 724, 725, 726 and 727 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1013 as recommended by the Committee on Appropriations as printed on pages 729 and 730 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1368 as recommended by the Committee on Finance and Taxation as printed on page 731 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to House Bill No. 1387 as recommended by the Committee on Natural Resources as printed on pages 731, 732 and 733 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1431 as recommended by the Committee on State and Federal Government as printed on page 733 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1478 as recommended by the Committee on Agriculture as printed on pages 734 and 735 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Bill No. 1500 as recommended by the Committee on State and Federal Government as printed on page 735 of the House Journal be adopted, which motion prevailed.

House Bill No. 1500 was re-referred to the Committee on Appropriations.

Rep. Gackle moved that the amendments to House Concurrent Resolution No. 3060 as recommended by the Committee on Finance and Taxation as printed on page 736 of the House Journal be adopted, which motion prevailed.

ANNOUNCEMENT

Rep. Wagner announced that the Committee on Appropriations would meet immediately.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Odell Berg and Rep. Berg was thereupon introduced to the House.

MOTION

Rep. Strinden moved that the House be on the Fifth Order of Business, at the conclusion of the Fifth Order, the House will be on the Ninth Order of Business, and at the conclusion of the Ninth Order of Business, the

House will be on the Thirteenth Order of Business, and the House then will stand recessed until 2:00 p.m., 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, by a vote of Ayes, 15; Nays, 5; Absent, 1, that the same be amended as follows:

One page 1, line 3, after the word "Dakota" insert the words ", and declaring an emergency"

On page 3, line 12, delete the numerals "671,370" and insert in lieu thereof the numerals "65,183"

On page 3, line 13, delete the numerals "376,800" and insert in lieu thereof the numerals "464,453"

On page 3, line 14, delete the numerals "84,380" and insert in lieu thereof the numerals "3,426"

On page 3, line 15, delete the numerals "3,430" and insert in lieu thereof the numerals "1,675"

On page 3, line 16, delete the numerals "3,080,000" and insert in lieu thereof the numerals "4,000,000"

On page 3, line 17, delete the numerals "4,215,980" and insert in lieu thereof the numerals "4,534,737"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The amendments will provide the Educational Broadcasting Council with funds for a contract executive during the construction phase; provide funds in the fees and services line item for legal and engineering services and for operational contracts for television and radio; provide funds for construction and installation contracts for television and radio; all to fund activities for which House Bill No. 1361 is the enabling legislation.

On page 3, delete line 31, and insert in lieu thereof the following line: "Total unemployment insurance \$1,295,121"

On page 3, after line 31, insert the line: "Less estimated income 353,190"

On page 3, line 32, delete the numerals "1,000,000" and insert in lieu thereof the numerals "941,931"

On page 3, delete line 34

On page 3, delete line 35

On page 4, delete line 1

On page 4, line 2, delete the numerals "6,326,440" and insert in lieu thereof the numerals "6,387,128"

On page 4, after line 2, insert the following lines:

"Grand total special funds appropriated	\$353,190
"Grand total all funds appropriated	\$6,740,318

On page 4, after line 10, insert the following sections:

"SECTION 3. PAYMENT OF UNEMPLOYMENT COMPENSATION CLAIMS.) The department of accounts and purchases from the appropriation made in subdivision 16 of this Act shall quarterly reimburse the state unemployment compensation division for the amount of actual unemployment compensation claims paid by the unemployment compensation division to eligible recipients previously employed by state agencies and institutions. Beginning October 1, 1978, agencies, except for the institutions of higher education and the state hospital, with federal or

other special funds available to pay unemployment compensation claims shall pay to the department of accounts and purchases one percent of the first six thousand dollars of each employee's earnings paid with federal or special funds. Beginning July 1, 1977, the state hospital and institutions of higher education with federal or other special funds available to pay unemployment compensation claims, shall pay to the department of accounts and purchases one percent of the first six thousand dollars of each employee's annual earnings. In addition, the institutions of higher education shall reimburse the department of accounts and purchases for any unemployment compensation claims paid, which were incurred prior to July 1, 1977, by persons previously employed and paid from federal or special funds.

SECTION 4. EMERGENCY.) The appropriation made in subdivision 16 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."

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1006 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1007, has had the same under consideration and recommends, by a vote of Ayes, 19; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 21, delete the numerals "1,469,305" and insert in lieu thereof the numerals "1,474,888"

On page 1, delete line 22

On page 1, after line 23, insert the following:

"Institutional medical fees	238,750
Postage revolving fund	10,000"

On page 2, line 2, delete the numerals "344,100" and insert in lieu thereof the numerals "366,100"

On page 2, line 3, delete the numerals "2,534,159" and insert in lieu thereof the numerals "2,798,445"

On page 2, line 12, delete the numerals "231,274" and insert in lieu thereof the numerals "249,524"

On page 2, delete line 13

On page 2, line 17, delete the numerals "281,085" and insert in lieu thereof the numerals "297,324"

On page 2, line 19, delete the numerals "181,085" and insert in lieu thereof the numerals "197,324"

On page 2, delete line 23

On page 2, line 30, delete the numerals "1,294,349" and insert in lieu thereof the numerals "1,290,721"

On page 2, line 32, delete the numerals "489,349" and insert in lieu thereof the numerals "485,721"

On page 2, line 35, delete the numerals "675,664" and insert in lieu thereof the numerals "680,528"

On page 3, delete line 1

On page 3, line 11, delete the numerals "1,900,487" and insert in lieu thereof the numerals "1,947,150"

On page 3, delete line 12

On page 3, line 13, delete the numerals "352,891" and insert in lieu thereof the numerals "341,020"

On page 3, line 14, delete the numerals "354,256" and insert in lieu thereof the numerals "364,588"

On page 3, line 15, delete the numerals "88,727" and insert in lieu thereof the numerals "85,590"

On page 3, line 19, delete the numerals "2,764,452" and insert in lieu thereof the numerals "2,790,448"

On page 3, line 20, delete the numerals "448,049" and insert in lieu thereof the numerals "506,049"

On page 3, line 21, delete the numerals "2,316,403" and insert in lieu thereof the numerals "2,284,399"

On page 3, line 24, delete the numerals "575,495" and insert in lieu thereof the numerals "586,104"

On page 3, delete line 25

On page 3, line 26, delete the numerals "84,905" and insert in lieu thereof the numerals "81,447"

On page 3, line 27, delete the numerals "72,745" and insert in lieu thereof the numerals "71,883"

On page 3, line 30, delete the numerals "873,768" and insert in lieu thereof the numerals "875,384"

On page 3, line 32, delete the numerals "718,368" and insert in lieu thereof the numerals "719,984"

On page 3, line 35, delete the numerals "1,557,022" and insert in lieu thereof the numerals "1,570,544"

On page 4, delete line 1

On page 4, line 2, delete the numerals "152,654" and insert in lieu thereof the numerals "151,144"

On page 4, line 3, delete the numerals "144,439" and insert in lieu thereof the numerals "143,480"

On page 4, line 6, delete the numerals "2,039,314" and insert in lieu thereof the numerals "2,037,770"

On page 4, line 8, delete the numerals "1,710,916" and insert in lieu thereof the numerals "1,709,372"

On page 4, line 11, delete the numerals "12,311,979" and insert in lieu thereof the numerals "12,935,498"

On page 4, delete line 12

On page 4, line 13, delete the numerals "964,167" and insert in lieu thereof the numerals "843,375"

On page 4, line 14, delete the numerals "1,852,795" and insert in lieu thereof the numerals "1,835,047"

On page 4, line 18, delete the numerals "16,304,578" and insert in lieu thereof the numerals "16,688,697"

On page 4, line 20, delete the numerals "13,901,597" and insert in lieu thereof the numerals "14,285,716"

On page 4, line 23, delete the numerals "2,762,006" and insert in lieu thereof the numerals "2,782,817"

On page 4, delete line 24

On page 4, line 25, delete the numerals "673,328" and insert in lieu thereof the numerals "564,160"

On page 4, line 26, delete the numerals "882,319" and insert in lieu thereof the numerals "855,141"

On page 4, after line 26, insert the following line:

"Staff training 21,900"

On page 4, line 27, delete the numerals "77,871" and insert in lieu thereof the numerals "75,771"

On page 4, line 28, delete the numerals "100,150" and insert in lieu thereof the numerals "92,550"

On page 4, line 30, delete the numerals "4,525,853" and insert in lieu thereof the numerals "4,400,964"

On page 4, line 31, delete the numerals "269,736" and insert in lieu thereof the numerals "499,636"

On page 4, line 32, delete the numerals "4,256,117" and insert in lieu thereof the numerals "3,901,328"

On page 4, line 35, delete the numerals "207,953" and insert in lieu thereof the numerals "239,003"

On page 5, delete line 1

On page 5, line 2, delete the numerals "136,793" and insert in lieu thereof the numerals "251,613"

On page 5, line 3, delete the numerals "1,149,500" and insert in lieu thereof the numerals "1,451,150"

On page 5, line 4, delete the numerals "139,980" and insert in lieu thereof the numerals "141,980"

On page 5, line 5, delete the numerals "115,850" and insert in lieu thereof the numerals "116,690"

On page 5, line 6, delete the numerals "1,751,811" and insert in lieu thereof the numerals "2,200,436"

On page 5, line 7, delete the numerals "1,675,811" and insert in lieu thereof the numerals "2,023,596"

On page 5, line 8, delete the numerals "76,000" and insert in lieu thereof the numerals "176,840"

On page 5, line 11, delete the numerals "4,546,845" and insert in lieu thereof the numerals "4,623,076"

On page 5, delete line 12

On page 5, line 13, delete the numerals "137,885" and insert in lieu thereof the numerals "111,219"

On page 5, line 14, delete the numerals "917,017" and insert in lieu thereof the numerals "899,883"

On page 5, line 18, delete the numerals "6,389,191" and insert in lieu thereof the numerals "6,383,321"

On page 5, line 20, delete the numerals "5,997,003" and insert in lieu thereof the numerals "5,991,133"

On page 5, line 21, delete the numerals "34,805,407" and insert in lieu thereof the numerals "35,174,672"

On page 5, line 22, delete the numerals "7,619,573" and insert in lieu thereof the numerals "8,255,258"

On page 5, line 23, delete the numerals "42,424,980" and insert in lieu thereof the numerals "43,429,930"

On page 6, after line 10, insert the following sections:

"SECTION 5.) The director of institutions is hereby authorized to make payments during the 1977-79 biennium from the institutional medical fees line item for outside-of-institution hospital and related physician care for penitentiary inmates, Grafton state school and San Haven state hospital residents, and state industrial school students.

SECTION 6.) The director of institutions is hereby authorized to negotiate long-term contracts for two-tier pricing for the state telecommunications network."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

STATEMENT OF PURPOSE OF AMENDMENT:

Director of Institutions:

The purpose is to add \$5,583 to the Director of Institutions' salaries and wages line item to cover increased fringe benefit costs; \$10,000 to increase the central mailing postage revolving fund; \$22,000 to the land, structures, and major improvements line item to increase the plaza repair project funding, and to delete the classification change line item. A new line item entitled "Institutional medical fees" in the amount of \$238,750 is added to the Director of Institutions' appropriation.

These funds will be utilized for outside-of-institution hospitalization and related physician care needs of Penitentiary inmates, Grafton State School and San Haven State Hospital residents, and State Industrial School students. Therefore, the following amounts for medical fees for hospital and doctor care were deleted from the budgets of the following institutions:

State Industrial School	\$ 5,100
State Penitentiary	123,000
Grafton State School	115,000
San Haven State Hospital	25,000

Educating Deaf-Blind Children:

The purpose is to increase the Deaf-Blind budget by \$18,250 for two night attendant positions for the last year of the 1977-79 biennium and to delete the classification change line item.

Library Commission:

The purpose is to delete the classification change line item.

Radio Communications:

The intent is to delete the classification change line item of \$4,864 and transfer this amount into the salaries and wages line item.

State Industrial School:

This amendment increases the Industrial School salaries and wages appropriation by \$46,663. This increase is the result of adding \$42,244 for adequate funding for summer employees; adding \$5,991 for classification change to the salaries and wages line item; and subtracting \$1,572 to reflect a calculation adjustment in the salary and wage line item.

The classification change line item of \$15,991 is deleted. The Industrial School fees and services appropriation is reduced by \$6,771 in accordance with committee guidelines for five percent annual inflation increases and by \$5,100 for the transfer of outside medical and related physician fees to the Director of Institutions' appropriation. The total reduction to the fees and services line item is \$11,871.

The Industrial School supplies and materials appropriation is increased by \$10,332 in accordance with committee guidelines for five percent annual inflation increases.

The Industrial School equipment appropriation is reduced by \$3,137 in accordance with amounts set forth in the school's budget request and recommended in the executive budget.

The estimated income line item for the Industrial School is increased by \$58,000 to reflect revised estimates for the amount of federal reimbursement payments expected for certain students.

The Industrial School appropriation includes \$21,288 for electricity and \$85,393 for heating fuel as originally requested by the school.

School for the Blind:

The purpose is to increase the School for the Blind salaries and wages

line item by \$10,609 for a librarian position for the last year of the 1977-79 biennium; to delete the classification change line item; to reduce fees and services by \$3,458, and supplies and materials by \$862 to reflect a five percent per year estimated rate of inflation for the 1977-79 biennium. The School for the Blind budget includes \$33,355 for electricity, natural gas, and steam heat.

School for the Deaf:

The purpose is to increase the School for the Deaf salaries and wages line item by \$1,525 for fringe benefits and by \$11,997 for a clerk steno I position, to delete the classification line item, and to reduce fees and services by \$1,510, and supplies and materials by \$959 to reflect an estimated rate of five percent annual inflation during the next biennium. The School for the Deaf appropriation includes \$90,383 for natural gas, fuel oil, coal, and electricity.

Grafton State School:

The purpose is to adjust the Grafton State School salaries and wages line item by \$88,019 to increase the amount allowed for fringe benefits, and by \$535,500 to bring the employees in the ward attendant I classification to the midpoint of the salary range. The budget is further adjusted to delete the classification change line item — \$100,860, to reduce fees and services by \$5,792, and supplies and materials by \$17,748 to reflect a five percent per year estimated rate of inflation for the 1977-79 biennium, and to reduce medical fees for hospital and related physician care by \$115,000 because funds for this purpose have been provided for in the Director of Institutions' budget. The Grafton State School budget includes \$387,986 for electricity, fuel oil, and natural gas.

State Penitentiary:

This amendment increases the Penitentiary salary and wage appropriation by \$20,811. This increase is the result of adding \$10,130 to provide an adequate amount for fringe benefits and \$10,681 to pay correctional officer salaries in accordance with classification ranges.

The amount of \$21,554 recommended for classification change is deleted.

The Penitentiary fees and services appropriation is reduced a total of \$109,168 primarily as the result of transferring the outside hospital and related physician costs to the Director of Institutions' appropriation. Also, the fees and services appropriation is adjusted in accordance with five percent annual inflation guidelines. The fees and services amount for confinement of prisoners outside the state is increased to reflect revised estimates for charges for prisoners housed outside the state.

The supplies and materials appropriation is reduced by \$27,178 in accordance with five percent annual inflation guidelines.

The amount of \$21,900 in federal funds is added for a staff training program for correctional officers.

The equipment appropriation is reduced by \$2,100 for equipment for a requested new position which was not allowed.

The land, structures, and major improvements appropriation is reduced by \$7,600 since inmate labor will be used to construct a central supply warehouse.

The estimated income is increased by \$229,900 to reflect revised estimates for reimbursement of 10 additional federal prisoners estimated to be housed at the Penitentiary and for federal funds for the staff training program.

The Penitentiary appropriation includes \$134,246 for six additional correctional officers which are included in the executive budget.

The Penitentiary appropriation includes \$28,438 for electricity and \$116,821 for heating fuel costs as originally estimated by the Penitentiary. Penitentiary Industries:

This amendment increases the Penitentiary industry salary and wage appropriation by \$31,050. This increase is the result of adding \$1,096 to provide adequate funds for fringe benefits and unemployment compensation costs and \$29,954 for a new position related to the soap manufacturing industry. The amount recommended for classification change is deleted.

The fees and services appropriation is increased by \$114,820 for costs related to the soap manufacturing industry of which \$75,000 is from the general fund.

The supplies and materials appropriation is increased by \$301,650 for costs related to the soap manufacturing industry of which \$25,000 is from the general fund.

The equipment appropriation is increased by \$2,000 for costs related to the soap manufacturing industry.

The appropriation for land, structures, and major improvements reflects a net increase of \$840. This increase is the result of adding \$10,000 from the general fund for the soap industry and decreasing the general fund amount for construction of a furniture shop by \$9,160 since inmate labor will be used in the construction of the furniture shop.

The net result of these amendments is to increase the general fund appropriation by \$100,840 by adding \$110,000 for startup costs of the soap industry and reducing \$9,160 from the estimated cost of the furniture shop.

San Haven State Hospital:

The purpose is to correct the San Haven State Hospital salaries and wages line item by deleting \$100,000 because of a miscalculation; to increase the amount allowed for fringe benefits by \$18,001; and to include \$158,230 to bring the employees in the ward attendant I classification to the midpoint of the salary range. The budget is further adjusted to delete the classification change line item — \$38,301; to reduce fees and services by \$1,666; and supplies and materials by \$17,134 to reflect a five percent per year estimated rate of inflation for the 1977-79 biennium; and to reduce medical fees by \$25,000 because funds for this purpose have been provided for in the Director of Institutions' budget. The San Haven State Hospital budget includes \$149,765 for electricity and coal.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1007 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1010, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 0; Absent, 4, that the same be amended as follows:

On page 2, line 30, delete the numerals "2,698,194" and insert in lieu thereof the numerals "2,779,664"

On page 2, line 31, delete the numerals "4,707,541" and insert in lieu thereof the numerals "4,789,011"

And renumber the lines, sections and pages accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1010 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1026, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 6; Absent, 1, that the same be amended as follows:

On page 4, line 19, delete the numerals ".25" and insert in lieu thereof the numerals ".49"

On page 8, line 10, delete the numerals "2,000,000.00" and insert in lieu thereof the numerals "3,500,000.00"

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1026 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1305, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 3; Absent, 3, that the same do not pass.

REP. WINGE, Chairman

House Bill No. 1305 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1344, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 4; Absent, 1, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1344 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1365, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 5; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1365 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1381, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 8; Absent, 2, that the same be amended as follows:

On page 1, line 4, after the word "assembly" delete ", and round trips allowed during the"

On page 1, delete line 5

On page 1, line 16, delete the word "sixty-" and insert in lieu thereof the word "seventy"

On page 1, line 17, delete the word "seven"

On page 2, line 18, delete the word "The"

On page 2, delete lines 19 through 34

On page 3, delete lines 1 through 3

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1381 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1470, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 15, delete the word "accidents,"

And renumber the lines accordingly.

And when so amended recommends that the same do pass.

REP. GENGLER, Chairman

House Bill No. 1470 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1495, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 2; Absent, 2, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1495 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1507, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 6; Absent, 4, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1507 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1548, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 9; Absent, 1, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1548 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Concurrent Resolution Bill No. 3034, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

House Concurrent Resolution Bill No. 3034 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3045, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do not pass.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3045 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same be amended as follows:

On page 1, line 3, delete the words "three four" and insert in lieu thereof "two six"

On page 1, line 4, delete the word "four" and also on the same line after the word "three" insert the word "four"

And renumber the lines accordingly.

And when so amended, recommends the same do not pass.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3050 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3053, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same do not pass.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3053 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3072 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Concurrent Resolution No. 3073, has had the same under consideration and recommends, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. GENGLER, Chairman

House Concurrent Resolution No. 3073 was placed on the 11th order of business on the calendar for the succeeding legislative day.

House Concurrent Resolution No. 3073 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 3077, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3077 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. 3078, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3078 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. 3079, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3079 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1467, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same be amended as follows:

On page 4, line 9, after the period insert the following new sentence: "Provided, however, that only matters pertaining to monetary compensation may be submitted to binding arbitration."

On page 4, line 16, after the comma insert the words "who shall be a resident of the school district, and"

On page 4, line 17, delete the words "If the representative organization's"

On page 4, delete all of lines 18 through 26

On page 4, line 27, delete the words "member of the panel and the chairperson."

On page 4, after line 33, insert the following new subdivision:

"e. Notwithstanding anything hereinbefore set forth an impasse shall be deemed to exist after the parties have negotiated and not reached an agreement by May 10th. When the matter has been submitted to the arbitration panel as provided in subsection d, the final decision of the arbitration panel must be rendered by July 20th. In no event shall the decision of the arbitration panel commit the board to expenditures beyond the total financial resources that the district is now receiving."

And renumber the lines, subdivisions and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

House Bill No. 1467 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education 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 5, following the word "sections" insert the numerals and comma "15-53.1-22," and following the numerals "15-53.1-26" insert a comma

On page 1, line 6, following the word "relating" insert the words "to dates for voting on reorganization plans and"

On page 1, after line 10, insert the following new section:

"SECTION 1. AMENDMENT.) Section 15-53.1-22 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-53.1-22. APPROVED PLAN RECEIVED BY COUNTY SUPERINTENDENT — DUTY OF SUPERINTENDENT TO CALL SPECIAL ELECTION — DEFINITION OF VOTING UNITS — FAVORABLE RESULTS.) Upon receipt from the state committee of an approved plan for the reorganization of school districts, and approved terms of adjustment of property, debts, and liabilities among the districts involved, the county superintendent shall call a special election of the voters residing within the territory of the proposed new district, such election to be held at the place or places therein which have been determined by the county superintendent to be convenient for the voters. The special election shall be held after July first and no later than December thirty-first of the year in which the approved plan is received unless there are not sufficient business days left in that year to accomplish the required publication of notice, in which event the special election shall be held the following year. In holding such election, all

existing districts within the proposed new district containing one or more incorporated cities regardless of number or size shall vote as a single unit, and all existing districts within such proposed new district regardless of number or size which do not contain one or more incorporated cities shall vote as a single unit. For the purposes of this section, all districts containing incorporated cities shall be considered an incorporated area, and all districts which do not contain at least one incorporated city shall be considered an unincorporated area. Notice of such election, stating the time and place of holding the election, shall be published by the county superintendent in the official county newspaper at least fourteen days before the election. The election notices shall clearly state that the election has been called for the purpose of affording the voters an opportunity to approve or reject a proposal for the formation of a new school district and shall also contain a description of the boundaries of the proposed new district and a statement, if there be any, of the terms of adjustment of property, debts, and liabilities applicable thereto. The county superintendent shall appoint judges and clerks of the elections and the election shall be held and conducted in the same manner and the polls shall open and close at the same time as specified for elections in public school districts. The result of the elections shall be certified and delivered to the county superintendent within three days after the closing of the polls. If a majority of all votes cast by the electors residing within the unincorporated area of a proposed new district and the majority of all votes cast by the electors within the incorporated area of a proposed new district are both in favor of the formation of the district, the county superintendent shall make the proper adjustment of the property, assets, debts, and liabilities as provided in such approved plan and shall organize and establish such districts and in so doing shall perform all other necessary duties that are required by law to be performed by the county superintendent in connection with the organization and establishment of new school districts of any kind or type."

On page 1, line 18, after the word "negotiate" insert the words "in the manner provided by chapter 15-38.1"

On page 1, line 20, delete the words "in the manner provided by chapter 15-38.1"

On page 2, line 5, delete the words "retain all teachers" and insert in lieu thereof the following: "on or before April fifteenth of the year in which the reorganization takes effect, notify those teachers of the districts which are being reorganized whether, taking into account reductions in staff positions due to the reorganization, they will be offered contracts of employment with the new district."

On page 2, delete lines 6 through 9

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same do pass

REP. KNUDSON, Chairman

House Bill No. 1475 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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

House Concurrent Resolution No. 3063 was placed on the 11th order of business on the calendar for the succeeding legislative day.

House Concurrent Resolution No. 3063 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3069, has had the same under consideration and recommendations, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do not pass.

Rep. Knudson, Chairman

House Concurrent Resolution No. 3069 was placed on the 11th order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Lardy, Weber, Gengler and Unhjem introduced:

House Concurrent Resolution No. 3084. A concurrent resolution directing the Legislative Council to conduct a study of unit coal trains in North Dakota.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Kloubec introduced:

House Concurrent Resolution No. 3085. A concurrent resolution directing a Legislative Council study of governmental paperwork.

Was read the first time and referred to the committee on State and Federal Government.

FIRST READING ON SENATE BILLS

Senate Bill No. 2234. A Bill for an Act to amend and reenact sections 57-52-04 and 57-54-08 of the North Dakota Century Code, relating to a tax increase on motor vehicle fuel and special fuel used on motor vehicles.

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 and enact sections 49-22-05.1, 49-22-07.1, 49-22-07.2, 49-22-12.1, and 49-22-14.1 of the North Dakota Century Code, relating to inventory of exclusion areas, letters of intent prior to construction of energy conversion or transmission facilities, waiver of procedures and time schedules, emergency certification, and cooperation with state and federal agencies; to amend and reenact subsections 8, 10, 11, and 12 of section 49-22-03, sections 49-22-04, 49-22-07, 49-22-08, 49-22-10, 49-22-11, 49-22-13, 49-22-19, 49-22-21, and subsections 1 and 2 of section 49-22-22 of the North Dakota Century Code, relating to definitions, ten-year plans of utilities, certificates of site compatibility, application for a certificate of site compatibility, designation of sites and corridors, approval of routes within corridors, public hearings, requests for rehearings, penalties, and application fees; to repeal sections 49-22-05, 49-22-06, and 49-22-12, relating to inventory of potential sites, energy conversion and transmission facility development plans, and emergency certification.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2302. A Bill for an Act to amend and reenact section 18-07-03 of the North Dakota Century Code, relating to the appointment of fire wardens.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2331. A Bill for an Act to provide for the establishment of separate and independent trust companies with respect to holding company banks.

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 provide limitations on product liability civil actions.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2370. A Bill for an Act to amend and reenact subsection 13 of section 20.1-02-05 and subsection 1 of section 20.1-03-05 of the North Dakota Century Code, relating to residency requirements for hunting licenses.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2376. A Bill for an Act to amend and reenact section 40-27-13, subsection 4 of section 40-36-05, and subsection 3 of section 40-36-13 of the North Dakota Century Code, relating to refunding callable bonds issued to purchase outstanding special assessment warrants of a municipality, what the resolution of the municipality's governing body may provide in issuing revenue bond refunding bonds, and what the governing body must determine to sell or exchange revenue bond refunding bonds.

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 subsection 2 of section 11-15-07 of the North Dakota Century Code, relating to fees for service of process.

Which was read the first time and referred the the Committee on Judiciary.

Senate Bill No. 2395. A Bill for an Act to amend and reenact section 38-08-09.9 of the North Dakota Century Code, relating to the enlargement of a unit area or the amendment of a plan of unitization.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2397. A Bill for an Act to provide for the conduct of presidential preference primary elections in presidential election years when the primary election is held before state party conventions to select national convention delegates.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2404. A Bill for an Act to create and enact a new section to chapter 54-52.1 of the North Dakota Century Code, relating to the establishment and operation of a state employee health insurance trust fund; and to amend and reenact subsection 7 of section 54-52-04 of the North Dakota Century Code, relating to the duties of the public employees retirement board as trustee for a state employee health insurance trust fund.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2416. A Bill for an Act to create and enact a new subsection to section 47-19-02 of the North Dakota Century Code, relating to what instruments may be recorded without acknowledgment.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2432. A Bill for an Act to amend and reenact section 6-09-01 of the North Dakota Century Code, relating to the Bank of North Dakota.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2436. A Bill for an Act to amend and reenact section 29-28-07 of the North Dakota Century Code, relating to criminal appeals which may be taken by the state, and changing an order quashing an information to an order dismissing an information.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2439. A Bill for an Act to create and enact a new subsection to section 39-01-15 of the North Dakota Century Code, relating to parking privileges for the physically handicapped; and to amend and reenact section 48-02-19 of the North Dakota Century Code, relating to designating with blue paint the parking spaces reserved for the physically handicapped.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2459. A Bill for an Act to provide for registered agents of mineral exploration organizations and to provide for service of process on the secretary of state; and declaring an emergency.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2462. A Bill for an Act amend and reenact section 15-39-2-05 of the North Dakota Century Code, relating to the method for calculating retirement annuity of teachers retired under the teachers' insurance and annuity association of America—college retirement equities fund.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2482. A Bill for an Act to amend and reenact section 57-37.1-12 of the North Dakota Century Code, relating to denial of access to safe deposit box without order of county court.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2495. A Bill for an Act to amend and reenact section 16-01-11 of the North Dakota Century Code, relating to removing the requirement that all initiative, referendum, or recall petitions submitted to the secretary of state be accompanied by a typed or printed list of the names of the signers of the petition; or in the alternative, to amend and reenact subsection 1 of section 16.1-01-09 of the North Dakota Century Code as created by section 1 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the removal of the requirement that all initiative, referendum, or recall petitions submitted to the secretary of state be accompanied by a typed or printed list of the names of the signers of the petitions.

Which was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution No. 4033. A concurrent resolution urging the North Dakota Congressional Delegation to introduce legislation in the Congress to make federal aid matching formulas for the states more responsive to current economic conditions of the states.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution No. 4041. A concurrent resolution urging Congress and the President to permit states to have flexibility in establishing standards and solving local problems.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution No. 4049. A concurrent resolution urging Congress to retain Section 14(b) of the Taft-Hartley Act.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

The House re-convened, pursuant to recess taken, with Speaker Solberg presiding.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1588, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 3, delete the words "and transferring Bank of" and insert in lieu thereof the words "to transfer funds from the state treasury to a special trust fund for such purposes; and to provide an appropriation."

On page 1, delete line 4

On page 3, line 15, after the period insert the following sentence:

"The Bank is authorized to charge the family farm security loan guarantee fund an administrative fee of not more than one percent."

On page 8, line 3, delete the words "ten-year" and insert in lieu thereof the words "five-year"

On page 8, line 4, delete the words "in the twenty-first" and insert in lieu thereof the words "after the fifteenth"

On page 8, line 5, after the word "Bank" insert the words "in each of the next ten years in equal payments"

On page 8, line 9, after the period insert the following sentence:

"The applicant shall also pay interest on the sums paid on the applicant's behalf by the Bank under this section at a rate commensurate with the prevailing cost of money."

On page 10, line 16, delete the words "undivided profits of the Bank of" and insert in lieu thereof the words "general fund of the state treasury, from funds not otherwise appropriated,"

On page 10, line 17, delete the words "North Dakota" and also on line 17 delete the word "ten" and insert in lieu thereof the word "two" and also on line 17, after the word "special" insert the word "trust"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass and be referred to the Committee on Appropriations.

REP. GENGLER, Chairman

MOTION

Rep. Strinden moved that the rules be suspended, that the amendments to House Bill No. 1588 be considered immediately, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Gengler moved that the amendments to House Bill No. 1588 as recommended by the Committee on Industry, Business and Labor be adopted, which motion prevailed.

House Bill No. 1588 was re-referred to the Committee on Appropriations.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1588

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy 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. 1500

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House be on the Fifth Order of Business, and at the conclusion of the Fifth Order, the House stand adjourned, which motion prevailed.

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, by a vote of Ayes, 16; Nays, 1; Absent, 4, that the same be amended as follows:

On page 1, line 20, delete the numerals "87,266" and insert in lieu thereof the numerals "114,266"

On page 1, delete line 21

On page 2, line 3, delete the numerals "206,659" and insert in lieu thereof the numerals "232,960"

On page 2, line 13, delete the numerals "2,847,793" and insert in lieu thereof the numerals "3,039,981"

On page 2, delete line 16

On page 2, line 17, delete the numerals "614,788" and insert in lieu thereof the numerals "642,738"

On page 2, line 18, delete the numerals "706,105" and insert in lieu thereof the numerals "728,946"

On page 2, line 19, delete the numerals "464,657" and insert in lieu thereof the numerals "530,907"

On page 2, line 26, delete the numerals "6,087,120" and insert in lieu thereof the numerals "6,374,572"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to add funds to the Game and Fish Department appropriation for the following new positions:

	Salaries and Wages	Fees and Services	Supplies and Materials	Equipment
5 game wardens	\$128,550	\$19,000	\$25,600	\$53,250
Receptionist	13,138	500		1,400
Federal aid coordinator	24,500	2,850	2,600	6,100

Garrison Diversion biologist	<u>26,000</u>	<u>2,600</u>	<u>3,500</u>	<u>5,500</u>
Total	\$192,188	\$24,950	\$31,700	\$66,250

The classification line item of \$21,177 is deleted. Fees and services is increased \$3,000 to upgrade the department's telephone system. Supplies and materials is reduced \$8,859 in accordance with guidelines for estimated five percent annual inflation guidelines.

On page 2, line 29, delete the numerals "1,862,141" and insert in lieu thereof the numerals "1,891,701"

On page 2, delete line 30

On page 2, line 33, delete the numerals "116,260" and insert in lieu thereof the numerals "127,260"

On page 3, line 6, delete the numerals "1,750,000" and insert in lieu thereof the numerals "1,865,750"

On page 3, line 7, delete the numerals "5,063,278" and insert in lieu thereof the numerals "5,204,454"

On page 3, line 9, delete the numerals "4,538,278" and insert in lieu thereof the numerals "4,679,454"

On page 3, delete line 13

On page 3, line 19, delete the numerals "8,543,334" and insert in lieu thereof the numerals "8,542,097"

On page 3, line 21, delete the numerals "1,043,334" and insert in lieu thereof the numerals "1,042,097"

On page 3, line 24, delete the numerals "1,395,033" and insert in lieu thereof the numerals "1,408,500"

On page 3, delete line 25

On page 3, line 30, delete the numerals "2,714,161" and insert in lieu thereof the numerals "2,722,076"

On page 3, line 32, delete the numerals "2,341,161" and insert in lieu thereof the numerals "2,349,076"

On page 4, delete line 1

On page 4, line 6, delete the numerals "6,104,960" and insert in lieu thereof the numerals "6,104,118"

On page 4, line 9, delete the numerals "296,970" and insert in lieu thereof the numerals "275,695"

On page 4, line 14, delete the numerals "493,829" and insert in lieu thereof the numerals "472,554"

On page 4, line 16, delete the numerals "113,143" and insert in lieu thereof the numerals "91,868"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The intent is to delete \$21,275 of general fund moneys requested in the Natural Resources Council budget for a secretary IV position.

On page 4, line 17, delete the numerals "8,242,575" and insert in lieu thereof the numerals "8,395,455"

On page 4, line 18, delete the numerals "21,089,470" and insert in lieu thereof the numerals "21,376,080"

On page 4, line 19, delete the numerals "29,332,045" and insert in lieu thereof the numerals "29,771,535"

STATEMENT OF PURPOSE OF AMENDMENT:

The intent of these amendments is to delete the classification change line item from the Soil Conservation Committee and Districts appropriation, the State Outdoor Recreation Agency appropriation and the State Park Service appropriation. These amendments also increase the

salaries and wages line item by \$13,468 in the State Park Service budget to provide adequate fringe benefits for part-time employees, increase the salaries and wages line item in the Soil Conservation Committee and Districts appropriation by \$27,000 for an assistant executive secretary, and delete \$21,275 of general fund moneys requested in the Natural Resources Council budget for a secretary IV position.

On page 4, after line 34, insert the following new section:

“SECTION 4. DEVILS LAKE BASIN HYDROLOGIC MODEL.) The state water commission is hereby authorized to accept federal funds which may become available for the Devils Lake basin hydrologic model project. Such federal funds are hereby appropriated for the biennium beginning July 1, 1977, and ending June 30, 1979. It is the intent of the Legislative Assembly that if federal funds become available for this project, the general fund appropriation included in the contracts line item for the model project shall be reduced by the amount of such federal funds.”

And renumber the lines and pages accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

This deletes the classification change line item, and adds \$11,000 to equipment omitted by the Executive Budget for a four-wheel drive carryall and a four-door sedan. Also, \$115,750 is added to the Water Commission contracts line item for the Devils Lake Basin Hydrologic Model project.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1014 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1043, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same be amended as follows:

On page 1, line 1, after the words “A BILL” delete the remainder of the bill and insert in lieu thereof the following: “for an Act to limit professional liability of qualifying health care providers to patients electing to be bound, to create a trust fund for the benefit of patients suffering damage caused by negligence of the health care provider, and to establish a commission on medical competency.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:**

SECTION 1. GENERAL PURPOSES.) The general purposes of this Act are to assure the availability of competent medical and hospital services to the public in North Dakota at reasonable costs; to provide prompt and efficient methods for eliminating the expense involved in nonmeritorious malpractice claims; to provide adequate compensation to patients with meritorious claims; and to encourage physicians to enter the practice of medicine in North Dakota and remain in such practice as long as they are qualified to do so. The legislature finds that the exercise of the sovereign and police power of this state for the good of the majority of its citizens is necessary to improve the availability of medical care, to assure its competency, and to reduce the cost thereof.

SECTION 2. DEFINITIONS.) As used in this Act, unless the context or subject matter otherwise requires:

1. “Commission” means the commission on medical competency.

2. "Commissioner" means the commissioner of insurance.
3. "Fund" means the patient trust fund.
4. "Health Care" means any act or treatment performed or furnished, or which should have been performed or furnished, by any health care provider for, to, or on behalf of a patient during the patient's care, treatment, or confinement.
5. "Health care provider" includes a person, corporation, facility, or institution authorized by law to provide professional medical services as licensed physicians.
6. "Informed consent" means consent to a procedure based on information which would ordinarily be provided to the patient under like circumstances by health care providers.
7. "Insurer" means an insurance company engaged in writing medical professional negligence liability insurance in this state pursuant to law.
8. "Nonrefundable payments" means payments, benefits, or damages which are not required to be refunded in the event of a recovery of damages pursuant to this Act.
9. "Occurrence" means events, incidents, or happenings and acts or omissions incident thereto which proximately cause injury or damage for which reimbursement is or may be claimed by a patient or his representative.
10. "Patient" means a person who receives or should have received health care from a licensed physician.
11. "Physician" means a person engaged in the practice of medicine in this state pursuant to the provisions of chapter 43-17.
12. "Professional negligence" includes the failure of a health care provider in rendering professional services to use the ordinary and reasonable care, skill, and knowledge ordinarily possessed and used under the same or similar circumstances by members of his profession engaged in similar practice. The test for ordinary and reasonable care, skill, and knowledge shall be that which health care providers in similar communities engaged in the same or similar work would ordinarily exercise and devote to the benefit of their patients under like circumstances.
13. "Representative" means the spouse, parent, guardian, attorney, trustee, personal representative, or other legal agent of the patient.

SECTION 3. EXCLUSIVE REMEDY.) If a health care provider shall qualify under this Act, the patient's exclusive remedy against the health care provider for alleged professional negligence, failure to provide care, failure to obtain informed consent, or any other claim based upon alleged professional negligence by a health care provider shall be as provided by this Act if the patient has consented to be governed by the provisions of this Act.

SECTION 4. PATIENT'S ELECTION — HOW MADE.) A patient or his representative may elect to be bound by the terms of this Act by signing an acknowledgment of such consent on forms to be furnished by the commissioner which shall specify the general nature of the contemplated treatment. In the event the patient, by choice, chooses not to give consent, it shall be conclusively presumed that the patient has elected not to be bound by the provisions of this Act. The consent may be made by the mother for her unborn or new born child, by a guardian, or by a parent or representative of a minor or incompetent. In the event emergency treatment is required and the person is incapable of expressing consent,

such person is subject to the terms and provisions of this Act. All health care providers shall post in their waiting room or other suitable location a sign of a size and type prescribed by the commissioner stating that the named health care provider has qualified under the provision of this Act and that the patients of the named provider will be subject to the terms and provisions of this Act. A patient's consent to a physician shall be valid until such consent is withdrawn in writing by patient. In the event a patient does not consent pursuant to this section, the physician shall decide whether he will or will not provide services to the patient. The provisions of this Act apply to all patients seeking medical care in this state.

SECTION 5. FAILURE TO OBTAIN INFORMED CONSENT.) Before any claimant may recover damage in any action based on failure to obtain informed consent, the claimant must establish that a reasonably prudent person in the claimant's position would not have undergone the treatment had he been properly informed and that the performance of the treatment was the proximate cause of the injury and damages claimed.

SECTION 6. CLAIMS — JOINDER — ASSIGNMENT.) No proceedings governed by the provisions of this Act shall be joined with any action for recovery of damages against any health care provider not qualified under this Act, nor shall any cause of action pursuant to the provisions of this Act be assignable.

SECTION 7. MEDICAL NEGLIGENCE — EVIDENCE — REBUTTABLE PRESUMPTION.) No liability for personal injury or death shall be imposed against any health care provider based on alleged negligence in the performance of such care unless expert medical testimony or an admission of fault by the health care provider is presented regarding the alleged deviation from the appropriate standard of care in the specific circumstances of the case and the causation of the alleged injury or death. Where evidence is presented that the injury or death occurred due to a foreign substance which was unintentionally left within the body of a patient following surgery or due to a surgical procedure which was performed upon the wrong patient or the wrong organ, limb, or part of the patient's body, medical expert testimony shall not be required, and such evidence shall constitute a rebuttable presumption that the personal injury or death was caused by negligence.

SECTION 8. NONREFUNDABLE PAYMENTS CREDITED TO JUDGMENT.) In any action for damages for bodily injury or wrongful death under this Act wherein a claimant alleges damages for the cost of medical care, custodial care, or rehabilitation service, evidence which tends to establish the claimant or other person so damaged has been or shall be reimbursed or paid for any such item of damage, cost, or expense, in whole or in part, by any nonrefundable medical reimbursement insurance shall not be admissible in evidence or brought to the attention of the jury. A nonrefundable medical reimbursement insurance benefit, less premiums paid by or for the claimant over the immediate preceding five years may be taken as a credit against any judgment entered. The matter of any credit to be deducted from a judgment shall be determined by the court in a separate hearing on motion or upon the stipulation of the parties.

SECTION 9. PROOF OF FINANCIAL RESPONSIBILITY — FEES — NOTICE.) All health care providers engaged in furnishing health care

services within the state shall file with the commissioner proof of financial responsibility in the amount of one hundred thousand dollars for each occurrence. Health care providers who are physicians or their employers, employees, or partners may file proof of financial responsibility in the amount of three hundred thousand dollars for all occurrences or claims made in any policy year for each named insured. A health care provider shall be qualified under this Act only as long as the health care provider's required insurance coverage remains effective. Health care providers shall pay the annual fee assessed by the commissioner on all health care providers and any surcharge assessed by the commissioner.

SECTION 10. FAILURE TO QUALIFY — EFFECT.) Any health care provider who provides health care services within the state and who fails to qualify under this Act shall be subject to immediate cancellation of his license to practice within the state.

SECTION 11. LIMITED LIABILITY OF QUALIFIED HEALTH CARE PROVIDER.) A health care provider qualified under this Act shall not be liable to any patient or his representative who is covered by this Act for an amount in excess of three hundred thousand dollars for all claims or causes of action for malpractice or professional negligence arising from any one occurrence.

SECTION 12. HEALTH CARE PROVIDER — FINANCIAL RESPONSIBILITY — ESTABLISHMENT.) the financial responsibility of a health care provider may be established by filing with the commissioner proof that the health care provider is insured by a policy of professional liability insurance with a company authorized to transact business in the state. Insurance shall be in the amount of one hundred thousand dollars per occurrence, and such insurance may provide an aggregate liability of three hundred thousand dollars for all occurrences or claims made in any policy year. The health care provider shall file the amount of the premium charged for the policy of insurance with the commissioner.

SECTION 13. QUALIFYING INSURANCE COVERAGE — CANCELLATION.) No policy of liability insurance supporting proof of financial responsibility with the commissioner can be effectively cancelled or terminated by the insurer unless at least sixty days before the effective date of cancellation a written notice giving the date upon which termination becomes effective is mailed to the insured at his last known address and to the commissioner at his office by certified or registered mail with the postage prepaid.

SECTION 14. ADVANCE PAYMENTS OR SERVICES BY HEALTH CARE PROVIDER OR INSURER.) Any payment made or service extended by a health care provider or his insurer to or for a patient or any other person on the patient's behalf in advance of a final determination of liability of all health care providers shall not be construed as an admission of liability for injuries or damages suffered in any action brought under this Act. When a patient or his representative shall obtain a final judgment against a health care provider in any action subject to the provisions of this Act, the court shall reduce the judgment by the amount of any advance payments or the value of any service advanced to or for the patient. Any judgment reduction shall inure to the exclusive benefit of the health care provider by whom or on whose behalf the payment was made or the service performed. In no case shall advance payments or

services in excess of the amount found to be due from any health care provider be repayable by the patient or his representative.

SECTION 15. PATIENT TRUST FUND.)

1. There is hereby created a patient trust fund to be collected and administered by the commissioner for the purposes of this Act. The fund and any income derived therefrom shall be held in trust by the state, and the investment thereof shall be under supervision of the state investment board in accordance with chapter 21-10. To accumulate and maintain the fund, an annual assessment shall be levied upon all health care providers in the state qualifying under this Act. The assessment for each qualifying health care provider shall be a percentage of the premium paid, not to exceed one hundred fifty percent, by each health care provider for the liability insurance coverage required to qualify under this Act as determined by the commissioner. Assessments levied by the commissioner shall not exceed the amount necessary to maintain an adequate fund as determined by the commissioner, subject to review pursuant to chapter 28-32.

2. The commissioner shall notify each health care provider of the annual assessment due within thirty days of the date that proof of financial responsibility is filed in his office. The annual assessment shall be due and payable to the commissioner within thirty days of notice to each health care provider.

3. The necessary expense of accumulating, maintaining, protecting, and administering the fund shall be paid by annual transfers from the fund to the general fund of the state upon warrants prepared by the department of accounts and purchases.

4. The commissioner may levy upon all health care providers qualified under this Act a surcharge in an amount proportionate to the annual fee paid by each provider into the fund whenever analysis reveals that the balance of the fund is inadequate to meet existing and contingent liabilities. Such surcharge shall be due and payable within thirty days after the same is levied.

5. The commission may cause all or any part of the potential liability of the fund to be reinsured if reinsurance is available at a fair and reasonable price. The cost of any reinsurance shall be paid from the fund.

6. Upon receipt of a certified copy of an order of a district court of this state directing specific payments to be made from the fund, the commissioner shall issue vouchers for the periodic payments from the fund as directed by the court.

SECTION 16. PERIODIC PAYMENTS FROM PATIENT TRUST FUND AT DISCRETION OF COURT.) Subject to the provisions of section 18 of this Act, the court in its discretion may enter a judgment ordering payments from the patient trust fund to the judgment creditor at regular intervals rather than in a lump sum in satisfaction of a damage award in excess of one hundred thousand dollars. Such a judgment may specify the recipient of each payment, the size of each payment, the interval between payments, and the total number of payments. A judgment entered in the manner provided by this section may be subject to modification or termination on the basis of specified contingencies.

SECTION 17. FUND LIABILITY MAY BE ESTABLISHED WITHOUT JUDGMENT.) If the liability insurer of a health care provider shall agree to settle its liability on a claim against its insured by payment of the policy limits of one hundred thousand dollars and the claimant

demands additional payments, proceedings to determine what amount, if any, should be paid to or on behalf of the claimant by the fund may be initiated in the district court without a jury by the claimant naming the fund as defendant. The fund is authorized to enter a stipulation with the claimant, in which event the court, when satisfied by the evidence that said stipulation is reasonable, shall approve the same. The court, however, shall have continuing jurisdiction over the payments and may order the payments changed as changes in circumstances may dictate.

SECTION 18. FUND PAYMENTS — WHEN ORDERED.) In no case shall any payment be ordered from the fund unless payment of one hundred thousand dollars by or on behalf of each liable health care provider shall have been made to the claimant.

SECTION 19. COMMISSION ON MEDICAL COMPETENCY.)

1. There is hereby created a commission on medical competency which shall consist of:

a. Two members of the state board of medical examiners appointed by the chairman of the board to two-year terms, except one of the initial appointees shall be appointed for a term of three years.

b. Two physicians in active practice who have been actively engaged in the practice of medicine in this state for at least eight years, selected by the state medical association. Members so selected shall serve three-year terms, except one of the initial members so selected shall serve for only two years.

c. The commissioner and the attorney general, or their designated representatives.

No appointed member of the commission shall serve more than two terms consecutively.

2. The commission shall select a chairman and a vice chairman from its own members, and a secretary who may or may not be a member of the commission and who shall keep minutes of all meetings thereof.

3. The commission may employ an executive secretary, engage investigators, medical experts, and such other experts as the commission in its discretion determines to be necessary to accomplish its purposes. The attorney general shall provide counsel to the commission, but the commission may employ special counsel in any proceeding wherein it decides it is advisable.

SECTION 20. COMPENSATION.) Physician members of the commission on medical competency shall be paid and reimbursed for necessary and reasonable expenses incurred in connection with their duties in the same manner and out of the same fund as members of the board of medical examiners are paid and reimbursed.

SECTION 21. COMMISSION MEETINGS.) Meetings of the commission shall be held at least once annually in Bismarck, North Dakota, and at such other place or places within the state and at such times as the commission may determine. A majority of the members of the commission shall constitute a quorum, and no action of the commission shall be effective without the concurrence therein of a majority of its members. Special meetings of the commission may be called at any time by the chairman or vice chairman of the commission or upon the written request of any three members of the commission.

SECTION 22. COMPLAINTS.) -

1. All residents have the right to make or refer complaints to the commission on medical competency with reference to the acts, activities, or qualifications of any physician licensed to practice in this state, or to

request that the commission review the qualifications of any physician to continue to practice in this state. Upon receipt of any complaint or request, the commission shall conduct such investigation as it deems necessary to resolve the matter as it deems appropriate.

2. If the commission determines that a formal hearing should be held concerning the competency of any licensed physician, it shall inform the respondent physician involved of the specific charges to be considered by serving upon him a copy of a formal complaint filed with the board of medical examiners for disposition pursuant to the provisions of chapter 28-32. The board members who have served on the commission shall not participate in any proceeding before the board relating to said complaint. The complaint shall be prosecuted before the board by the attorney general or one of his assistants.

SECTION 23. COMMISSION POWERS.) The commission may:

1. Subpoena witnesses.
2. Hold preliminary hearings.
3. Require any physician under investigation to submit to a physical or psychiatric examination.
4. Appoint special masters to conduct preliminary hearings.
5. Employ independent investigators when necessary.
6. Hold confidential conferences with any complainant or any physician with respect to any complaint.
7. File a formal complaint against any licensed physician with the state board of medical examiners.

SECTION 24. EXPANDED JURISDICTION OF THE BOARD.) The board of medical examiners may revoke or suspend a physician's license to practice medicine in this state or may attach conditions or restrictions thereto on any one or more of the following grounds:

1. Willful disregard of, or failure to perform, his duties and obligations to a patient.
2. Habitual abuse of alcohol or drugs.
3. Grossly negligent acts in performing his duties as a physician.
4. A continued pattern of inappropriate care, including unnecessary surgery, in the performance of his duties as a physician.
5. Physical or mental disability materially affecting the ability of the physician to perform his duties in a competent manner.

Such grounds for revocation or suspension shall be in addition to other authority of the board to revoke or suspend a physician's license.

SECTION 25. COMMUNICATION TO COMMISSION PRIVILEGED.) Communications to the commission and its agents are privileged, and no member of the commission nor any of its agents shall be compelled to testify with respect thereto in any proceedings except in those proceedings conducted before the board of medical examiners wherein the competency of a physician is at issue. All records of the commission, except its financial records, shall be confidential.

SECTION 26. COMMISSION IMMUNITY.) Members of the commission on medical competency, special masters appointed by it, and agents of the commission, shall be immune from any liability of any kind based upon any acts or omissions in the course of the performance of responsibilities in an official capacity except liability for bodily injury arising out of accidents caused, or contributed to, by the negligence of the member or agent."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

Rep. Winkjer, Chairman

House Bill No. 1043 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1046, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same be amended as follows:

On page 1, line 3 delete the comma after the word "treatment" and insert in lieu thereof a period.

On page 1, delete all of lines 4, 5, and 6

On page 1, delete all of lines 20 through 24

On page 2, delete all of lines 1 through 20

On page 3, delete all of lines 26 through 35

On page 4, delete all of lines 1 through 35

On page 5, delete all of lines 1 through 25

And renumber the lines, sections and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1046 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1047, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2; that the same be amended as follows:

On page 1, line 22 delete the word "dentist,"

On page 1, delete all of lines 23 and 24

On page 2, line 1 delete the word "psychologist,"

On page 3, line 15 delete the words "such allegations of fact" and insert the words "the facts"

On page 5, line 2 after the period insert the following: "At the request of any of the parties, the evidence shall be masked or edited to conceal the identity of the parties."

On page 5, delete lines 17 through 33 and insert in lieu thereof the following:

"SECTION 9. PANEL DECISION.) After reviewing all evidence and after oral argument, if requested, the panel shall issue its opinion within thirty days. The opinion shall be mailed to each of the parties and shall be limited to one or more of the following conclusions:

1. The evidence supports the conclusion that the defendant health care provider failed to comply with the appropriate standard of care as charged in the complaint. If the panel reaches this conclusion, the opinion shall specify the particulars of the failure, a description of the physical condition proximately caused by this failure, and an enumeration of any claimed symptoms or conditions not proximately caused by the failure.

2. The evidence supports the conclusion that the defendant health care provider met the appropriate standard of care required under the circumstances.

3. There is a material issue of fact bearing on liability to be decided by a court or jury in specified particulars.

No dollar amounts or percentages of disability shall be provided by the panel. A majority vote of the members of the panel shall prevail. The report of the panel shall be signed only by the chairman, who shall certify that the report reflects the opinion of a majority of the members thereof.

Where the panel opinion is not unanimous, the dissenting conclusions shall be included in the report."

On page 6, line 1, delete the word "five" and insert the word "two"
And renumber the lines and pages accordingly.
And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1047 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1074, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 9; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1074 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1159, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 9; Absent, 1, that the same be amended as follows:

Page 4, line 21, after the word "be" add the words "at least"

Page 4, line 22, following the word "years" add the words "of age"; after the word "or" add "totally disabled as certified by a physician selected by the local governing body", and delete the word "older"

Renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1159 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1192, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 3, delete the word "and"

On page 1, line 4, after the numeral "57-01-05" insert the following: " , sections 57-15-06, 57-15-08, and 57-15-14"

On page 1, line 6, delete the word "and"

On page 1, line 7, after the word "assessments" and before the semicolon insert the following: "and relating to increased mill levy limitations for counties, cities, and school districts"

On page 13, after line 18, insert the following new sections:

"SECTION 11. AMENDMENT.) Section 57-15-06 of the 1975 Supplement to 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-three))) thirty 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-three-mill))) thirty-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))), except 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-three-mill))) **thirty-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 made for the purpose of paying the principal 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-three-mill))) **thirty-mill** limitations for general and special county purposes (((;))).

e. To taxes levied for the purpose of establishing and maintaining a library fund for public library services (((; or))).

f. To taxes levied for road and bridge purposes pursuant to the election provisions of section 24-05-01.

SECTION 12. AMENDMENT.) Section 57-15-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-15-08. TAX LEVY LIMITATIONS IN CITIES.) The aggregate amount levied for general city purposes shall not exceed such an amount as will be produced by a levy of (((thirty one))) **thirty-eight** mills on the net taxable assessed valuation of property in the city, (((provided that in))) except cities with a population of over five thousand (((they))) shall be permitted to levy an additional one-half of one mill for each additional one thousand population in excess of five thousand (((, and provided further that the))). The maximum levy for general city purposes shall not exceed (((thirty-three))) **forty** mills, except that cities, when authorized by a majority vote of the electors of such cities upon the submission of such question at a regularly scheduled or special election called for such purpose pursuant to a resolution approved by the governing body of such cities, may increase the maximum mill levy for general city purposes by not more than five mills, and that in a city supporting a band or public library an additional levy, not to exceed one mill on the net taxable assessed valuation of property in such city, may be made for a band, and an additional levy not to exceed four mills on the net taxable assessed valuation of property in such city may be made for a public library.

SECTION 13. AMENDMENT.) Section 57-15-14 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-15-14. TAX LEVY LIMITATIONS IN SCHOOL DISTRICTS.) The aggregate amount levied by any school district, except the Fargo school

district, shall not exceed such amount as will be produced by a levy of ((twenty-four)) **thirty-one** mills on the dollar of the net assessed valuation of the district, except that:

1. In any school district having a total population in excess of four thousand according to the last federal decennial census:

a. There may be levied any specific number of mills that upon resolution of the school board has been submitted to and approved by a majority of the electors voting upon the question at any regular or special school district election.

b. There shall be no limitation upon the taxes which may be levied if upon resolution of the school board of any such district the removal of the mill levy limitation has been submitted to and approved by a majority of the electors voting at any regular or special election upon such question.

2. In any school district having a total population of less than four thousand according to the last federal decennial census there may be levied any specific number of mills that upon resolution of the school board has been approved by sixty percent of the electors voting upon the question at any regular or special school election.

The question of authorizing or discontinuing such specific number of mills authority or unlimited taxing authority in any school district shall be submitted to the electorate at the next regular election upon resolution of the school board or upon the filing with the school board of a petition containing the signatures of not less than ten percent of the electors of the district as determined by the county superintendent for such county in which such school is located; provided, however, that the approval of discontinuing either such authority shall not affect the tax levy in the calendar year in which the election is held. The election shall be held in the same manner and subject to the same conditions as provided in this section for the first election upon the question of authorizing the mill levy."

And renumber the lines, sections, and pages accordingly.

And, when so amended, recommends the same do pass, and be referred to the Committee on Appropriations.

REP. GACKLE, Chairman

House Bill No. 1192 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1193, has had the same under consideration and recommends, that the same be placed on calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1193 was placed on the 11th order of business on the calendar for the succeeding legislative day.

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 be placed on calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1201 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1258, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for a local governmental services tax, to provide procedures for the imposition, collection, and administration of such tax, and to provide for the allocation of revenues to local governmental units, to provide for an inflation credit against income taxes payable by individuals; to amend and reenact sections 57-35.2-02, 57-35.2-04, subdivision f of subsection 1 of section 57-38-01.2, and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the imposition and disposition of privilege taxes on banks, trust companies, and building and loan associations and adjustments to taxable income for individuals, fiduciaries, and corporations; to repeal section 57-38-66 and chapter 57-58 of the North Dakota Century Code and sections 1 and 3 of House Bill No. 1004 as approved by the forty-fifth legislative assembly providing for a business and corporation privilege tax, personal property tax allocations, and the appropriation for the replacement of personal property taxes; to provide an appropriation; and to provide effective dates.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. LOCAL GOVERNMENTAL SERVICES TAX.) An additional tax for local governmental services is hereby imposed on the income of every individual, estate, trust, and corporation that is required to file an income tax return pursuant to the provisions of chapter 57-38. This tax shall be collected by the state tax commissioner and shall be computed at the rate of one and one-half percent of the taxable income of each individual, estate, trust, or corporation as determined pursuant to the provisions of chapter 57-38, except that the tax shall be computed at the rate of one-half of one percent on those corporations the personal property of which is assessed by the state board of equalization or which are subject to a special tax in lieu of personal property taxes. This tax shall be placed on the state income tax return as a separate line item entitled "local governmental services tax" and shall be paid annually by each taxpayer. For the purposes of administering the provisions of this Act, the provisions of chapter 57-38, pertaining to the administration of the income tax law, not in conflict with the provisions of this Act and including but not limited to the provisions relating to the filing of returns, the withholding of income taxes, the payment of income taxes, and interest and penalties thereon, refunds, attachment of liens for failure to pay such taxes, and civil and criminal penalties for failure to comply with the provisions of this Act, shall govern the administration of the taxes levied by this Act. The state tax commissioner shall deposit the moneys collected with the state treasurer, who shall credit them to the local governmental services fund.

SECTION 2. INFLATION CREDIT ON INCOME TAXES PAYABLE — LIMITATION.) There shall be allowed to individuals required to file an income tax return a credit of twenty-five percent of the amount of tax liability imposed by section 57-38-29 for taxable years 1977 and 1978. This credit shall be placed on the state income tax return as a separate line item entitled "inflation credit" which shall follow the computation of tax liability pursuant to the provisions of chapter 57-38. The liability of each individual taxpayer shall be reduced by the amount of this credit, provided that the maximum credit for any taxpayer shall not exceed one hundred dollars for any taxable year.

SECTION 3. AMENDMENT.) Section 57-35.2-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-35.2-02. IMPOSITION AND BASIS OF TAX.) An annual tax is hereby imposed upon each bank, trust company, and building and loan association, for the grant to it of the privilege of transacting, or for the actual transacting by it, of business within this state during any part of each tax year, commencing January 1, (((1970))) 1977. The tax shall be based upon and measured by the net income of each bank, trust company, and building and loan association for the preceding calendar year, including the amount of income received from tax-exempt securities. The amount of the tax shall be computed at a rate of two and one-half percent of such net income. The liability for the tax imposed by this chapter shall arise upon the first day of each calendar year following the year for which the net income is used as the base for measuring the tax.

SECTION 4. AMENDMENT.) Section 57-35.2-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-35.2-04. DISPOSITION OF TAX.) Upon receipt by the tax commissioner of the tax payable under this chapter, he shall deposit the same in the (((general fund of the state treasury))) local governmental services fund to be allocated as provided in this Act.

SECTION 5. AMENDMENT.) Subdivision f of subsection 1 of section 57-38-01.2 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

f. Increased by the amount of any income taxes, or franchise or privilege taxes measured by income, to the extent that such taxes were deducted to determine federal taxable income. (((However, those taxes, paid or accrued as the case may be during the applicable tax year, imposed by section 57-38-66 of this chapter shall be allowable as a deduction when determining taxable income for state income tax purposes.)))

SECTION 6. AMENDMENT.) Subdivision d of subsection 1 of section 57-38-01.3 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

d. Increased by the amount of any income taxes, or franchise or privilege taxes measured by income, to the extent that such taxes were deducted to determine federal taxable income. (((However, those taxes, paid or accrued as the case may be during the applicable tax year, imposed by section 57-38-66 of this chapter shall be allowable as a deduction when determining taxable income for state income tax purposes.)))

SECTION 7. LOCAL GOVERNMENTAL SERVICES FUND.) There is hereby created in the office of the state treasurer a local governmental services fund which shall be administered by the state treasurer. Moneys credited to the fund shall be distributed annually to all eligible units of general local government in the manner provided by this Act. The state treasurer may require eligible units to provide such information or copies of reports as may be necessary to administer this Act.

SECTION 8. DISTRIBUTION FORMULA.)

1. Half of the amount in the fund shall be allocated in the following manner:

a. Each county shall share in the fund in the proportion that the population of each based on the last official federal census bears to the population of all.

b. Each city shall share in the funds allocated to each county in the proportion that the population of each bears to the population of the county in which it is located.

2. The remainder shall be allocated in the following manner:

a. Such money shall be allocated to all countywide areas so that each countywide area shall receive an amount which bears the same ratio to the amount to be allocated from the fund pursuant to this subsection as the real property tax revenues of all political subdivisions within the countywide area bears to the sum of the products. The allocation to each countywide area shall consider the property tax revenues of all political subdivisions within the countywide area and shall include the real property tax revenues of the county government.

b. The county government and all cities within the countywide area shall be allocated that portion of the amount allocated to the countywide area pursuant to subdivision a of this subsection which bears the same ratio to such amount as such eligible unit's real property tax revenues bear to the sum of all real property tax revenues within that countywide area.

3. If within any city there shall be located a park district created pursuant to chapter 40-49, such city's share of local governmental services funds shall be divided between the city and the park district in proportion to their total respective mill levies.

4. If within any county there shall be located townships created pursuant to chapter 58-02, such county's share of local governmental services funds shall be divided between the county and such townships. Townships shall receive ten percent of the allocations made to such county in the proportion that the population of such township within the countywide area bears to the population of all townships within the countywide area. If the countywide area is not fully organized into townships, the allocation to townships shall be divided between the county government and the townships within the countywide area in the proportion that the population of the townships bears to the population of the countywide area, and the allocation of the townships' share shall be distributed among the townships within the countywide area in the manner otherwise provided by this section. The remainder shall be allocated to the county government and thereafter shall be considered a part of the initial allocation to the county government.

SECTION 9. DISPOSITION OF REVENUES — ALLOCATION TO ELIGIBLE UNITS — DISBURSEMENT OF LOCAL FUNDS.) Commencing June 1, 1978, or as soon as practical thereafter, the state treasurer shall allocate and transfer the moneys in the local governmental services fund to eligible units in the manner provided by this Act. Eligible units may receive and expend payments made pursuant to this Act and such payments shall be considered an appropriation in the budget of the local unit of government, which, upon the order of the governing body, may be disbursed in the manner other disbursements are made. The moneys so received shall be considered a part of the local tax effort of each eligible unit receiving such funds.

SECTION 10. REPEAL.) Section 37-38-66 of the 1975 Supplement to the North Dakota Century Code, chapter 57-58 of the North Dakota Century Code, and sections 1 and 3 of House Bill No. 1004 as approved by the forty-fifth legislative assembly are hereby repealed.

SECTION 11. APPROPRIATION.) There is hereby appropriated out of any moneys in the local governmental services fund the sum of \$45,000,000 for allocation to eligible units of local government as provided in this Act, for the biennium beginning July 1, 1977, and ending June 30, 1979.

SECTION 12. EFFECTIVE DATES.) The provisions of this Act shall be effective for all taxable years beginning on or after January 1, 1977, and the repeal of chapter 57-58 of the North Dakota Century Code and sections 1 and 3 of House Bill No. 1004 as approved by the forty-fifth legislative assembly shall be effective on July 1, 1977."

And renumber the lines and pages accordingly.

And when so amended, recommends the same be placed on the calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1258 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1262, has had the same under consideration and recommends that the same be placed on calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1262 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1276, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, before the period add the following:

“; and to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and to adjustments to taxable income for corporations; to repeal section 57-38-66 of the North Dakota Century Code, providing for a business and corporation privilege tax; and to provide an effective date”

On page 5, line 34, delete the word “Twenty-five” and insert in lieu thereof the word “Fourteen”

On page 8, after line 25, add the following:

“SECTION 12. AMENDMENT.) Subdivision f of subsection 1 of section 57-38-01.2 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

f. Increased by the amount of any income taxes, or franchise or privilege taxes measured by income, to the extent that such taxes were deducted to determine federal taxable income. (((However, those taxes, paid or accrued as the case may be during the applicable year, imposed by section 57-38-66 of this chapter shall be allowable as a deduction when determining taxable income for state income tax purposes.)))

SECTION 13. AMENDMENT.) Subdivision d of subsection 1 of section 57-38-01.3 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

d. Increased by the amount of any income taxes, or franchise or privilege taxes measured by income, to the extent that such taxes were deducted to determine federal taxable income. (((However, those taxes, paid or accrued as the case may be during the applicable tax year, imposed by section 57-38-66 of this chapter shall be allowable as a deduction when determining taxable income for state income tax purposes.)))”

On page 8, line 28, following the period add the following: “Section 57-38-66 of the 1975 Supplement to the North Dakota Century Code is hereby repealed.

SECTION 15. EFFECTIVE DATE.) The provisions of sections 12 and 13 of this Act and the repeal of section 57-38-66 of the North Dakota Century Code shall be effective for all taxable years beginning on or after January 1, 1977."

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same be placed on calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1276 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1279, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 8; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1279 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1283, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 0, that the same do not pass.

REP. GACKLE, Chairman

House Bill No. 1283 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1284, has had the same under consideration and recommends, that the same be placed on the calendar without recommendation.

REP. WAGNER, Chairman

House Bill No. 1284 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1290, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 4; Absent, 0, that the same be amended as follows:

On page 1, line 1 delete the words "subsection 6 of section"

On page 1, line 2 delete "21-03-07 and"

On page 1, delete line 3

On page 1, line 4 delete the words "elections and providing" and insert in lieu thereof the words "to provide for"

On page 1, line 6 after the word "issues" and before the period insert the following:

"and to provide an additional tax on the income of corporations for the state general fund"

On page 1 delete lines 11 through 19

On page 3 delete lines 11 through 35 and insert in lieu thereof the following:

"4. a. The school board of every public school district issuing bonds under the authority of this chapter on or after July 1, 1977, shall, by recorded resolution, levy a tax equal to ten percent of the North Dakota state income tax liability of every individual, estate and trust that is a resident of such school district and is required to file an income tax return pursuant to the provisions of chapter 57-38; such income tax levy shall

continue for each taxable year until payments for interest and principal of all such bonds have been provided for. The taxes imposed pursuant to this subsection shall be collected and administered by the state tax commissioner who shall use the taxpayer's school district residence as reported pursuant to subsection 1 of section 57-38-34 in determining the additional taxes due. For purposes of administering the provisions of this subsection, the provisions of chapter 57-38 shall govern, including civil and criminal penalties for failure to comply with that chapter.

b. In addition to any other taxes imposed by chapter 57-38, there is hereby imposed a tax equal to ten percent of the North Dakota state income tax liability of each corporation required to file an income tax pursuant to the provisions of chapter 57-38. Such additional income tax shall be collected and administered by the state tax commissioner and all revenues collected shall be paid into the state treasury and shall be credited by the state treasurer to the general fund. For purposes of administering the provisions of this subsection,"

On page 4, line 4 delete the numeral "30" and insert in lieu thereof the numeral "1"

On page 4, line 7 after the word "chapter" insert the following: "on or after July 1, 1977,"

On page 4, line 11 after the word "have" insert the word "such"

On page 4, line 13 after the word "due" and before the period insert the following: "that were imposed pursuant to subdivision a of this subsection"

On page 4, line 19 after the word "authority" insert the words "of subdivision a"

On page 4, line 23 after the word "to" insert the words "subdivision a of"

On page 4, line 26 delete the word "should" and insert in lieu thereof the word "shall"

On page 4, line 33 after the word "year" and before the period insert the following:

"; if the school district has outstanding bonded indebtedness consisting of two or more bond issues that were issued on or after July 1, 1977, for which property taxes were levied by separate recorded resolutions as provided in subsection 1 of this section, the amount of reduction in the property tax levy for each such bond issue shall be in the proportion that it bears to the amount of all property tax levies for that year for such bond issues as calculated before the reduction provided for in this subdivision"

On page 5, line 4 delete the word "thirtieth" and insert in lieu thereof the word "first"

And renumber the lines and sections and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1290 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1320, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same be amended as follows:

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 provide for landlord and tenant obligations to maintain residential

dwelling units; and to repeal section 47-16-12 of the North Dakota Century Code, relating to the obligations of a lessor to repair dwelling units.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. LANDLORD OBLIGATIONS — MAINTENANCE OF PREMISES.)

1. A landlord of a residential dwelling unit shall:

a. Comply with the requirements of applicable building and housing codes materially affecting health and safety.

b. Make all repairs and do whatever is necessary to put and keep the premises in a fit and habitable condition.

c. Keep all common areas of the premises in a clean and safe condition.

d. Maintain in good and safe working order and condition all electrical, plumbing, sanitary, heating, ventilating, air-conditioning, and other facilities and appliances, including elevators, supplied or required to be supplied by the landlord.

e. Provide and maintain appropriate receptacles and conveniences for the removal of ashes, garbage, rubbish, and other waste incidental to the occupancy of the dwelling unit and arrange for their removal.

f. Supply running water and reasonable amounts of hot water at all times and reasonable heat, except where the building that includes the dwelling unit is not required by law to be equipped for that purpose or where the dwelling unit is so constructed that heat or hot water is generated by an installation within the exclusive control of the tenant and supplied by a direct public utility connection or where the water or heat is unavailable due to supply failure by a public utility.

2. In case of noncompliance with the requirements of subdivisions b through f of subsection 1, a reasonable time shall be allowed to remedy such noncompliance.

3. If the duty imposed by subdivision a of subsection 1 is greater than any duty imposed by any other subdivision of that subsection, the landlord's duty shall be determined by reference to subdivision a of subsection 1.

4. The landlord and tenant of a single-family residence may agree in writing that the tenant perform the landlord's duties specified in subdivisions e and f of subsection 1 and also specified repairs, maintenance tasks, alterations, and remodeling, but only if the transaction is entered into in good faith.

5. The landlord and tenant of any dwelling unit other than a single-family residence may agree that the tenant is to perform specified repairs, maintenance tasks, alterations, or remodeling only if:

a. The agreement of the parties is entered into in good faith and is set forth in a separate writing signed by the parties and supported by adequate consideration.

b. The work is not necessary to cure noncompliance with subdivision e of subsection 1.

c. The agreement does not diminish or affect the obligation of the landlord to other tenants in the premises.

6. The landlord may not treat performance of the separate agreement described in subsection 4 as a condition to any obligation or performance of any rental agreement.

SECTION 2. TENANT OBLIGATIONS — MAINTENANCE OF

DWELLING UNIT.) A tenant of a residential dwelling unit shall:

1. Comply with all obligations primarily imposed upon tenants by applicable provisions of building and housing codes materially affecting health and safety.

2. Keep that part of the premises that the tenant occupies and uses as clean and safe as the condition of the premises permit.

3. Periodically remove all ashes, garbage, rubbish, and other waste from the tenant's dwelling unit, and dispose of them in a clean and safe manner.

4. Keep all plumbing fixtures in the dwelling unit or used by the tenant as clean as their condition permits.

5. Use in a reasonable manner all electrical, plumbing, sanitary, heating, ventilating, air-conditioning, and other facilities and appliances including elevators in the premises.

6. Not deliberately or negligently destroy, deface, damage, impair, or remove any part of the premises or knowingly permit any person to do so.

7. Conduct himself and require other persons on the premises with the tenant's consent to conduct themselves in a manner that will not disturb the tenant's neighbors' peaceful enjoyment of the premises.

SECTION 3. UNCONSCIONABILITY.) 1. If a court of competent jurisdiction, as a matter of law, finds:

a. A residential dwelling unit rental agreement or any provision thereof was unconscionable when made, the court may refuse to enforce the agreement, enforce the remainder of the agreement without the unconscionable provision, or limit the application of any unconscionable provision to avoid an unconscionable result.

b. A settlement in which a party waives or agrees to forego a claim or right under this Act or under a rental agreement was unconscionable when made, the court may refuse to enforce the settlement, enforce the remainder of the settlement without the unconscionable provision, or limit the application of any unconscionable provision to avoid an unconscionable result.

2. If unconscionability is put into issue by a party or by the court upon its own motion, the parties shall be afforded a reasonable opportunity to present evidence as to the setting, purpose, and effect of the rental agreement or settlement to aid the court in making the determination.

SECTION 4. REMEDY AFTER TERMINATION.) If the rental agreement is terminated, the landlord has a claim for possession and for rent and a separate claim for actual damages for breach of the rental agreement.

SECTION 5. MITIGATION OF DAMAGES.) Any party aggrieved under this Act may recover appropriate damages. However, the aggrieved party has a duty to mitigate damages.

SECTION 6. ENFORCEMENT OF ACT.) Any right or action provided by this Act is enforceable by action and the court may award reasonable attorney's fees to the prevailing party.

SECTION 7. REPEAL.) Section 47-16-12 of the North Dakota Century is hereby repealed."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1320 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1322, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 0, that the same do not pass.

Rep. Gackle, Chairman

House Bill No. 1322 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1334, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 3; Absent, 1, that the same be amended as follows:

On page 1, line 3, after the word "penalty" delete "; and to provide an appropriation"

On page 7, delete lines 4 through 9

And when so amended, recommends the same do not pass.

Rep. Vernon Wagner, Chairman

House Bill No. 1334 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1345, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 1, that the same be amended as follows:

On page 1, line 18, delete the word "ninety-five" and insert in lieu thereof the words "ninety-nine and one-half"

On page 1, line 22, delete the word "five" and insert in lieu thereof the word "one-half"

On page 2, line 32, delete the word "ninety-five" and insert in lieu thereof the words "ninety-nine and one-half"

On page 3, line 2, delete the word "five" and insert in lieu thereof the word "one-half"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

Rep. Gackle, Chairman

House Bill No. 1345 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1346, has had the same under consideration and recommends, that the same be placed on calendar without recommendation.

Rep. Vernon Wagner, Chairman

House Bill No. 1346 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1385, has had the same under consideration and recommends, that the same be placed on calendar without recommendation.

Rep. Gackle, Chairman

House Bill No. 1385 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1392, has had the same under consideration and recommends, that the same do pass.

Rep. Gackle, Chairman

House Bill No. 1392 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1394, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same be amended as follows:

On page 2, line 20 delete the word "democrat" and insert the words "democratic-partison league"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

Rep. Winkjer, Chairman

House Bill No. 1394 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1398, has had the same under consideration and recommends, be amended as follows:

On page 2, line 2, delete the beginning triple parentheses before the word "the", delete the ending triple parentheses after the word "fund", and delete the words "a special fund for"

On page 2, line 3, delete the words "a distribution pursuant to section 2 of this Act"

On page 2, line 4, insert triple parentheses around the word "All" and insert after the ending triple parentheses the words "Fifty percent of the"

On page 2, line 6, delete the beginning triple parentheses before the word "the", delete the ending triple parentheses after the word "fund", and insert after the word "fund" the words, ", and fifty percent of such moneys shall be credited to"

On page 2, line 11, delete the words "subsections 2 and" and insert in lieu there of the word "subsection"

On page 2, line 13, delete the word "precent" and insert in lieu thereof the word "percent"

On page 3, line 5, after the word "bridges" insert the following:

"and expend ten percent of the moneys allocated to match city street improvements expenditures, such expenditure to be allocated based upon the proportion that the population of each such city bears to the total population of all such cities in the county"

On page 3, after line 5, insert the following section:

"SECTION 3. LEGISLATIVE INTENT — PURPOSE.) It is the intent of the legislative assembly that the sums provided shall be used to help defray the expenses of upgrading and improving off system roadway bridges, structures, and road sections most in need of repair or repiacement to return said strutures and roadways to a safe condition compatible with roadway use. It is further intended that consideration shall be given to vehicular traffic frequency and school bus routes in order to provide safe and efficient movement of school children."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do not pass.

Rep. Vernon Wagner, Chairman

House Bill No. 1398 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1404, has had the same under consideration and

recommends, by a vote of Ayes, 12; Nays, 7; Absent, 2, that the same do pass.

Rep. Vernon Wagner, Chairman

House Bill No. 1404 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1405, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 6; Absent, 1, that the same do pass.

Rep. Vernon Wagner, Chairman

House Bill No. 1405 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1415, has had the same under consideration and recommends that the same be placed on calendar without recommendation.

Rep. Gackle, Chairman

House Bill No. 1415 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1418, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same be amended as follows:

On page 1, line 1 after the word "Act" insert the words "to create and enact section 16-18-14.1 of the North Dakota Century Code, relating to special county election boards;"

On page 1, line 5 after the word "alternative," insert the words "to create and enact section 16.1-07-09.1 of the North Dakota Century Code as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to special county election boards;"

On page 4, line 9 delete the underlined word "The"

On page 4, delete all of lines 10, 11, and 12

On page 5, line 9 delete the word "proper" and insert in lieu thereof the words "county auditor"

On page 5, line 10 delete the word "officer" and also in line 10, after the word "tallied" delete the comma and the remainder of the line and insert in lieu thereof the following: "either by (1) a special county election board which shall be appointed pursuant to 16-18-14.1 when the prerequisites established in that section are met, or (2)"

On page 5, line 11 delete the words "are canvassed,"

On page 5, line 12 after the word "them" delete ", and" and insert in lieu thereof a period and the following words: "In either case, the absentee ballots"

On page 5, line 26 insert beginning triple parentheses before the word "Before" and delete the underlined comma

On page 5 delete all of line 27

On page 5, line 28 place ending triple parentheses after the word "ballot" and insert in lieu thereof the following: "Upon receipt of an absentee ballot the county or city auditor or school board clerk, as the case may be."

On page 5, line 30 insert beginning triple parentheses before the word "Upon" and insert ending triple parentheses after the word "receipt" and insert in lieu thereof the words: "Before tallying the absentee ballots, the special county election board"

On page 5, after line 35 insert the following new section:

"SECTION 5. AMENDMENT.) If House Bill No. 1049 is not approved by the forty-fifth legislative assembly, then a new section of the North Dakota Century Code is hereby created and enacted to read as follows:

16-18-14.1 SPECIAL COUNTY ELECTION BOARDS—PREREQUISITES—APPOINTMENT—QUALIFICATIONS—DUTIES—COMPENSATION.) A special county election board for the purpose of tallying that county's absentee ballots shall be formed:

1. For an upcoming primary election if the number of absentee ballots cast in that county in the primary election immediately preceding the one in question exceeded one hundred;

2. For an upcoming general election if the number of absentee ballots cast in that county in the general election immediately preceding the one in question exceeded one hundred;

3. For an upcoming special election if the number of absentee ballots cast in that county in the special election immediately preceding the one in question exceeded one hundred.

Such special election board shall be composed of an inspector of elections appointed by the board of county commissioners for that county and two judges, one appointed by each of the district chairpersons of the two parties which cast the largest number of votes in the state in the last general election.

The special election board shall perform all such functions and fulfill all such requirements as are normally expected of election boards and which are consistent with their specialized role in tallying absentee ballots."

On page 8, line 13 delete the underlined word "The"

On page 8, delete all of lines 14 and 15

On page 8, line 16 delete all of the underlined language

On page 9, line 17 delete the word "proper" and insert in lieu thereof the words "county auditor"

On page 9, line 18 delete the word "officer" and also in line 18 after the word "tallied" delete the comma and the remainder of the line and insert in lieu thereof: "either by (1) a special county election board which shall be appointed pursuant to 16.1-07-09.1 when the prerequisites established in that section are met, or (2)"

On page 9, line 19 delete the words "are canvassed,"

On page 9, line 20 after the word "them" delete ", and" and insert in lieu thereof a period and the following words: "In either case, the absentee ballots"

On page 10, line 4 delete the ending triple parentheses after the word "counted."

On page 10, line 5 insert ending triple parentheses after the word "ballot" and insert in lieu thereof the following: "Upon receipt of an absentee ballot the county or city auditor or school board clerk"

On page 10, line 6 insert beginning triple parentheses before the word "Upon"

On page 10, line 7 insert ending triple parentheses after the word "receipt" and insert in lieu thereof the words "Before tallying the absentee ballots, the special county election board"

On page 10, line 10 delete the comma after the word "district" and insert beginning triple parentheses before the word "and"

On page 10, line 11 delete the triple parentheses around the word

"precinct" and also in line 11 delete the words "county, city, or district"

On page 10, line 12 insert ending triple parentheses after the word "tallied"

On page 10, after line 12 insert the following new section:

"SECTION 10. AMENDMENT.) Section 16.1-07-09.1 of the North Dakota Century Code as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, is hereby created and enacted to read as follows:

16.1-07-09.1 **SPECIAL COUNTY ELECTION BOARDS—PREREQUISITES—APPOINTMENT—QUALIFICATIONS—DUTIES—COMPENSATION.**) A special county election board for the purpose of tallying that county's absentee ballots shall be formed:

1. For an upcoming primary election if the number of absentee ballots cast in that county in the primary election immediately preceding the one in question exceeded one hundred;

2. For an upcoming general election if the number of absentee ballots cast in that county in the general election immediately preceding the one in question exceeded one hundred;

3. For an upcoming special election if the number of absentee ballots cast in that county in the special election immediately preceding the one in question exceeded one hundred.

Such special election board shall be composed of an inspector of elections appointed by the board of county commissioners for that county and two judges, one appointed by each of the district chairpersons of the two parties which cast the largest number of votes in the state in the last general election.

The special election board shall perform all such functions and fulfill all such requirements as are normally expected of election boards and which are consistent with their specialized role in tallying absentee ballots."

And renumber the lines, section and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1418 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1423, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 0; Absent, 3, that the same do pass.

REP. WAGNER, Chairman

House Bill No. 1423 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1424, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 3, delete the words "a bond equal in value to the" and insert in lieu thereof the following: "annual approval to enter deferred payment contracts, a separate account for deferred payment proceeds, and necessary records available for inspection."

On page 1, delete lines 4 and 5

On page 2, delete lines 9 through 32 and insert in lieu thereof the following:

"6. Be, at all times, in a sufficient sum to protect the holders of out-

standing storage receipts and cash tickets or checks.

7. Said bond shall not accrue to the benefit of any person entering into deferred payments contracts or other credit arrangements with a track buyer or public warehouseman. Before entering into a deferred payment contract or arrangement, a track buyer or public warehouseman shall obtain an annual certificate of approval to do so from the commission. The commission shall require a track buyer or warehouseman to maintain, at all times, in his name or firm name a separate interest-bearing account approved by the commission for the deposit of all proceeds, less commission and statutory charges, from a deferred payment grain sale, or shall require each track buyer or public warehouseman to be otherwise approved by the commission. In conjunction with an account, a track buyer or warehouseman shall maintain at his usual place of business such books, records, contracts, and other documents as necessary to allow a determination of the adequacy of such account at any time. The account, books, records, contracts, and other documents shall be open to inspection by the commission and its duly authorized agents at all times during regular business hours. All interest earned from the account shall be retained by the track buyer or warehouseman as compensation for expenses incurred in maintaining the account and necessary records.

The commission may require such increases in the amount of any bond, from time to time, as it may deem necessary for the protection of the holders of storage receipts and cash tickets or checks. The surety on such a bond must be a corporate surety company, approved by the commission, and authorized to do business within the state. The commission may accept a bond executed by personal sureties in lieu of a surety bond when, in its judgment, such personal surety bond properly will protect the holders of storage receipts and cash tickets or checks. One bond only need be given for any line of elevators, mills, or warehouses, owned, controlled, or operated by one individual, firm, or corporation, and such bond shall be construed to cover such elevators, mills, or warehouses, as a whole and not a specific amount for each."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

House Bill No. 1424 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1429, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 2; Absent, 2, that the same be amended as follows:

On page 1, line 2, delete "; and to provide an appropriation"

On page 2, line 8, after the word "skills" insert "."

On page 2, line 8, delete the words "and shall develop uniform statewide"

On page 2, delete lines 9 through 16

On page 2, delete lines 22 through 28

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1429, was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was

referred House Bill No. 1456, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 1; Absent, 0, that the same be amended as follows:

On page 1, line 1, after the word "to" insert the following: "create and enact a new section to chapter 57-62 of the North Dakota Century Code, relating to the coal development fund allocation formula; to"

On page 1, line 14, after the word "fund" insert the following: "that are from coal mined prior to January 1, 1984,"

On page 1, line 20, insert beginning triple parentheses before the comma

On page 1, line 21, insert closing triple parentheses after the word "assembly" and before the period

On page 2, line 4, insert beginning triple parentheses before the word "the"

On page 2, line 5, insert closing triple parentheses after the first word "fund" and before the period and insert thereafter the following: "a special account within the trust fund which shall be known as the "environmental protection research and alternative energy development fund", and income earned by such special account shall also be deposited in that account. Expenditures from such fund may be made, as the legislative assembly directs, for the following purposes:

a. Research to identify and determine the extent of environmental problems related to coal development in North Dakota;

b. Research to determine methods of alleviating such problems and for assistance in their alleviations; and

c. Research and development of other energy sources that are viable alternatives to obtaining energy from fossil fuels and nuclear fission"

On page 2, line 5, after the second word "fund" insert the following: "but not the income therefrom,"

On page 2, line 8, delete the word "Twenty-five" and insert in lieu thereof the word "Fifteen"

On page 2, line 13, insert beginning triple parentheses before the word "shall"

On page 2, line 14, delete the beginning triple parentheses before the word "credited" and after the closing triple parentheses insert the following: "to a county shall be promptly distributed within a county"

On page 2, line 15, delete the word "apportioned"

On page 2, delete line 16, and insert in lieu thereof the following:

"a. Forty percent shall be credited to the county general fund and may be expended for county general fund purposes or may be, by resolution of the board of county commissioners, transferred to other county funds for expenditures authorized by law in such amounts as the board deems necessary.

b. Thirty percent shall be distributed and credited to the general fund of the cities in the county on the basis of the per capita population of all of the incorporated cities situated within the county as determined by the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census.

c. Thirty percent shall be distributed and credited to the school districts within the county on the basis of the average daily membership as certified to the county treasurer by the county superintendent of schools."

On page 2, delete lines 17 through 28

On page 2, after line 28, insert the following new subsection:

"4. In addition to the amounts allocated pursuant to subsection 3, ten percent shall be allocated to a special fund in the state treasury for distribution as hereinafter provided to those counties in which the coal was mined and to the cities and school districts within those counties. Any county in which coal is mined or any city or school district in such county which upon application to the coal development impact office establishes to the satisfaction of that office, subject to the approval of the coal development impact commission, a need for funds that is in addition to those provided in subsection 3 shall receive such percent, but not exceeding a total of ten percent for the county and the cities and school districts therein, of the severance tax revenue from coal mined in that county during such period of time as the coal development impact office and the coal development impact commission shall approve. All funds allocated pursuant to this subsection but not distributed as herein provided shall be allocated and credited to the special fund established by subsection 1 for distribution as provided in that subsection. The director of the coal impact office, subject to the approval of the impact commission, shall have the discretionary authority to allocate, in whole or in part, this ten percent to the subdivisions in the county that demonstrate the need described above."

On page 2, line 29, insert beginning triple parentheses before the numeral "4", insert closing triple parentheses after the word "balance" and insert thereafter the following: "5. Twenty-five percent"

On page 2, after line 30, insert the following new section:

"SECTION 2. A new section to chapter 57-62 of the North Dakota Century Code is hereby created and enacted to read as follows:

ALLOCATION OF MONEYS IN COAL DEVELOPMENT FUND AFTER 1983.) Moneys deposited in the coal development fund that are from coal mined after December 31, 1983, shall be apportioned quarterly by the state treasurer as follows:

1. Twenty-five percent shall be credited to a special fund in the state treasury for distribution through grants by the coal development impact office to impacted cities, counties, school districts, and other taxing districts.

2. Thirty-five percent shall be credited to a special fund in the state treasury to be held in trust to be administered by the board of university and school lands, which shall have full authority to invest such funds and may consult with the state investment board as provided by law. The income from such trust fund shall be deposited in the special account established by subsection 2 of section 57-62-02 and expended and used as therein provided, or expended and used to alleviate other problems created by coal development as may be determined by the legislature. Such trust fund, but not the income therefrom, shall be perpetual and held in trust as a replacement for depleted natural resources.

3. Fifteen percent shall be allocated to the coal-producing counties and shall be distributed among such counties in such proportion as the number of tons of coal severed in each county bears to the total number of tons of coal severed in the state during such quarterly period. Such allocations to a county shall be promptly distributed within a county as follows:

a. Forty percent shall be credited to the county general fund and may be expended for county general fund purposes or may be, by resolution of

the board of county commissioners, transferred to other county funds for expenditures authorized by law in such amounts as the board deems necessary.

b. Thirty percent shall be distributed and credited to the general fund of the cities in the county on the basis of the per capita population of all of the incorporated cities situated within the county as determined by the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census.

c. Thirty percent shall be distributed and credited to the school districts within the county on the basis of the average daily membership as certified to the county treasurer by the county superintendent of schools.

4. Twenty-five percent shall be deposited in the state's general fund."

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1456 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1465, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 1; Absent, 3, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1465 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1477, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 1, that the same be amended as follows:

On page 1, line 1, delete the words "permit the board of county commissioners" and insert in lieu thereof the words "provide a county mill"

On page 1, line 2, delete the word "to"

On page 1, line 8, after the word "commissioners" insert the following: "when authorized to do so by sixty percent of the electors voting upon the question in a regular or special election called by the county commissioners," and also on line 8, delete the words "within the" and insert in lieu thereof the words "on the net taxable assessed valuation"

On page 1, line 9, delete the words "limitations imposed by section 57-15-06" and also on line 9 after the period insert the following: "Such levy shall be in addition to and not restricted by any levy limitations prescribed by law."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1477 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1488, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 6; Absent, 1, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1488 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1490, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same be amended as follows:

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 create and enact section 23-25-09.1 of the North Dakota Century Code relating to air pollution violations declared a nuisance.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) Section 23-25-09.1 of the North Dakota Century Code is hereby created and enacted to read as follow:

23-25-09.1 AIR POLLUTION VIOLATIONS DECLARED A NUISANCE.)

The violation of any provision of this chapter, or any rule, regulation, or order issued thereunder, is declared a nuisance inimical to the public health, welfare, and safety. Whenever in the judgment of the department any person has engaged in or is about to engage in any acts or practices which constitute or will constitute a violation of this chapter, or any rule, regulation, or order issued thereunder, the department, in accordance with the laws governing injunctions and other process, may maintain an action in the name of the state enjoining such action or practices or for an order directing compliance, and upon a showing by the department that such person has engaged or is about to engage in any such acts or practices, a permanent or temporary injunction, restraining order, or other order may be granted."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1490 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1500, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 4; Absent, 1, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1500 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1508, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1 of the engrossed bill, line 4, before the period insert the following: "; and providing an appropriation"

On page 1 of the engrossed bill, line 17, delete the words "and the full rate" and insert in lieu thereof the words "or one-half of the full rate family plan"

On page 1 of the engrossed bill, line 18 before the word "spouses" insert the words "eligible employees with"

On page 1 of the engrossed bill, line 19, delete the words "of its eligible employees"; and delete the words "have been"

On page 1 of the engrossed bill, line 20, delete the words "employed by the state for a total of five years and"

On page 2 of the engrossed bill, line 12, delete the beginning and ending triple parentheses

On page 2 of the engrossed bill, line 13, delete the comma and the beginning triple parentheses before the word "paid"

On page 2 of the engrossed bill, line 14, delete the ending triple parentheses

On page 2 of the engrossed bill, line 30, place triple parentheses around the word "entire"

On page 2 of the engrossed bill, line 32, place ending triple parentheses after the word "assessment"; and insert before the word "shall" the words "The balance of the premium payable by the eligible employee"

On page 2 of the engrossed bill, line 34, delete the ending triple parentheses

On page 2 of the engrossed bill, after line 34, insert the following section:

"SECTION 3. APPROPRIATION.) The sums hereinafter named only, or so much thereof as may be necessary, are hereby appropriated out of the general fund in the state treasury and from special funds derived from federal funds and/or other income to the department of accounts and purchases for the purpose of paying amounts necessary to provide the additional hospital and medical benefits coverage provided for in this Act during the biennium beginning July 1, 1977, and ending June 30, 1979.

Total appropriation	\$1,564,704
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Less estimated income	319,994
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Total general fund transfer and appropriation	<u>\$1,244,710</u>
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Agencies and institutions with federal or other special funds available to pay all or a portion of the family premium amount set forth by this Act shall monthly pay such amounts to the department of accounts and purchases. The department of accounts and purchases from the appropriation herein provided shall make such payments to the public employees retirement board as may be necessary to make premium payments in accordance with section 54-52.1-06."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1508 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1512, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 14 after the word "distributed" insert the following: "one and one-half mills to the incorporated cities and one and one-half mills to the counties"

On page 2, line 1 delete the word "County"

On page 2, delete all of lines 2, 3, and 4

And renumber the lines and pages accordingly.

And when so amended be placed on the calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1512 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1519, has had the same under consideration and

recommends, by a vote of Ayes, 16; Nays, 0; Absent, 0, that the same be placed on calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1519 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1521, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 5, delete everything after the semicolon

On page 1, delete lines 6 and 7

On page 1, line 8, delete everything prior to the second word "to"

On page 1, line 10, delete the second comma and insert in lieu thereof the following: "; to suspend individual income taxes and business privilege taxes on individuals, estates, and trusts for taxable year 1977"

On page 1, delete lines 11 through 18

On page 1, line 19, delete the words "taxes on individuals, estates, and trusts"

On page 2, delete lines 1 through 35

On page 3, delete lines 1 through 35

On page 4, delete lines 1 through 34

On page 7, line 9, delete the following: "and subsection 10 of section 57-38-01,"

On page 7, delete lines 10 through 15

On page 7, line 16, delete the words "North Dakota Century Code"

On page 7, after line 16, insert the following new section:

"SECTION 6. SUSPENSION OF INDIVIDUAL INCOME TAX AND BUSINESS PRIVILEGE TAX ON INDIVIDUALS, ESTATES, AND TRUSTS.) There shall be no individual income taxes or business privilege taxes on individuals, estates, and trust levied or collected for taxable year 1977. The provisions of subsection 10 of section 57-38-01, sections 57-38-01.4, 57-38-02, 57-38-03, 57-38-04, 57-38-05, 57-38-06, 57-38-07, 57-38-08, 57-38-10, 57-38-31, 57-38-58, 57-38-59.1, 57-38-60, 57-38-62, 57-38-63, 57-38-64, 57-38-65 of the North Dakota Century Code, and sections 57-38-01.2, 57-38-01.6, 57-38-06.1, 57-38-29, 57-38-34.2, 57-38-59, 57-38-61, and subsection 1 of section 57-38-66 of the 1975 Supplement to the North Dakota Century Code, and those portions of subsection 20 of section 57-38-01 and section 57-38-42 of the North Dakota Century Code and section 57-38-01.7 of the 1975 Supplement to the North Dakota Century Code which relate to individual income taxes are hereby suspended for taxable year 1977 but shall be in full force and effect as such statutes relate to prior taxable years and to taxable years beginning on or after January 1, 1978."

On page 7, line 17, delete the numeral "3" and insert in lieu thereof the numeral "4"

On page 7, delete lines 18 through 20

On page 7, line 21, delete the following: "1, 1977; and sections 4 through 7 of"

On page 7, line 24, after the numerals "1977" and before the period insert the following: "; and the provisions of section 6 shall be effective for taxable year 1977 only"

And renumber the lines, sections, and pages accordingly.

And when so amended be placed on the calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1521 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1528, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 7; Absent, 1, that the same be amended as follows:

On page 3, after line 21, insert the following new section:

“(SECTION 4. LEGISLATIVE INTENT.) All moneys received in the future as a result of the condemnation or sale of any land currently used for livestock at the North Dakota state university main experiment station, Fargo, North Dakota, shall be deposited in the general fund in the state treasury as partial recovery of moneys expended under the provisions of this Act.”

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1528 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1546, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 0, that the same be placed on calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1546 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1549, has had the same under consideration and recommends be placed on calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1549 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1559, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 18 delete everything after the word and comma “altered,” and insert in lieu thereof the following words “knowing the serial number or identification mark placed on the same by the manufacturer or owner for the purpose of identification, has been erased, altered, changed or removed for the purpose of changing the identity of such personal property.”

On page 1, delete all of line 19

On page 2, underline all of line 26

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

House Bill No. 1559 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1572, has had the same under consideration and recommends that the same be placed on calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1572 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1573, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 1, that the same be amended as follows:

On page 3, line 18 delete the beginning triple parentheses before the word "state-wide" insert triple parentheses around the word "state-wide" and insert thereafter the word "statewide" and insert beginning triple parentheses before the word "for"

On page 3, line 20 delete the ending triple parentheses after the word "be" delete the word "amount" and delete the beginning triple parentheses before the word "total"

On page 3, line 21 delete the ending triple parentheses after the word "under" and delete the words "formula provided"

On page 3, line 22 delete the word "in", delete the triple parentheses around the word "for", and delete the words "shall be"

On page 3, line 23 delete the words "applied to"

On page 3, line 24 delete the words "and the"

On page 3, line 25 delete the words "total amount so computed"

On page 3, line 27 insert ending triple parentheses after the word "as" and insert beginning triple parentheses before the word "and"

On page 3, line 30 insert ending triple parentheses after the word "state" and before the period

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1573 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1574, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 6; Absent, 3, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1574 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1581, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "and" and insert in lieu thereof the following: "to create and enact section 57-52-11.1 of the North Dakota Century Code, relating to the distribution of special fuels taxes;"

On page 1, line 4, delete the word "section" and insert in lieu thereof the word "sections", and delete the words "the initial paragraph of section"

On page 1, line 5, delete the following: "57-52-11, and sections"

On page 1, line 8, after the word "vehicles" and before the period insert the following: "; and to repeal section 57-52-11 of the North Dakota Century Code, relating to the distribution of special fuels taxes"

On page 2, line 6, delete everything after the first period and insert in lieu thereof the following: ") Section 57-52-11.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

57-52-11.1. DISTRIBUTION OF TAX.) All money collected by the state tax commissioner under the provisions of this chapter, except for that

portion distributed pursuant to section 5 of this Act, shall be transferred to the state treasurer who shall deposit such moneys in the highway tax distribution fund which shall be distributed in the manner prescribed by law."

On page 2, delete lines 7 through 18

On page 3, line 12, delete the words "the second Tuesday" and insert in lieu thereof the words "August first"

On page 3, line 13, delete the words "in March"

On page 3, after line 27, insert the following new section:

SECTION 6. REPEAL.) Section 57-52-11 of the North Dakota Century Code is hereby repealed."

And renumber the lines and pages accordingly.

And when so amended be placed on the calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1581 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1587, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 1; Absent, 0, that the same be amended as follows:

On page 1, line 18 delete the word "three" and insert in lieu thereof the word "two"

On page 2, line 4 delete the triple parentheses around the word "two" and delete the word "three"

On page 2, line 6 delete the triple parentheses around the word "five" and delete the word "six"

On page 2, line 12 insert ending triple parentheses after the numeral "4" and insert thereafter the numeral "3"

On page 2, line 13 insert beginning triple parentheses before the word "one", insert ending triple parentheses after the word "million" and insert thereafter the words "eight hundred thousand"

On page 2, line 16 insert triple parentheses around the word "fifteen" and insert thereafter the word "twenty-five"

On page 2, line 17 insert triple parentheses around the word "eighty-five" and insert thereafter the word "seventy-five"

On page 2, line 18 delete the numeral "3" and insert in lieu thereof the numeral "4" and delete the word "six" and insert in lieu thereof the word "eight"

On page 2, line 22 delete the word "twenty-five" and insert in lieu thereof the word "fifteen"

On page 2 line 23 delete the word "seventy-five" and insert in lieu thereof the word "eighty-five"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

House Bill No. 1587 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1588, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 9; Absent, 1, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1588 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Veterans Affairs to whom was referred House Concurrent Resolution No. 3055, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 6; Absent, 0, that the same do not pass.

REP. LAUGHLIN, Chairman

House Concurrent Resolution No. 3055 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary 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. WINKJER, Chairman

House Concurrent Resolution No. 3074 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. 3075, has had the same under consideration and recommends, that the same is reported without recommendation.

And be re-referred to the Legislative Council Resolutions Committee.

REP. GACKLE, Chairman

House Concurrent Resolution No. 3075 was placed on the order of business on the calendar for the succeeding legislative day.

House Concurrent Resolution No. 3075 was re-referred to the Legislative Council Resolutions Committee.

The House stood adjourned, pursuant to the motion of Rep. Strinden.

ROY GILBREATH, Chief Clerk

THIRTY-SECOND DAY

Bismarck, February 16, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Eve Hook, Pastor, McCabe United Methodist Church, Bismarck.

The roll was called, and all members were present except Reps. Christensen, Eagles, Fleming, Gackle, Gunsch, Haugland, L. Hausauer, Horgan, Johnson, Kelly, Kermott, Kuchera, Langley, Lardy, Lee, Marsden, C. Martin, G. Martin, Mertens, Meyer, Miller, Mushik, Opedahl, Peterson, Thorsgard, Tweten, Unhjem, and Wagner.

The record is to show that the Committee on Appropriations and the Committee on Finance and Taxation are meeting at this time.

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 Thirtieth Day After Recess and Thirty-first day and recommends that the same be corrected as follows:

On page 712, line 50, delete the name "Gronneberg" and insert in lieu thereof the name "Gerl"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Reed moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1073. A Bill for an Act to provide for an appropriation and transfer to the teachers' fund for retirement.

Which has been read with Committee Recommendation Do Not Pass.
ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 76; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER	•		TINJUM	•	
BACKES		•	KELLY		•	MUND	•		TWETEN	•	
BEAUCLAIR		•	KERMOTT		•	MURPHY	•		UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK	•		VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS	•		WAGNER	•	
BERGER		•	KRETSCHMAR		•	NORDBY	•		WALSH		•
BLACK		•	KUCHERA		•	OLSON	•		WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL	•		WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA	•		WINGE		•
CRABTREE		•	LARDY		•	PETERSON	•		WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS	•				
DUBORD		•	LARSON, G. #29		•	RAU	•		MR SPEAKER		
EAGLES		•	LAUGHLIN		•	REED	•				
ERICKSON		•	LEE		•	RICHARD	•				
FLEMING		•	LIPSIEA		•	RICHIE	•				
GACKLE		•	LOKKEN		•	RICHTER	•				
GENGLER		•	LUNDENE		•	RIEHL	•				
GER		•	MAIXNER		•	ROCHELEAU	•				
GRONNEBERG		•	MARSDEN		•	RUED	•				
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL	•				
GUNSCH		•	MARTIN, G. #43		•	RYLANCE	•				
HAUGLAND		•	MARTINSON		•	SCHINDLER	•				
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT	•				
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD	•				
HERMAN		•	MCGAUVVRAN		•	SOLBERG	•				
HERSLIP		•	MEJERS		•	STENEHJEM	•				
HICKLE		•	MERTENS		•	STRINDEN	•				
HILL		•	METZ		•	SWINOTEK	•				
HORGAN		•	METZGER		•	THORSGARD	•				
JACOBSON		•	MEYER		•	TIMM	•				

So the bill lost.

MOTIONS

Rep. Strinden moved that the rules be suspended and that House Bill No. 1397 be placed immediately following House Concurrent Resolution No. 3070 on the calendar, which motion prevailed.

Rep. Lokken moved that the rules be suspended, and that House Bill No. 1534 be placed at the foot of the calendar, which motion failed.

SECOND READING OF HOUSE BILLS

House Bill No. 1534. A Bill for an Act to provide for an actuarial study of the teachers' fund for retirement and to provide an appropriation for unfunded liability of the fund.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 76; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM	•	
BACKES		•	KELLY		•	MUND	•		TWETEN	•	
BEAUCLAIR		•	KERMOTT		•	MURPHY	•		UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK	•		VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS	•		WAGNER	•	
BERGER		•	KRETSCHMAR		•	NORDBY	•		WALSH		•
BLACK		•	KUCHERA		•	OLSON	•		WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL	•		WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA	•		WINGE		•
CRABTREE		•	LARDY		•	PETERSON	•		WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS	•				
DUBORD		•	LARSON, G. #29		•	RAU	•		MR SPEAKER		
EAGLES		•	LAUGHLIN		•	REED	•				
ERICKSON		•	LEE		•	RICHARD	•				
FLEMING		•	LIPSIEA		•	RICHIE	•				
GACKLE		•	LOKKEN		•	RICHTER	•				

• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MARTCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVIRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill lost.

House Bill No. 1558. A Bill for an Act to amend and reenact section 43-31-02 and subsection 5 of section 43-31-16 of the North Dakota Century Code, relating to the devices to be used for detection of deception, and to licensing certain examiners without examination.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 89; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY	•		• MUND	•		• TWETEN	•	
• BEAULCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT	•		• KLOUBEC			• MUSHIK	•		• VANDERWORST	•	
• BERG			• KNUDSON	•		• NICHOLAS			• WAGNER		
• BERGER	•		• KRETSCHMAR	•		• NORDBY	•		• WALSH	•	
• BLACK	•		• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG	•		• OPEDAH	•		• WENTZ	•	
• CONMY			• LANGLEY	•		• O'SHEA			• WINGE	•	
• CRABTREE			• LARDY			• PETERSON			• WINKER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS	•				
• DUBORD	•		• LARSON, G. #29	•		• RALI			• MR. SPEAKER	•	
• EAGLES	•		• LAUGHLIN			• REED					
• ERICKSON	•		• LEE	•		• RICHARD	•				
• FLEMING			• LIPSIEA			• RICHIE	•				
• GACKLE	•		• LOKKEN	•		• RICHTER	•				
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER	•		• ROCHELEAU	•				
• GRONNEBERG	•		• MARSDEN			• RUED	•				
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH	•		• MARTIN, G. #43	•		• RYLANCE	•				
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49	•		• MARTCHIE	•		• SCHUETT	•				
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSLIP	•		• MEIERS	•		• STENEHEM	•				
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK	•				
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON	•		• MEYER	•		• TIMM	•				

So the bill lost.

House Bill No. 1570. A Bill for an Act to amend and reenact subsection 2 of section 15-40.2-09 of the North Dakota Century Code, relating to continuation of attendance when school districts annexed or reorganized.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 68; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN	•	
• BEAULCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT	•		• KLOUBEC			• MUSHIK	•		• VANDERWORST	•	
• BERG			• KNUDSON	•		• NICHOLAS			• WAGNER		

Was read the second time with Committee Recommendation Do Not Pass.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost on a voice vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1397. A Bill for an Act to repeal subsection 5 of section 38-18-06 of the North Dakota Century Code, relating to district court actions when a surface owner does not consent to strip mining by an owner of a severed mineral interest.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 50; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR	•		• KERMOITT			• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOBEC		•	• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS		•	• WAGNER		•
• BERGER	•		• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK			• KUCHERA	•		• OLSON		•	• WEBER		
• CHRISTENSEN	•		• LANG			• OPEDAH	•		• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE	•		• LARDY			• PETERSON		•	• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29	•		• RAU			• MR. SPEAKER		
• EAGLES	•		• LAUGHLIN			• REED					
• ERICKSON	•		• LEE			• RICHARD					
• FLEMING			• LIPSEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN	•		• RUED					
• GUNDERSON	•		• MARTIN, C. #38			• RUSSELL		•			
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND	•		• MARTINSON	•		• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		•			
• HERMAN	•		• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM		•			
• HICKLE	•		• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

House Bill No. 1005. BUDGETS — Board of Higher Education — 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 declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 6; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE	•		• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD	•		• LARSON, B. #12			• POWERS					

• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSODER	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1011. Budgets — Employees Benefit and Retirement Funds — 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, 93; nays, 0; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGT		
• CRABTREE			• LARDY			• PETERS			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSODER			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1021. A Bill for an Act to amend and reenact paragraph 5 of subdivision i of subsection 15 of section 52-01-01 of the North Dakota Century Code, relating to unemployment compensation for spouses of 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, 82; nays, 8; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK		•	• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD		•	• LARSON, B. #12			• POWERS	•				
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE	•				
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER		•	• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHI			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM		•			
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTER					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1317. A Bill for an Act relating to adverse possession of severed mineral interests which have not been developed or are not subject to a lease.

Which has been read.

MOTIONS

Rep. Maixner requested unanimous consent of the House to amend House Bill No. 1317, which request was granted.

Rep. Maixner moved that House Bill No. 1317 be amended as follows:

On page 1, line 15, of the engrossed bill, delete "Several" and insert in lieu thereof "Severed"

On page 1, line 16 following the word "federal" insert the word "government" and also following the first "," insert the word "the"

Which motion prevailed.

Rep. Maixner moved that the rules be suspended, and that House Bill No. 1317 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1317. A Bill for an Act relating to adverse possession of severed mineral interests which have not been developed or are not subject to a lease.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 57; nays, 42; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		

BLACK	KUCHERA	OLSON	WEBER
CHRISTENSEN	LANG	OPEDAHN	WENTZ
CONMY	LANGLEY	O'SHEA	WINKJER
CRABTREE	LARDY	PETERSON	WINKJER
DOTZENROD	LARSON, B. #12	POWERS	MR SPEAKER
DUBORD	LARSON, G. #29	RAU	
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIA	RICHIE	
GACKLE	LOKKEN	RICHTER	
GENGLER	LUNDENE	RIEHL	
GERI	MAIXNER	ROCHELEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDERSON	MARTIN, C. #38	RUSSELL	
GUNSCH	MARTIN, G. #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A. #49	MATCHIE	SCHUETT	
HAUSAUER, L. #25	McCAFFREY	SCOFIELD	
HERMAN	McGAUVRAIN	SOLBERG	
HERSLIP	MEIERS	STENEHEM	
HICKLE	MERTENS	STRINDER	
HILL	METZ	SWONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1327. A Bill for an Act to create and enact a new subsection to section 41-02-81 of the North Dakota Century Code, relating to seller's remedies on discovery of buyer's insolvency.

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, 10; absent and not voting, 8.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS		YEAS	N-V	NAYS		YEAS	N-V	NAYS	
ANDERSON			JOHNSON		MILLER		TINJUM				
BACKES			KELLY		MUND		TWETEN				
BEAUCLAIR			KERMOTT		MURPHY		UNHJEM				
BENEDICT			KLOBECC		MUSHIK		VANDER VORST				
BERG			KNUDSON		NICHOLAS		WAGNER				
BERGER			KRETSCHMAR		NORDBY		WALSH				
BLACK			KUCHERA		OLSON		WEBER				
CHRISTENSEN			LANG		OPEDAHN		WENTZ				
CONMY			LANGLEY		O'SHEA		WINKJER				
CRABTREE			LARDY		PETERSON		WINKJER				
DOTZENROD			LARSON, B. #12		POWERS		MR SPEAKER				
DUBORD			LARSON, G. #29		RAU						
EAGLES			LAUGHLIN		REED						
ERICKSON			LEE		RICHARD						
FLEMING			LIPSIA		RICHIE						
GACKLE			LOKKEN		RICHTER						
GENGLER			LUNDENE		RIEHL						
GERI			MAIXNER		ROCHELEAU						
GRONNEBERG			MARSDEN		RUED						
GUNDERSON			MARTIN, C. #38		RUSSELL						
GUNSCH			MARTIN, G. #43		RYLANCE						
HAUGLAND			MARTINSON		SCHINDLER						
HAUSAUER, A. #49			MATCHIE		SCHUETT						
HAUSAUER, L. #25			McCAFFREY		SCOFIELD						
HERMAN			McGAUVRAIN		SOLBERG						
HERSLIP			MEIERS		STENEHEM						
HICKLE			MERTENS		STRINDER						
HILL			METZ		SWONTEK						
HORGAN			METZGER		THORSGARD						
JACOBSON			MEYER		TIMM						

So the bill passed and the title was agreed to.

House Bill No. 1337. A Bill for an Act to amend and reenact section 15-62.2-01 of the North Dakota Century Code, relating to the North Dakota student financial assistance program, and providing assistance to persons who are attending postsecondary institutions out of state due to a physical or mental handicap and an absence of appropriate public institutions within North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORN			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWINTEK					
• HORGAN			• METZGER			• THORSKARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1351. A Bill for an Act to provide for the confidentiality of records maintained on individuals obtaining mental health counseling. Which has been read.

MOTION

Rep. Rylance requested unanimous consent of the House to amend House Bill No. 1351, which request was granted.

Rep. Rylance moved that House Bill No. 1351 be amended as follows:

On page 1, line 2 of the engrossed bill following the word "health" insert the word "counseling"

Which motion prevailed.

Rep. Rylance moved that the rules be suspended and that House Bill No. 1351 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

House Bill No. 1351. A Bill for an Act to provide for the confidentiality of records maintained on individuals obtaining mental health counseling. Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 6; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNO			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		

• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWINTEK	
• HORGAN	• METZGER	• THORSOARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1352. A Bill for an Act to amend and reenact subsection 3 of section 19-03.1-23 of the North Dakota Century Code, relating to penalties for the possession of a controlled substance.

Which has 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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		•	• TINJUM		•
• BACKES		•	• KELLY		•	• MUND		•	• TWETEN		•
• BEAUCLAIR		•	• KERMOY		•	• MURPHY		•	• UNHJEM		•
• BENEDICT		•	• KLOBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
• DuBORD		•	• LARSON, G. #29		•	• RAU		•			• MR SPEAKER
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•			
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• McGAUVRAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDEN		•			
• HILL		•	• METZ		•	• SWINTEK		•			
• HORGAN		•	• METZGER		•	• THORSOARD		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

So the bill lost.

House Bill No. 1369. A Bill for an Act to authorize the State Board of Higher Education to sell and convey certain land owned by 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, 89; nays, 0; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ	
•	CONMY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, B. #12		•	POWERS				
•	DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERICKSON		•	LEE		•	RICHARD				
•	FLEMIN		•	LIPSEA		•	RICHIE				
•	GACKLE		•	LOKKEN		•	RICHTER				
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERL		•	MAIXNER		•	ROCHELEAU				
•	GRONNEBERG		•	MARSDEN		•	RUED				
•	GUNDERSON		•	MARTIN, C. #38		•	RUSSELL				
•	GUNSCH		•	MARTIN, G. #43		•	RYLANC				
•	HAUGLAND		•	MARTINSON		•	SCINDLER				
•	HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT				
•	HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD				
•	HERMAN		•	MCGAUGHRAN		•	SOLBERG				
•	HERSLIP		•	MEIERS		•	STENHJEM				
•	HICKLE		•	MERTENS		•	STRINDEN				
•	HILL		•	METZ		•	SWONTEK				
•	HORGAN		•	METZGER		•	THORSGARD				
•	JACOBSON		•	MEYER		•	TIMM				

So the bill passed and the title was agreed to.

House Bill No. 1380. A Bill for an Act to amend and reenact section 24-09-08.1 of the North Dakota Century Code, relating to the apportionment of grade crossing safety devices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 16.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ	
•	CONMY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, B. #12		•	POWERS				
•	DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERICKSON		•	LEE		•	RICHARD				
•	FLEMIN		•	LIPSEA		•	RICHIE				
•	GACKLE		•	LOKKEN		•	RICHTER				
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERL		•	MAIXNER		•	ROCHELEAU				
•	GRONNEBERG		•	MARSDEN		•	RUED				
•	GUNDERSON		•	MARTIN, C. #38		•	RUSSELL				
•	GUNSCH		•	MARTIN, G. #43		•	RYLANC				
•	HAUGLAND		•	MARTINSON		•	SCINDLER				
•	HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT				
•	HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD				
•	HERMAN		•	MCGAUGHRAN		•	SOLBERG				
•	HERSLIP		•	MEIERS		•	STENHJEM				
•	HICKLE		•	MERTENS		•	STRINDEN				
•	HILL		•	METZ		•	SWONTEK				
•	HORGAN		•	METZGER		•	THORSGARD				
•	JACOBSON		•	MEYER		•	TIMM				

So the bill passed and the title was agreed to.

House Bill No. 1383. A Bill for an Act to create and enact subsection 8 to

section 40-61-08 of the North Dakota Century Code, relating to the issuance of revenue bonds by municipal parking authorities for parking projects; to amend and reenact section 40-57-02, subsection 3 of section 40-57-03, and section 40-61-10 of the North Dakota Century Code, relating to the financing of health care, parking and pollution control projects used or useful in connection with revenue-producing enterprises by the issuance of municipal revenue bonds; 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, 86; nays, 1; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY	•		• MUND.			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN			• RED					
• ERICKSON			• LEE			• RICHARD					
• FLEMIN			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAULFRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					
									• MR. SPEAKER		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1384. A Bill for an Act to amend and reenact subsections 2, 4 and 5 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers.

Which has been read.

Rep. Nordby requested that he be excused from voting on House Bill No. 1384, because of a conflict of interest.

Rep. Kretschmar moved that Rep. Nordby be allowed to vote on House Bill No. 1384, 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, 85; nays, 6; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND.			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		

• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNTSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• MCCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1393. A Bill for an Act to amend and reenact section 4-22-04 of the North Dakota Century Code, relating to state soil conservation committee meetings and compensation, and providing for additional meetings as called by the chairman, for special meetings upon written request, and increasing daily compensation from twenty-five to forty-five 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, 93; nays, 1; absent and not voting, 6.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAULAIR			• KERMOYT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNTSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1403. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, relating to the construction of bridges by the board of county commissioners pursuant to the request of township freeholders, and its effect upon the construction of culverts on township roads.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 29; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES		•	• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOFF			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK		•	• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD		•	• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAL		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN		•	• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL		•	• MAIXNER			• ROCHELEAU		
• GRONNEBERG		•	• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCHE			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAIN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE		•	• MERTENS			• STRINDEN		
• HILL			• METZ			• SWINTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1412. A Bill for an Act to amend and reenact subsection 3 of section 57-40.3-04 of the North Dakota Century Code, relating to exemption from the motor vehicle excise 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, 91; nays, 4; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOFF			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAL		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER		•	• LUNDENE			• RIEHL		
• GERL		•	• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCHE			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAIN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWINTEK		

• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1419. A Bill for an Act to authorize the legislative council, through any of its programs, projects, or committees, to carry out or supervise methanol research.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBEC			• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY	•		• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY		•	• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12		•	• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL		•			
• GERL			• MAIXNER		•	• ROCHELEAU		•			
• GRÖNNBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCAFREY			• SCHIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS		•	• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER	•		• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1436. A Bill for an Act to create and enact a new subsection to section 31-01-06 of the North Dakota Century Code, relating to confidential communications to psychologists.

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, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY	•		• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					

• GRONNEBERG	• MARS DEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSKOR	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORS GARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1438. A Bill for an Act to amend and reenact subsection 24 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to boarding homes for the aged and infirm licensed by the state social service 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, 73; nays, 24; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					• TINJUM
• BACKES			• KELLY			• AUND					• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		•			• UNHJEM
• BENEDICT			• KLOUBEC		•	• MUSHIK					• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS					• WAGNER
• BERGER			• KRETSCHMAR		•	• NORDBY					• WALSH
• BLACK			• KUCHERA			• OLSON					• WEBER
• CHRISTENSEN		•	• LANG			• OPEDAHL					• WENTZ
• CONAMY			• LANGLEY			• O'SHEA					• WINGE
• CRABTREE			• LARDY		•	• PETERSON		•			• WINKJER
• DOTZENROD		•	• LARSON, B. #12			• POWERS		•			
• DUBORD			• LARSON, G. #29			• RAUJ		•			• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		•			
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING		•	• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE			• RIEHL		•			
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARS DEN		•	• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSKOR		•	• MARTIN, G. #43		•	• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS		•	• STENEHJEM					
• HICKLE		•	• MERTENS			• STRINDEN		•			
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORS GARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTIONS

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1441 be placed at the head of the calendar for February 17, 1977, which motion prevailed.

Rep. Unhjem moved that the rules be suspended, and that House Bill No. 1443 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1446. A Bill for an Act to amend and reenact sections 57-23-05 and 57-23-06 of the North Dakota Century Code, relating to applications for abatement or refund and to hearings on abatement proceedings.

Which has been read.

So the bill lost.

House Bill No. 1455. 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, 91; nays, 2; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON			•	MILLER	•	TINJUM	
•			•	KELLY			•	MUND	•	TWETEN	
•			•	KERMOTT			•	MURPHY	•	UNHJEM	
•			•	KLOUBEC			•	MUSHK	•	VANDER VORST	
•			•	KNUDSON			•	NICHOLAS	•	WAGNER	
•			•	KRETSCHMAR			•	NORDBY	•	WALSH	
•			•	KUCHERA			•	OLSON	•	WEBER	
•			•	LANG			•	OPEDAHL	•	WENTZ	
•			•	LARDY			•	O'SHEA	•	WINGE	
•			•	LARSON, B. #12			•	PETERSON	•	WINKJER	
•			•	LARSON, G. #29			•	POWERS			
•			•	LAUGHLIN			•	RAU		MR SPEAKER	•
•			•	LEE			•	REED			
•			•	LIPSIEA			•	RICHARD			
•			•	LOKKEN			•	RICHIE			
•			•	LUNDENE			•	RICHTER			
•			•	MAIXNER			•	RIEHL			
•			•	MARSDEN			•	ROCHELEAU			
•			•	MARTIN, C. #38			•	RUED			
•			•	MARTIN, G. #43			•	RYLANCE			
•			•	MATCHIE			•	SCHINDLER			
•			•	McCAFFREY			•	SCHUETT			
•			•	McGAUVIRAN			•	SCOFIELD			
•			•	MEIERS			•	SOLBERG			
•			•	MERTENS			•	STENEHJEM			
•			•	METZ			•	STRINDEN			
•			•	METZGER			•	THORSGARD			
•			•	MEYER			•	TIMM			

So the bill passed and the title was agreed to.

House Bill No. 1460. A Bill for an Act to prescribe high school diplomas and to allow a diploma to indicate completion of an optional proficiency test.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 51; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON			•	MILLER	•	TINJUM	
•			•	KELLY			•	MUND	•	TWETEN	
•			•	KERMOTT			•	MURPHY	•	UNHJEM	
•			•	KLOUBEC			•	MUSHK	•	VANDER VORST	
•			•	KNUDSON			•	NICHOLAS	•	WAGNER	
•			•	KRETSCHMAR			•	NORDBY	•	WALSH	
•			•	KUCHERA			•	OLSON	•	WEBER	
•			•	LANG			•	OPEDAHL	•	WENTZ	
•			•	LARDY			•	O'SHEA	•	WINGE	
•			•	LARSON, B. #12			•	PETERSON	•	WINKJER	
•			•	LARSON, G. #29			•	POWERS			
•			•	LAUGHLIN			•	RAU		MR SPEAKER	•
•			•	LEE			•	REED			
•			•	LIPSIEA			•	RICHARD			
•			•	LOKKEN			•	RICHIE			
•			•	LUNDENE			•	RICHTER			
•			•	MAIXNER			•	RIEHL			
•			•	MARSDEN			•	ROCHELEAU			
•			•	MARTIN, C. #38			•	RUED			
•			•	MARTIN, G. #43			•	RUSSELL			
•			•	MATCHIE			•	RYLANCE			
•			•	MATCHIE			•	SCHINDLER			
•			•	MATCHIE			•	SCHUETT			

HAUSAMER, L #25	•	McCAFFREY	•	SCHFIELD	•
HERMAN	•	McGALUVRAN	•	SOLBERG	
• HERSLIP		• MEIERS		• STENEHJEM	
HICKLE	•	MERTENS	•	• STRINDEN	
• HILL		• METZ		• SWIONTEK	
• HORGAN		• METZGER		• THORSgard	
• JACOBSON		MEYER	•	TIMM	•

So the bill lost.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bills Nos. 1005, 1011, 1021, 1317, 1327, 1337, 1351, 1369, 1380, 1383, 1384, 1393, 1403, 1412, 1419, 1436, 1438, 1446, 1455, be messaged to the Senate immediately, 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. 1003
- House Bill No. 1012
- House Bill No. 1132
- House Bill No. 1175
- House Bill No. 1224
- House Bill No. 1233
- House Bill No. 1240
- House Bill No. 1264
- House Bill No. 1280
- House Bill No. 1287
- House Bill No. 1361
- House Bill No. 1388

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

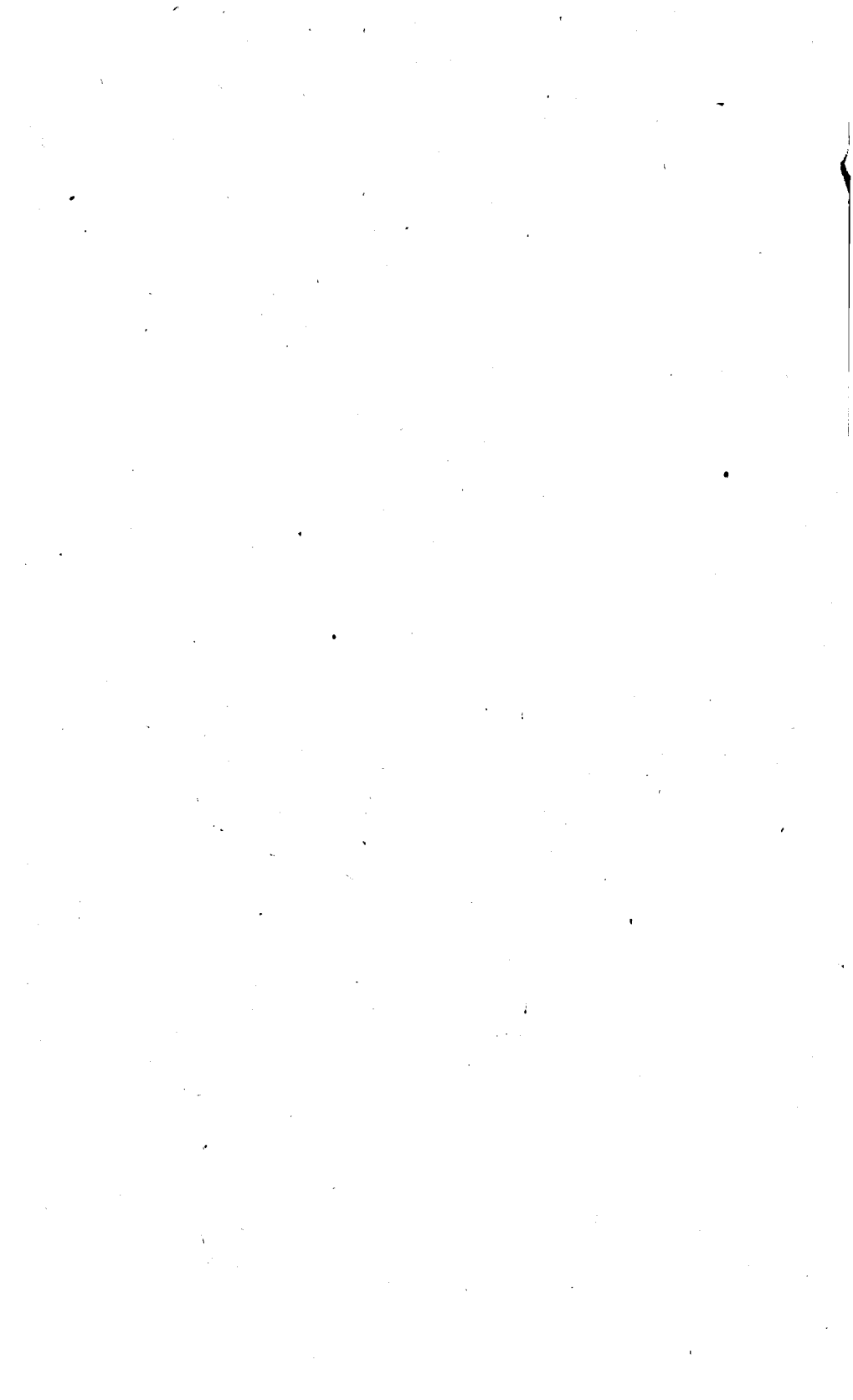
Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2405
- Senate Bill No. 2457
- Senate Bill No. 2471
- Senate Concurrent Resolution No. 4069

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House stand recessed until 8:00 a.m., Thursday, February 17, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



THIRTY-SECOND DAY AFTER RECESS
AND THIRTY-THIRD DAY

Bismarck, February 17, 1977

The House convened at 8:00 a.m., pursuant to recess taken, with Speaker Solberg 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. 1001
 - House Bill No. 1013
 - House Bill No. 1368
 - House Bill No. 1387
 - House Bill No. 1431
 - House Bill No. 1478
 - House Concurrent Resolution No. 3060
- And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Strinden requested a call of the house, which request was granted.

Rep. Strinden moved that the call of the house be suspended, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1462 be moved on the calendar to follow House Bill No. 1551, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1464. A Bill for an Act to amend and reenact sections 28-01-16 and 28-01-17 of the North Dakota Century Code, relating to the time for commencing a cause of action for 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, 94; nays, 0; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMMITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		

• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MARCHIE	• SCHUETT	
• HAUSAUER, L. #25	• MCCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHIEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1468. A Bill for an Act to create and enact section 5-02-05.1 of the North Dakota Century Code, providing for a special Sunday convention alcoholic beverage permit which may be issued by the governing body of a home rule city to a private club, lodge, motel, or hotel serving as a state convention headquarters; and to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to prohibited liquor disposal on certain days, to personal property sales allowable on Sunday, and to businesses allowed to operate on Sunday.

Which has 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, 48; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BAKES			• KERMOTT			• MURPHY			• TWETEN		
• BEAUCLAIR			• KLOBEBC			• MUSHIK			• UNHJEM		
• BENEDICT	•		• KNUIDSON	•		• NICHOLA			• VANDER VORST	•	
• BERG			• KRETSCHMAR			• NORDBY			• WAGNER		
• BERGER	•		• KUCHERA			• OLSON			• WALSH		
• BLACK			• LANG	•		• OPEDAHL			• WEBER		
• CHRISTENSEN	•		• LANGLEY			• O'SHEA			• WENTZ		
• CONMY			• LARDY			• PETERSON			• WINGE		
• CRABTREE			• LARSON, B. #12			• POWERS			• WINKJER		
• DOTZENROD			• LARSON, G. #29			• RAU					
• DUBORD			• LAUGHLIN			• REED					
• EAGLES			• LEE			• RICHARD					
• ERICKSON			• LIPSIEA			• RICHIE					
• FLEMING	•		• LOKKEN			• RICHTER					
• GACKLE	•		• LUNDENE			• RIEHL					
• GENGLER			• MAIXNER			• ROCHELEAU					
• GERL			• MARSDEN			• RUED					
• GRONNEBERG	•		• MARTIN, C. #38			• RUSSELL					
• GUNDERSON	•		• MARTIN, G. #43			• RYLANCE					
• GUNSCH			• MARTINSON			• SCHINDLER					
• HAUGLAND			• MARCHIE			• SCHUETT					
• HAUSAUER, A. #49	•		• MCCAFFREY			• SCOFIELD					
• HAUSAUER, L. #25			• MCGAUVRAN			• SOLBERG					
• HERMAN			• MEIERS			• STENEHIEM					
• HERSLIP	•		• MERTENS			• STRINDEN					
• HICKLE			• METZ			• SWIONTEK					
• HILL	•		• METZGER			• THORSGARD					
• HORGAN			• MEYER			• TIMM					
• JACOBSON	•										

So the bill lost.

House Bill No. 1469. A Bill for an Act to amend and reenact sections 12.1-20-02, 12.1-20-03, 12.1-20-04, 12.1-20-05, and 12.1-20-07 of the North Dakota Century Code, relating to the definition of sexual act, and the offenses of gross sexual imposition, sexual imposition, corruption of minors, and sexual assault.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SULBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1473. A Bill for an Act to create and enact a new section to chapter 40-05 of the North Dakota Century Code, relating to the application of city traffic ordinances to streets located within certain mobile home parks; and to amend and reenact subsection 21 of section 39-01-01 of the North Dakota Century Code, relating to the definition of highway as applicable to motor vehicle operation and regulation.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		

● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1480. A Bill for an Act to amend and reenact section 57-15-50 of the North Dakota Century Code, relating to the county levy for ambulance service; 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, 3; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY		●	● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRITSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHN			● WENTZ		
● CONWAY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD		●			
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERI			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER		●	● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed the the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1484. A Bill for an Act to create and enact a new section to chapter 39-06.1 and two new sections to chapter 39-07 of the North Dakota Century Code, relating to the notification of parents or guardians of juvenile traffic offenders and of the necessity of their notification prior to any fines being paid by the juveniles, and restrictions on the interrogating of juveniles by law enforcement officers.

Which has 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, 38; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON		●	● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAUCLAIR			● KERMOTT		●	● MURPHY			● UNHJEM		
● BENEDICT		●	● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG		●	● KNUDSON			● NICHOLAS		●	● WAGNER		●

• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARS DEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANDCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, I. #25	• MCAFREY	• SCHEFFELD	
• HERMAN	• MCGAULVRAN	• SOBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORS GARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1504. A Bill for an Act to amend and reenact sections 26-27-01, 26-27-02, 26-27-02.1, 26-27-03, 26-27-05, 26-27-08, and 26-27-10 of the North Dakota Century Code, relating to the purpose of the legislative assembly to promote and protect the public health; the authorization of nonprofit medical service corporations; unfair insurance practices; authorization of medical services of doctors of medicine, oral surgeons, and oral pathologists other than those participating under medical service plans; responsibilities and qualifications of directors; contracts with doctors of medicine, oral surgeons, and oral pathologists; and the effect of contracts under the provisions of this chapter.

Which has been read.

Rep. Wagner requested that he be excused from voting on House Bill No. 1504, because of a conflict of interest.

Rep. Stinden moved that Rep. Wagner and all others who feel they have a conflict of interest be allowed to vote on House Bill No. 1504, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 53; absent and not voting, 2.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER		•	• TINJUM		•
• BACKES			• KELLY			• MUND		•	• TWETEN		•
• BEAUCLAIR			• KERMMOTT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON			• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA			• OLSON		•	• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL		•	• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY			• PETERSON		•	• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS		•			
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		•
• EAGLES		•	• LAUGHLIN			• REED					
• ERICKSON		•	• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARS DEN			• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49		•	• MATCHIE			• SCHUETT					

HAUSAUER, I. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill lost.

House Bill No. 1509. A Bill for an Act to require banking institutions, building and loan associations, and other similar financial institutions to pay interest on certain escrow and unaccrued contingent accounts.

Which has 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, 39; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE						
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON		•	•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	•	KELLY			MUND		•	TWETEN		•
BEAUCLAIR			•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT			•	KLOUBEC			MUSHIK		•	VANDER VORST		•
BERG			•	KNUDSON			NICHOLAS		•	WAGNER		•
BERGER			•	KRETSCHMAR			NORDBY		•	WALSH		•
BLACK			•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	•	LANG		•	OPDAHL		•	WENTZ		•
CONMY			•	LANGLEY			O'SHEA		•	WINGE		•
CRABTREE		•	•	LARDY			PETERSON		•	WINKJER		•
DOTZENROD			•	LARSON, B. #12			POWERS					
DUBORD			•	LARSON, G. #29		•	RAU			•	MR. SPEAKER	
EAGLES			•	LAUGHLIN			REED					
ERICKSON		•	•	LEE			RICHARD					
FLEMING			•	LIPSIEA		•	RICHIE					
GACKLE			•	LOKKEN			RICHTER					
GENGLER			•	LUNDENE			RIEHL					
GERL			•	MAIXNER			ROCHELÉAU			•		
GRONNEBERG			•	MARSDEN			RUED			•		
GUNDERSON			•	MARTIN, C. #38			RUSSELL			•		
GUNSCH			•	MARTIN, G. #43			RYLANCE			•		
HAUGLAND			•	MARTINSON			SCHINDLER			•		
HAUSAUER, A. #49			•	MARTCHIE			SCHUETT			•		
HAUSAUER, I. #25			•	McCAFFREY			SCOFIELD			•		
HERMAN			•	McGAUVRAN		•	SOLBERG			•		
HERSLIP			•	MEIERS			STENEJEM			•		
HICKLE			•	MERTENS		•	STRINDEN			•		
HILL			•	METZ		•	SWONTEK			•		
HORGAN			•	METZGER			THORSGARD			•		
JACOBSON			•	MEYER			TIMM			•		

So the bill passed and the title was agreed to.

House Bill No. 1514. A Bill for an Act to create and enact a new section to chapter 27-20 of the North Dakota Century Code, relating to additional juvenile supervisors and providing for a mill levy for county juvenile 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, 71; nays, 28; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES													
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE							
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
ANDERSON			•	JOHNSON		•	MILLER			•	TINJUM		
BACKES			•	KELLY			MUND			•	TWETEN		
BEAUCLAIR				KERMOTT			MURPHY			•	UNHJEM		
BENEDICT				KLOUBEC			MUSHIK			•	VANDER VORST		
BERG				KNUDSON			NICHOLAS			•	WAGNER		
BERGER				KRETSCHMAR			NORDBY			•	WALSH		
BLACK				KUCHERA			OLSON			•	WEBER		
CHRISTENSEN			•	LANG			OPDAHL			•	WENTZ		
CONMY				LANGLEY			O'SHEA			•	WINGE		
CRABTREE			•	LARDY			PETERSON			•	WINKJER		

• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• SYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGALVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1515. A Bill for an Act to create and enact a new subsection to section 54-52.1-01 of the North Dakota Century Code, defining "dental benefits coverage"; to amend and reenact section 54-52.1-02 of the North Dakota Century Code, relating to the uniform group insurance program.

Which has 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, 12; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES		•	• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAH		• WENTZ
• CONNY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE		•	• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON		•	• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE		•	• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		•
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• SYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		•
• HERMAN			• McGALVRAN		•	• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ		•	• SWIONTEK		
• HORGAN			• METZGER		•	• THORSGARD		
• JACOBSON			• MEYER			• TIMM		•

So the bill passed and the title was agreed to.

House Bill No. 1516. A Bill for an Act to create and enact section 10-06-07 of the North Dakota Century Code, relating to a civil penalty for violating the corporate farming 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, 61; nays, 37; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN		•	• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE		•	• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29		•	• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON		•	• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH		•	• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A. #49		•	• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		•			
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM		•			
• HICKLE		•	• MERTENS			• STRINDEN		•			
• HILL			• METZ		•	• SWINTEK					
• HORGAN			• METZGER		•	• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1518. A Bill for an Act to provide an appropriation to the public service commission to research utility pricing policies.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29		•	• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE		•	• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWINTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1520. A Bill for an Act to amend and reenact section 27-09.1-14 of the North Dakota Century Code, relating to juror compensation

and mileage; and providing for an increase from twenty to thirty dollars per day compensation for district and county court jurors and an increase from eight to twelve dollars per day for justice court and coroner's inquest jurors.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBECC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			MR. SPEAKER	•	
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING	•		• LIPSIEA	•		• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHE			• SCHUETT					
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN	•		• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER	•		• TIMM	•				

So the bill passed and the title was agreed to.

House Bill No. 1527. A Bill for an Act to amend and reenact subsections 2 and 10 of section 27-20-02 of the North Dakota Century Code, relating to the jurisdiction of the juvenile court over certain traffic offenses.

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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBECC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA	•		• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					

• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• MCCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1529. A Bill for an Act to create and enact a new subsection to section 39-08-01 of the North Dakota Century Code, relating to the referral of DWI defendants to a treatment facility prior to sentencing.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA	•		• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERI		•	• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MAKSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER	•		• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1530. A Bill for an Act to repeal sections 12-46-23, 12-47-10, and 37-01-15 of the North Dakota Century Code, relating to exempting from jury service officers and employees of the state industrial school and penitentiary, and members of the national guard.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY	•		• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEW					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Beauclair moved that the House reconsider its action by which House Bill No. 1397 was lost, which motion prevailed on a verification vote.

House Bill No. 1397. A Bill for an Act to repeal subsection 5 of section 38-18-06 of the North Dakota Century Code, relating to district court actions when a surface owner does not consent to strip mining by an owner of a severed mineral interest.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					

• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Rep. Maixner moved that the vote by which House Bill No. 1397 was passed be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed on a verification vote.

House Bill No. 1536. A Bill for an Act to amend and reenact section 29-10.1-30 of the North Dakota Century Code, relating to grand jury secrecy under certain conditions.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• RUCHELEAU					
• GRONNEBERG			• MARSDEN			• RUD					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLAND					
• HAUGLAND			• WARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1537. A Bill for an Act to provide a new subsection to section 15-38.1-14 of the North Dakota Century Code, pertaining to executive sessions under the Teachers' Representation and Negotiation Act; to provide an expiration date; 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, 66; nays, 31; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHK		•	• VANDER VORST		
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK		•	• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAH			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•

• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAO	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to; and the emergency clause was declared carried.

House Bill No. 1545. A Bill for an Act to amend and reenact section 47-19-02 of the North Dakota Century Code, relating to instruments entitled to record without acknowledgment.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBUEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1551. A Bill for an Act to amend and reenact section 47-18-18 of the North Dakota Century Code, relating to the execution and acknowledgment of a declaration of homestead.

Which has been read.

MOTIONS

Rep. Dotzenrod requested unanimous consent of the House to amend House Bill No. 1551, which request was granted.

Rep. Dotzenrod moved that House Bill No. 1551 be amended as follows:

On page 1, line 3, delete the word "and" which motion prevailed.

Rep. Dotzenrod moved that the rules be suspended and that House Bill No. 1551 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

House Bill No. 1551. A Bill for an Act to amend and reenact section 47-18-18 of the North Dakota Century Code, relating to the execution and acknowledgment of a declaration of homestead.

Which has 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LURFIA			• RICHIE					
• GACKLE			• LUKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONMEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STEHEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1462. A Bill for an Act to amend and reenact sections 54-05.1-02, 54-05.1-03, and 54-05.1-04; and to repeal section 54-05.1-05 of the North Dakota Century Code, relating to legislative lobbyist regulation.

Which has been read.

Rep. Rylance requested that the question be divided. The Speaker ruled that the question was not divisible, and the request was not granted.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 49; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		

● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGALVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWINTEK	
● HORGAN	● METZGER	● THORSCARD	
● JACOBSON	● MEYER	● TIMM	

So the bill lost.

MOTION

Rep. Strinden moved that the House reconsider its action by which House Bill No. 1462 was lost, which motion prevailed.

Rep. Strinden moved that the House reconsider its action by which the amendments to House Bill No. 1462 were adopted, which motion prevailed.

Rep. Strinden moved that the House not adopt the amendments to House Bill No. 1462 as proposed by the Committee on State and Federal Government, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1462 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

House Bill No. 1462. A Bill for an Act to amend and reenact section 54-05.1-02, of the North Dakota Century Code, relating to legislative lobbyist regulation.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGALVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					

• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Rep. Strinden moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

SECOND READING OF HOUSE BILLS

House Bill No. 1555. A Bill for an Act to amend and reenact section 54-45-03 of the North Dakota Century Code, relating to administrative expenses of the civil air patrol.

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, 0; absent and not voting, 16.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• O'NEAL		• WENTZ
• CONWAY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKLER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETZ		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVREAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1557. A Bill for an Act to implement an Indian education curriculum in elementary and secondary schools within existing minimum curriculum requirements.

Which has 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, 9; absent and not voting, 5.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER

• CHRISTENSEN	• LANG	• OPEDAH	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1563. A Bill for an Act to amend and reenact subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to the application by persons fourteen to sixteen for a motorcycle learner's permit and operator's 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, 85; nays, 12; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUNO			• TWETEN		•
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES		•	• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH		•	• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Murphy requested permission to withdraw House Bill No. 1193. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1568. A Bill for an Act relating to security deposits on leased residential dwelling units, lessor obligations, and lessor access to the dwelling units during tenancy.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER		•	• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHK		•	• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		
• BLACK			• KUCHERA			• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL		•	• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MARXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCF					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1569. A Bill for an Act to amend and reenact subsections 9 and 10 of section 38-18-05 of the North Dakota Century Code, relating to the definitions of surface estate and surface owner.

Which has 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, 10; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		•	• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHK		•	• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		
• BLACK			• KUCHERA			• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL		•	• WENTZ		
• CONAMY		•	• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE		•	• LARDY			• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MARXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCF					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49		•	• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					

• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSgard
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1571. A Bill for an Act to create a consumer product safety code; to place enforcement responsibility in the state laboratories department; 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, 52; nays, 46; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRÖNNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that the rules be suspended, and that the amendments to House Bill No. 1192, be considered at this time, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Gackle moved that the amendments to House Bill No. 1192 as recommended by the Committee on Finance and Taxation as printed on page 769, 770 and 771 of the House Journal be adopted, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1192 be re-referred to the Committee on Appropriations, which motion prevailed.

House Bill No. 1192 was re-referred to the Committee on Appropriations.

SECOND READING OF HOUSE BILLS

House Bill No. 1575. A Bill for an Act to amend and reenact section 15-53.1-34 of the North Dakota Century Code, relating to the sale or removal of school buildings in reorganized 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, 95; nays, 1; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER	•	• TINJUM
• BACKES			• KELLY			• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR	•		• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU	•	• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GEMGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVYRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSIGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1576. A Bill for an act to amend and reenact Section 6-03-02 of the North Dakota Century Code, relating to the powers of banking associations.

Which has been read.

Rep. Russell requested that he be excused from voting on House Bill No. 1576, because of a conflict of interest.

Rep. Kretschmar moved that Rep. Russell and all other members with a conflict of interest be allowed to vote on House Bill No. 1576, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 69; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER	•	• TINJUM
• BACKES			• KELLY			• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU	•	• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GEMGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		

• GUNSCH	• MARTIN G. #43	• RYLAND
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSgard
• JACOBSON	• MEYER	• TIMM

So the bill lost.

House Bill No. 1578. A Bill for an Act to amend and reenact section 28-20-30 of the North Dakota Century Code, relating to the procedure for cancellation of judgments against bankrupts.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHI			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1582. A Bill for an Act to amend and reenact sections 40-47-01.1, 40-48-18, and 58-03-11 of the North Dakota Century Code, relating to the application of zoning and subdivision regulation authority to land lying outside the corporate limits of a city.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 8; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHI			• WENTZ		

• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUWRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1583. A Bill for an Act to amend and reenact sections 11-19-19 and 11-19.1-06 of the North Dakota Century Code, relating to who shall be acting county coroner in the absence of the county coroner.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN	•		• LANGE			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED	•				
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUWRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1584. A Bill for an Act to create and enact a new section in chapter 49-02 of the North Dakota Century Code relating to commission regulation of nonessential or wasteful consumption of gas furnished by gas utilities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 5; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• RACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED		•			
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD		•			
• HERMAN			• MCGAULVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM		•			

So the bill passed and the title was agreed to.

House Bill No. 1589. A Bill for an Act to amend and reenact sections 5-01-08, 5-01-08.1, 5-01-08.2, and 5-01-09 of the North Dakota Century Code, relating to the legal age for the purchase and sale of alcoholic beverages and beer, misrepresentation of age, presumption of licensee's innocence, and delivery to certain persons unlawful; and to repeal section 5-02-06 of the North Dakota Century Code, relating to prohibitions as to persons under twenty-one years of age; and to provide an expiration date.

Which has been read.

Rep. Mushik requested that she be excused from voting on House Bill No. 1589 because of a conflict of interest.

Rep. Backes moved that Rep. Mushik be allowed to vote on House Bill No. 1589, 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, 39; nays, 59; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANGLEY			• OPEDAHL			• WENTZ		
• CONMY			• LARDY			• O'SHEA			• WINGE		
• CRABTREE			• LARSON, B #12			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, G #29			• POWERS					
• DUBORD			• LAUGHLIN			• RAO			• MR. SPEAKER		
• EAGLES			• LEE			• REED					
• ERICKSON			• LIPSIEA			• RICHARD					
• FLEMING			• LOKKEN			• RICHIE					
• GACKLE			• LUNDENE			• RICHTER					
• GENGLER			• MAIXNER			• RIEHL					
• GERL			• MARSDEN			• ROCHELEAU					
• GRONNEBERG			• MARTIN, C #38			• RUED					
• GUNDERSON			• MARTIN, G #43			• RUSSELL					
• GUNSCH			• MARTINSON			• RYLANCE					
• HAUGLAND						• SCHINDLER					

HAUSAUER, A. #49	MATCHIE	SCHUETT
HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill lost.

MOTIONS

Rep. Wagner moved that the rules be suspended, and that House Bill No. 1443 be re-referred to the Committee on Appropriations, which motion prevailed.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bills Nos: 1464, 1469, 1473, 1480, 1514, 1515, 1518, 1520, 1527, 1529, 1530, 1531, 1535, 1536, 1537, 1545, 1551, 1555, 1557, 1563, 1568, 1569, 1575, 1578, 1582, 1583, 1584 be messaged to the Senate immediately, which motion prevailed.

Rep. Strinden moved that the House stand in recess until 1:00 p.m., which motion prevailed.

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg Presiding.

SECOND READING OF HOUSE BILLS

House Bill No. 1591. A Bill for an Act to amend and reenact sections 10-30-10, 10-30-12 and 10-30-14 of the North Dakota Century Code, relating to loans by and investments in a state development corporation.

Which has 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, 5.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS		YEAS	N.V.	NAYS		YEAS	N.V.	NAYS	
• ANDERSON			• JOHNSON	• MILLER			• TINJUM				
• BACKES			• KELLY	• MUND		•	• TWETEN				
• BEAULAIR			• KERMOY	• MURPHY			• UNHJEM				
• BENEDICT			• KLOUBEC	• MUSHIK			• VANDER VOEST				
• BERG			• KNUDSON	• NICHOLAS			• WAGNER				
• BERGER			• KRETSCHMAR	• NORDBY			• WALSH				
• BLACK			• KUCHERA	• OLSON			• WEBER				
• CHRISTENSEN			• LANG	• OPEDAHL			• WENTZ	•			
• CONMY			• LANGLEY	• O'SHEA			• WINGE				
• CRABTREE	•		• LARDY	• PETERSON			• WINKJER				
• DOTZENROD			• LARSON, B. #12	• POWERS							
• DUBORD			• LARSON, G. #29	• RAO		•	• MR SPEAKER				
• EAGLES			• LAUGHLIN	• REED							
• ERICKSON	•		• LEE	• RICHARD							
• FLEAHING			• LIPSIEA	• RICHIE	•						
• GACKLE			• LOKKEN	• RICHTER							
• GENGLER			• LUNDENE	• RIEHL							
• GERL			• MAIXNER	• ROCHELEAU							
• GRONNEBERG			• MARSDEN	• RUED							
• GUNDERSON			• MARTIN, C. #38	• RUSSELL							
• GUNSCH			• MARTIN, G. #43	• RYLANCE							
• HAUGLAND			• MARTINSON	• SCHINDLER							
• HAUSAUER, A. #49			• MATCHIE	• SCHUETT							
• HAUSAUER, L. #25			• McCAFFREY	• SCOFIELD							
• HERMAN			• McGAUVRAN	• SOLBERG							
• HERSLIP			• MEIERS	• STENEHJEM							
• HICKLE			• MERTENS	• STRINDEN							
• HILL			• METZ	• SWONTEK							
• HORGAN			• METZGER	• THORSGARD							
• JACOBSON			• MEYER	• TIMM							

So the bill passed and the title was agreed to.

House Bill No. 1592. A Bill for an Act to amend and reenact section 43-07-13 of the North Dakota Century Code, relating to contractor registrar disposing of inactive 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, 98; nays, 0; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARDSEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANDER					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1593. A Bill for an Act to create and enact section 12-46-25 of the North Dakota Century Code, relating to the availability of tobacco products to certain persons; and to provide an expiration 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, 44; nays, 52; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARDSEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANDER					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					

• HILL			• METZ			• SWIONTEK	
• HORGAN			• METZGER	•		• THORSGARD	•
• JACOBSON	•		• MEYER			• TIMM	

So the bill lost.

MOTION

Rep. Nordby moved that the House reconsider its action by which House Bill No. 1453 was lost, which motion prevailed on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1453. A Bill for an Act to repeal section 24-08-08 of the North Dakota Century Code, relating to when the county shall transfer bridge funds to the city.

Which has 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, 50; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		
• BERG			• KNUSSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR	•		• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, C #29			• RAU			MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSEA			• RICHL					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Vincent B. Rieger and Rep. Rieger was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1594. A Bill for an Act to provide for the inception and expiration times of insurance policies.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		

• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCHE	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1597. A Bill for an Act to create and enact two new subsections to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for travel trailers and snowmobiles sold to residents of other states.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER		•	• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE	•		• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM		•			
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-THIRD DAY

Bismarck, February 17, 1977

The House convened at 2:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

The prayer was offered by Fr. Stanley Sticka, Corpus Christi Catholic Church, Bismarck.

The roll was called, and all members were present except Reps. Gerl, L. Hausauer, VanderVorst and Wentz.

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 Thirsty-first Day After Recess and Thirty-second day and recommends that the same be corrected as follows:

On page 751, following line 8, insert the following:

"When so amended, recommends the same do pass."

On page 781, line 49, following the word "do" insert the word "not"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1006 as recommended by the Committee on Appropriations as printed on pages 743 and 744 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1007 as recommended by the Committee on Appropriations as printed on pages 744, 745, 746, 747, 748, and 749 of the House Journal be adopted, which motion prevailed on a verification vote.

Rep. Wagner moved that the amendments to House Bill No. 1010 as recommended by the Committee on Appropriations as printed on pages 749 and 750 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1014 as recommended by the Committee on Appropriations as printed on pages 759, 760 and 761 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1026 as recommended by the Committee on Appropriations as printed on page 750 of the House Journal be adopted, which motion prevailed on a verification vote.

Rep. Winkjer moved that the amendments to House Bill No. 1043 as recommended by the Committee on Judiciary as printed on pages 761, 762, 763, 764, 765, 766, 767 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1046 as recommended by the Committee on Judiciary as printed on page 768 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1047 as recommended by the Committee on Judiciary as printed on pages 768 and 769 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1159 as recommended by the Committee on Appropriations as printed on page 769 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1258 as

recommended by the Committee on Finance and Taxation as printed on pages 771, 772, 773, 774, and 775 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1276 as recommended by the Committee on Finance and Taxation as printed on page 775 and 776 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1290 as recommended by the Committee on Finance and Taxation as printed on pages 776 and 777 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1320 as recommended by the Committee on Judiciary as printed on pages 777, 778, and 779 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1334 as recommended by the Committee on Appropriations as printed on page 780 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1345 as recommended by the Committee on Finance and Taxation as printed on page 780 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1381 as recommended by the Committee on Appropriations as printed on page 750 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1394 as recommended by the Committee on Judiciary as printed on page 781 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1398 as recommended by the Committee on Appropriations as printed on page 781 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1418 as recommended by the Committee on Judiciary as printed on pages 782, 783, and 784 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1424 as recommended by the Committee on Agriculture as printed on pages 784 and 785 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1429 as recommended by the Committee on Appropriations as printed on page 785 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1456 as recommended by the Committee on Finance and Taxation as printed on pages 786, 787 and 788 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1467 as recommended by the Committee on Education as printed on page 753 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Bill No. 1470 as recommended by the Committee on Industry, Business and Labor as printed on page 751 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Bill No. 1475 as recommended by the Committee on Education as printed on pages 753 and 754 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1477 as recommended by the Committee on Finance and Taxation as printed on page 788 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1490 as recommended by the Committee on Judiciary as printed on page 789 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1508 as recommended by the Committee on Appropriations as printed on pages 789 and 790 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1512 as recommended by the Committee on Finance and Taxation as printed on page 790 of the House Journal be adopted.

MOTION

Rep. Gackle moved that the question of the adoption of the amendments to House Bill No. 1512 be divided as follows:

A. On page 1, line 14 after the word "distributed" insert the following: "one and one-half mills to the incorporated cities and one and one-half mills to the counties"

B. On page 2, line 1 delete the word "County"

On page 2, delete all of lines 2, 3, and 4

Speaker Solberg explained that should the motion of Rep. Gackle prevail, the House will vote according to the divisions as stated in the motion. Thereafter, the House will vote on the final passage of the amendments to House Bill No. 1512, excluding those portions which did not pass on the division of the question.

Rep. A. Hausauer moved a substitute motion, that the amendments to House Bill No. 1512 be laid on the table, which motion prevailed on a verification vote.

POINT OF PERSONAL PRIVILEGE

Rep. Gackle: "Mr. Speaker:

"I rise on a point of personal privilege.

"I felt that we were completely out of order in discussing the amendments because I had merely requested to divide these amendments. We were speaking on Section A and the discussion got on Section B of the amendments, and in the confusion, because we are a little behind on the calendar, a motion was made that was undebatable. I felt that my request was not even considered and I was unable to have the opportunity to discuss the issue, which I had requested, and that was on Section B of the amendments as divided."

POINT OF PERSONAL PRIVILEGE

Rep. Laughlin: "Mr. Speaker:

"I rise on a point of personal privilege. I had my light on and I did not get to speak on the bill. There has been nothing but misunderstanding on this bill since it came in. We had a tobacco industry representative fly all the way from Virginia because he thought we were raising the tax on cigarettes. We had several people from back home call, who thought that we were raising the price of cigarettes. We are short of time, so we felt we had to go through this in a hurry, and I feel that the Speaker ruled we were to talk on the first section of the amendment, and I felt we were actually talking on the second section. As sponsor, I feel it is too bad that this happened because I sincerely feel that this country is entitled to some cigarette money. Some does go to the rural areas through the General Fund, but I don't feel Rep. Hausauer was talking about the first amend-

ment. This seems to be a time element problem of rush, rush, rush."

MOTIONS

Rep. Murphy moved that the House reconsider its action by which the amendments to House Bill No. 1290 were adopted, which motion failed.

SIXTH ORDER OF BUSINESS

Rep. Gackle moved that the amendments to House Bill No. 1521 as recommended by the Committee on Finance and Taxation as printed on page 791 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to House Bill No. 1528 as recommended by the Committee on Appropriations as printed on page 792 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to House Bill No. 1559 as recommended by the Committee on Judiciary as printed on page 792 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1573 as recommended by the Committee on Finance and Taxation as printed on page 793 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Gackle moved that the rules be suspended, and the House reconsider its action by which the Committee Report on House Bill No. 1581 was accepted, which motion prevailed.

Rep. Gackle moved that the rules be suspended, and that the House be on the Fifth Order of Business, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1581, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "organized", delete the word "and" and insert in lieu thereof the following: "to create and enact section 57-52-11.1 of the North Dakota Century Code, relating to the distribution of special fuels taxes;"

On page 1, line 4, delete the word "section" and insert in lieu thereof the word "sections", and delete the words "the initial paragraph of section"

On page 1, line 5, delete the following: "57-52-11, and sections"

On page 1, line 8, after the word "vehicles" and before the period insert the following: "; and to repeal section 57-52-11 of the North Dakota Century Code, relating to the distribution of special fuels taxes"

On page 2, line 6, delete everything after the first period and insert in lieu thereof the following: ") Section 57-52-11.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

57-52-11.1 DISTRIBUTION OF TAX.) All money collected by the state tax commissioner under the provisions of this chapter, except for that portion distributed pursuant to section 5 of this Act, shall be transferred to the state treasurer who shall deposit such moneys in the highway tax distribution fund which shall be distributed in the manner prescribed by law."

On page 2, delete lines 7 through 18

On page 3, line 11, delete the word "organized"

On page 3, line 12, delete the words "the second Tuesday" and insert in lieu thereof the words "August first"

On page 3, line 13, delete the words "in March"

On page 3, line 15, delete the word "organized"

On page 3, line 16, delete the word "organized"

On page 3, line 19, delete the word "organized"

On page 3, line 24, after the word "Act" insert the words "to organized townships"

On page 3, line 27, after the period, insert the following new sentence:

"The moneys distributed pursuant to the provisions of this Act to unorganized townships shall be credited to the counties in which such unorganized townships are located, and shall be used by such counties only in accordance with article 56 of the North Dakota Constitution."

On page 3, after line 27, insert the following new section:

"SECTION 6. REPEAL.) Section 57-52-11 of the North Dakota Century Code is hereby repealed."

And renumber the lines and pages accordingly.

And when so amended, recommends the same be placed on the calendar without recommendation.

REP. GACKLE, Chairman

House Bill No. 1581 was placed on the 6th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Gackle moved that the amendments to House Bill No. 1587 as recommended by the Committee on Finance and Taxation as printed on page 794 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to House Concurrent Resolution No. 3050 as recommended by the Committee on State and Federal Government as printed on pages 751 and 752 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Marlin T. Obie and Rep. Obie was thereupon introduced to the House.

REPORT ON PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1049

And find the same correctly Engrossed.

REP. WALSH, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Strinden moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

SECOND READING OF HOUSE BILLS

House Bill No. 1598. A Bill for an Act to provide for reporting statistical data regarding legal malpractice claims, settlements and final judgments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•			•					•
ANDERSON			JOHNSON			MILLER					TINJUM

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERABTT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAH	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MP SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCHE	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, I. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENHEJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3021. A concurrent resolution urging the President and the Congress of the United States to expeditiously exact a long-range and comprehensive energy conservation and development 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.

House Concurrent Resolution No. 3030. A concurrent resolution supporting the expeditious reconstruction of Locks and Dam 26 on the Mississippi River at Alton, Illinois.

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. Nicholas moved that the House reconsider its action by which House Bill No. 1468 was lost, which motion prevailed on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1468. A Bill for an Act to create and enact section 5-02-05.1 of the North Dakota Century Code, providing for a special Sunday convention alcoholic beverage permit which may be issued by the governing body of a home rule city to a private club, lodge, motel, or hotel serving as a state convention headquarters; and to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to prohibited liquor disposal on certain days, to personal property sales allowable on Sunday, and to businesses allowed to operate on Sunday.

Which has 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, 33; absent and not voting, 7.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•
• BACKES			• KELLY		•	• MUND.		•
• BEAULAIR		•	• KERMOTT		•	• MURPHY		•
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•
• BLACK		•	• KUCHERA		•	• OLSON		•
• CHRISTENSEN		•	• LANG		•	• OPEDAH		•
• CONNY		•	• LANGLEY		•	• O'SHEA		•
• CRABTREE		•	• LARDY		•	• PETERSON		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•
• DuBORD		•	• LARSON, G. #29		•	• RAU		•
• EAGLES		•	• LAUGHLIN		•	• REED		•
• ERICKSON		•	• LEE		•	• RICHARD		•
• FLEMING		•	• LIPSIEA		•	• RICHIE		•
• GACKLE		•	• LOKKEN		•	• RICHTER		•
• GENGLER		•	• LUNDENE		•	• RIEHL		•
• GERL		•	• MAIXNER		•	• ROCHELEAU		•
• GRONNEBERG		•	• MARSDEN		•	• RUED		•
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•
• GUNSCH		•	• MARTIN, G. #43		•	• RYLAND		•
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		•
• HERMAN		•	• McGAUVRAN		•	• SOLBERG		•
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•
• HICKLE		•	• MERTENS		•	• STRINDEN		•
• HILL		•	• METZ		•	• SWONTEK		•
• HORGAN		•	• METZGER		•	• THORSGARD		•
• JACOBSON		•	• MEYER		•	• TIMM		•

So the bill passed and the title was agreed to.

MOTION

Rep. Peterson requested permission to withdraw House Bill No. 1283. There being no objection, it was so ordered by the Speaker.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3038. A concurrent resolution asking Congress and federal agencies to require federal building projects to comply with local zoning ordinances, building codes, and similar health and safety regulations.

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. 3039. A Concurrent resolution urging the President and Congress to permit the Soil Conservation Service to give technical assistance to landowners and to other projects 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.

House Concurrent Resolution No. 3049. A concurrent resolution urging the President of the United States to exercise his authority to limit the import of fresh, chilled, or frozen beef into 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.

House Concurrent Resolution No. 3051. A concurrent resolution urging the United States Congress to provide impact funding for transportation-related impact resulting from coal development.

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. 3052. A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the development of a regional system of veterinary education and directing the Legislative Council to appoint a committee to be consulted in the development of such a veterinary educational system.

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. 3058. A concurrent resolution commending the North Dakota Conference of Churches for its sponsorship of the North Dakota Harvest for Hunger.

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. 3059. A concurrent resolution urging the Congress of the United States to authorize construction of the Horsehead Flats-Winona segment of the Apple Creek Unit of the Pick-Sloan Missouri River Basin 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.

House Concurrent Resolution No. 3061. A concurrent resolution urging the states of Minnesota, Wisconsin, Iowa, Illinois, and Missouri, through their elected officials, to institute the required action to adopt and enact the vehicle weight limitations as expressed by the United States Congress in Public Law 93-643, Section 106.

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. Strinden moved that Senate Bills Nos. 2117, 2172, 2228 and 2265, and House Bill No. 1064 be laid over until Tuesday, February 23, 1977, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1244. A Bill for an Act to amend and reenact subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the adjustments to the taxable income of a corporation under North Dakota income taxation; and providing for an effective date.

Which has been read with Committee Report without recommendation.

Rep. Rocheleau requested that he be excused from voting on House Bill No. 1244, because of a conflict of interest.

Rep. Backes moved that Rep. Rocheleau be allowed to vote on House Bill No. 1244, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 61; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR	•		• KERMOTT		•	• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST	•	
• BERG	•		• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ	•	
• CONAMY			• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12		•	• POWERS					
• DUBORD			• LARSON, G. #29		•	• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL					
• GUNSCH			• MARTIN, G. #43		•	• RYLANCE					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE		•	• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY		•	• SCOFIELD					
• HERMAN			• McGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS		•	• STENHJEM					
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill lost.

House Bill No. 1552. A Bill for an Act to amend and reenact section 54-49.1-02 of the North Dakota Century Code, relating to payment of salaries of the chairman and employees of the natural resources council.

Which has been read with Committee Report without recommendation.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST	•	
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ	•	
• CONAMY			• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12		•	• POWERS					
• DUBORD			• LARSON, G. #29		•	• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL					
• GUNSCH			• MARTIN, G. #43		•	• RYLANCE					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE		•	• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY		•	• SCOFIELD					
• HERMAN			• McGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS		•	• STENHJEM					
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill lost.

RECOGNITION

Speaker Solberg 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.

SECOND READING OF HOUSE BILLS

House Bill No. 1015. Capital Construction Fund — A Bill for an Act to amend and reenact section 1 of chapter 23 of the 1975 Session Laws of North Dakota, relating to the construction of buildings at state agencies, departments, and institutions; to repeal sections 2, 4, and 5 of chapter 23 of the 1975 Session Laws of North Dakota, relating to appropriations to the capital construction fund; and providing an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 3; nays, 93; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•	•	JOHNSON	•	•	MILLER	•	•	TINJUM	•	•
BACKES	•	•	KELLY	•	•	MUND	•	•	TWETEN	•	•
BEAULCLAIR	•	•	KERMOTT	•	•	MURPHY	•	•	UNHJEM	•	•
BENEDICT	•	•	KLOUBEC	•	•	MUSHIK	•	•	VANDER VORST	•	•
BERG	•	•	KNUDSON	•	•	NICHOLAS	•	•	WAGNER	•	•
BERGER	•	•	KRETSCHMAR	•	•	NORDBY	•	•	WALSH	•	•
BLACK	•	•	KUCHERA	•	•	OLSON	•	•	WEBER	•	•
CHRISTENSEN	•	•	LANG	•	•	OPEDAHL	•	•	WENTZ	•	•
CONAMY	•	•	LANGLEY	•	•	O'SHEA	•	•	WINGE	•	•
CRABTREE	•	•	LARDY	•	•	PETERSON	•	•	WINKJER	•	•
DOTZENROD	•	•	LARSON, B. #12	•	•	POWERS	•	•			
DUBORD	•	•	LARSON, G. #29	•	•	RAU	•	•	MR. SPEAKER	•	•
EAGLES	•	•	LAUGHLIN	•	•	REED	•	•			
ERICKSON	•	•	LEE	•	•	RICHARD	•	•			
FLEMING	•	•	LIPSIEA	•	•	RICHIE	•	•			
GACKLE	•	•	LOKKEN	•	•	RICHTER	•	•			
GENGLER	•	•	LUNDENE	•	•	RIEHL	•	•			
GERI	•	•	MAIXNER	•	•	ROCHELEAU	•	•			
GRONNEBERG	•	•	MARSDEN	•	•	RUED	•	•			
GUNDERSON	•	•	MARTIN, C. #38	•	•	RUSSELL	•	•			
GUNSCH	•	•	MARTIN, G. #43	•	•	RYLANCE	•	•			
HAUGLAND	•	•	MARTINSON	•	•	SCHINDLER	•	•			
HAUSAUER, A. #49	•	•	MATCHIE	•	•	SCHUETT	•	•			
HAUSAUER, L. #25	•	•	MCCAFFREY	•	•	SCOFIELD	•	•			
HERMAN	•	•	MCGAUVVRAN	•	•	SOLBERG	•	•			
HERSLIP	•	•	MEIERS	•	•	STENEHJEM	•	•			
HICKLE	•	•	MERTENS	•	•	STRINDEN	•	•			
HILL	•	•	METZ	•	•	SWIGTEK	•	•			
HORGAN	•	•	METZGER	•	•	THORSGARD	•	•			
JACOBSON	•	•	MEYER	•	•	TIMM	•	•			

So the bill lost.

House Bill No. 1037. A Bill for an Act to create and enact a new section to chapter 38-14 of the North Dakota Century Code, relating to notice of noncompliance and surface mining permit suspension and revocation; to amend and reenact section 38-14-01, subsection 9 of section 38-14-02, subsections 1 and 3 of section 38-14-04, subsection 5 of section 38-14-05, and section 38-14-07 of the North Dakota Century Code, relating to the declaration of policy on reclamation of affected lands, definition of refuse, application requirements for surface mining permits, amended applications, placement of material outside the permit area, and operator bonds; and to repeal subsections 10, 11, and 15 of section 38-14-02 of the North Dakota Century Code, relating to the definition of ridge, peak, and rolling topography.

Which has 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATHIE			• SCHULT					
• HAUSAUER, L. #25			• MCGAFFREY			• SCOFIELD					
• HERMAN			• MCGALVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1049. A Bill for an Act to create and enact chapters 16.1-01, 16.1-03, 16.1-04, 16.1-05, 16.1-06, 16.1-07, 16.1-08, 16.1-09, 16.1-10, 16.1-11, 16.1-12, 16.1-13, 16.1-14, 16.1-15, and 16.1-16, all of the North Dakota Century Code, comprising a new election law establishing qualifications for electors, initiative and referendum procedures, election offenses, the election supervisor, the advisory commission on elections, and relating to political party organization, the establishment of voting precincts, the qualifications and duties of election officers, election supplies, ballots and voting machines, absent voters' ballots, campaign contributions and expenditures disclosure, disclosure of financial interests, corrupt practices, the conduct of primary elections, nominations at the general election, the conduct of elections, presidential electors, election returns, recounts, and contests; and to repeal title 16 of the North Dakota Century Code, relating to all election processes; and providing penalties.

Which has been read.

MOTION

Rep. Winkjer moved that the reading of the title be dispensed with, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		

• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCHE	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVYRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

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. "House Bill No. 1049 now passed by the House by a vote of 95 ayes with 5 absent and not voting, is a major revision of the election laws of North Dakota, and a great deal of the credit and fair handedness that resolved the issues of 1049 belong to the Subcommittee of Judiciary which put this together. I believe Reps. Conmy, Lundene and Wentz serving on this committee should have the thanks of this body due them."

SECOND READING OF HOUSE BILLS

House Bill No. 1097. A Bill for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to restrictions on the issuance of construction permits by the public service commission for the location and construction of electric transmission lines.

Which has 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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMTOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOL			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1178. A Bill for an Act to create and enact subsection 8 of section 38-14-03.1, and subsection 16 of section 38-14-05, relating to powers of the public service commission, and duties of the operator; to amend and reenact subsections 3 and 8 of section 38-14-02, subsections 2 and 3 of section 39-14-04, subsection 6 of section 38-14-05.1, and section 38-14-12, relating to definitions, data required to be filed in the application for a mining permit, expedited amendments to existing permits and waiver or modification of time schedules or procedures, limitations, and civil 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, 96; nays, 0; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHN			● WENTZ		
● CONNAY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUD.					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, I. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

MOTIONS

Rep. Winge requested unanimous consent of the House to amend House Bill No. 1294, which request was granted.

Rep. Winge moved that House Bill No. 1294 be amended as follows:

Page 1, line 4, delete the word "ten" and insert in lieu thereof the word "five"

Which motion prevailed.

Rep. Winge moved that the rules be suspended and that House Bill No. 1294 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1294. A Bill for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, requiring the game and fish department to plant trees for wildlife purposes on not less than five percent of each one hundred sixty acre or larger tract of land owned by the department.

Which has been read.

● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1448. A Bill for an Act to create and enact chapter 16.1-03, and sections 16.1-11-18, 16.1-14-18, 16.1-14-19, 16.1-14-20, 16.1-14-21, 16.1-14-22, 16.1-14-23, 16.1-14-24, 16.1-14-25, 16.1-14-26, 16.1-14-27, and 16.1-14-28 of the North Dakota Century Code, relating to political party organization from precinct caucuses through district and state committees, to the form of the consolidated primary election ballot, and to voting for presidential electors by persons not meeting the residency requirements for voting in the state; and to repeal sections 16-04-15.1, 16-16-17, 16-16-17.1, 16-16-18, 16-16-19, 16-16-20, 16-16-21, 16-16-22, 16-16-23, 16-16-24, 16-16-26, 16-16-27, and 16-16-28, and chapter 16-17 of the North Dakota Century Code, relating to the primary election ballot, political party organization, and voting for presidential electors by persons unqualified to vote at state elections.

Which has been read.

Rep. Marsden moved that the House dispense with the reading of the title to House Bill No. 1448, 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, 98; nays, 1; absent and not voting, 1.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONWAY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERI			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McGAUVAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1458. A Bill for an Act to provide for instruction by the state game and fish commissioner on the safe use of firearms and hunter responsibilities; and to provide an effective date.

Which has been read.

Rep. Peterson moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 27; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES		•	• KELLY			• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON	•	• WEBER
• CHRISTENSEN		•	• LANG	•		• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY	•		• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE	•		• RICHARD		
• FLEMING		•	• LIPSIA			• RICHIE	•	
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU	•	
• GRONNEBERG			• MARSDEN	•		• RUED		
• GUNDERSON			• MARTIN, C. #38	•		• RUSSELL		
• GUNSCH		•	• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE	•		• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD	•	
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE		•	• MERTENS	•		• STRINDEN		
• HILL			• METZ	•		• SWIONTEK	•	
• HORGAN			• METZGER	•		• THORSGARD	•	
• JACOBSON			• MEYER			• TIMM	•	

So the bill passed and the title was agreed to.

House Bill No. 1461. A Bill for an Act to provide for continuous insurance coverage of an insured juvenile whose legal custody has been given by the court to any state institution or agency.

Which has 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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON	•	• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE	•		• RICHARD		
• FLEMING			• LIPSIA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU	•	
• GRONNEBERG			• MARSDEN	•		• RUED		
• GUNDERSON			• MARTIN, C. #38	•		• RUSSELL		
• GUNSCH		•	• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE	•		• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD	•	
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE		•	• MERTENS	•		• STRINDEN		
• HILL			• METZ	•		• SWIONTEK	•	
• HORGAN			• METZGER	•		• THORSGARD	•	
• JACOBSON			• MEYER			• TIMM	•	

So the bill passed and the title was agreed to.

House Bill No. 1471. A Bill for an Act to provide for collective bargaining procedures for public employees; and to repeal chapters 15-

House Bill No. 1380
House Bill No. 1383
House Bill No. 1384
House Bill No. 1393
House Bill No. 1403
House Bill No. 1412
House Bill No. 1419
House Bill No. 1436
House Bill No. 1438
House Bill No. 1446
House Bill No. 1455

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. 1464
House Bill No. 1469
House Bill No. 1473
House Bill No. 1480
House Bill No. 1514
House Bill No. 1515
House Bill No. 1518
House Bill No. 1520
House Bill No. 1527
House Bill No. 1529
House Bill No. 1530
House Bill No. 1531
House Bill No. 1535
House Bill No. 1536
House Bill No. 1537
House Bill No. 1545
House Bill No. 1555
House Bill No. 1557
House Bill No. 1563
House Bill No. 1568
House Bill No. 1569
House Bill No. 1575
House Bill No. 1578
House Bill No. 1582
House Bill No. 1583
House Bill No. 1584

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2002
Senate Bill No. 2013
Senate Bill No. 2014
Senate Bill No. 2062
Senate Bill No. 2106

Senate Bill No. 2369
 Senate Bill No. 2382
 Senate Bill No. 2384
 Senate Bill No. 2411
 Senate Bill No. 2428
 Senate Bill No. 2429

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House be on the Fifth Order of Business, and at the conclusion of the Fifth Order, 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 8 a.m., Friday, February 18, 1977, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1192, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 2; Absent, 1, that the same do not pass.

REP. WAGNER, Chairman

House Bill No. 1192 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1443, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 2; Absent, 1, that the same be amended as follows:

On page 1, line 4, delete “; and providing an appropriation”

On page 1, delete lines 20 through 24

On page 2, delete lines 1 through 32

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1443 was placed on the 6th order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Rylance and Strinden introduced:

House Concurrent Resolution No. 3086. A concurrent resolution directing the Legislative Council to study the membership, duties, and responsibilities of all statutory boards, councils, committees, and commissions, except occupational and professional licensing boards.

Was read the first time and referred to the committee on State and Federal Government.

Reps: Rylance and Strinden introduced:

House Concurrent Resolution No. 3087. A concurrent resolution directing the Legislative Council to study the membership, functions, duties, and responsibilities of occupational and professional regulatory agencies, boards, and commissions.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Knudson and Kretschmar introduced:

House Concurrent Resolution No. 3088. A concurrent resolution for the creation of a new article to the Constitution of the State of North Dakota, relating to the power of initiative, referendum, and recall; to amend section 202 of the Constitution of the State of North Dakota, relating to constitutional amendment; and to repeal section 25 of the Constitution of

the State of North Dakota, relating to legislative power and the powers of initiative and referendum, and article 33 of the amendments to the Constitution of the State of North Dakota, relating to recall; and providing an effective date.

Was read the first time and referred to the committee on Constitutional Revision.

Rep. Mertens introduced:

House Concurrent Resolution No. 3089. A concurrent resolution directing the Legislative Council to study the possibility of merging the various state and local public employee retirement systems.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Fleming introduced:

House Concurrent Resolution No. 3090. A concurrent resolution creating a new article III of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to executive branch organization, to the powers and duties of the governor, and to gubernatorial succession; to repeal article III, consisting of sections 71 through 84, of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to the powers and duties of the governor, and to gubernatorial succession; and providing an effective date.

Was read the first time and referred to the committee on Constitutional Revision.

FIRST READING OF SENATE BILLS

Senate Bill No. 2405. A Bill for an Act to amend and reenact section 57-22-02.1 of the North Dakota Century Code, relating to the county auditor publishing a list and maintaining a record of delinquent personal property taxes; and eliminating the requirement of publication in the official county newspaper.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill. No. 2457. A Bill for an Act to provide power in trustee to convey and transfer real estate.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2471. A Bill for an Act to amend and reenact Section 13-04-01 of the North Dakota Century Code, relating to installment loan bank charges.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

The House stood recessed, pursuant to the motion of Rep. Strinden.

ROY GILBREATH, Chief Clerk

THIRTY-THIRD DAY AFTER RECESS AND THIRTY-FOURTH DAY

Bismarck, February 18, 1977

The House convened at 8:00 a.m., pursuant to recess taken, with Speaker Solberg presiding.

MOTIONS

Rep. Wagner moved that the House reconsider its action by which the amendments to House Bill No. 1381 were adopted, which motion prevailed.

Rep. Wagner moved that the House reconsider its action by which the Committee Report on House Bill No. 1381 was accepted, which motion prevailed.

Rep. Wagner moved that the rules be suspended, and that House Bill No. 1381 be re-referred to the Committee on Appropriations, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1443 as recommended by the Committee on Appropriations as printed on page 861 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to House Bill No. 1581 as recommended by the Committee on Finance and Taxation as printed on pages 846 and 847 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:

House Bill No. 1006
 House Bill No. 1007
 House Bill No. 1014
 House Bill No. 1043
 House Bill No. 1046
 House Bill No. 1047
 House Bill No. 1192
 House Bill No. 1258
 House Bill No. 1276
 House Bill No. 1290
 House Bill No. 1320
 House Bill No. 1345
 House Bill No. 1394
 House Bill No. 1398
 House Bill No. 1418
 House Bill No. 1424
 House Bill No. 1456
 House Bill No. 1467
 House Bill No. 1470

House Bill No. 1475
 House Bill No. 1477
 House Bill No. 1490
 House Bill No. 1521
 House Bill No. 1528
 House Bill No. 1559
 House Bill No. 1573
 House Bill No. 1587
 House Concurrent Resolution No. 3050
 And find the same correctly Engrossed.

REP. WALSH, Chairman

Rep. Conmy 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. 1010
 House Bill No. 1026
 House Bill No. 1159
 House Bill No. 1334
 House Bill No. 1429
 House Bill No. 1508
 And find the same correctly Re-engrossed.

REP. WALSH, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1549. A Bill for an Act to amend and reenact section 57-61-01 and 57-62-02 of the North Dakota Century Code, relating to the severance tax on coal and providing for a change in rate and method of computing increases, and to change the coal development fund allocation formula; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Which has been read with Committee Report without recommendation.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			JOHNSON			MILLER		TINJUM
			KELLY			MUND		TWETEN
			KERMÖTT			MURPHY		UNHEM
			KLOUBEC			MUSHK		VANDER VORST
			KNUDSON			NICHOLAS		WAGNER
			KRETSCHMAR			NORDBY		WALSH
			KUCHERA			OLSON		WEBER
			LANG			OPEDAHL		WENTZ
			LANGLEY			O'SHEA		WINGE
			LARDY			PETERSON		WINKJER
			LARSON, B. #12			POWERS		
			LARSON, G. #29			RAU		MR. SPEAKER
			LAUGHLIN			REED		
			LEE			RICHARD		
			LIPSIEA			RICHIE		
			LOKKEN			RICHTER		
			LUNDENE			RIEHL		
			MAXNER			ROCHELEAU		
			MARSDEN			RUED		
			MARTIN, C. #38			RUSSELL		
			MARTIN, G. #43			RYLANCE		
			MARTINSON			SCHINDLER		

● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVVRAN	● SOLBERG
HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill lost.

House Bill No. 1572. A Bill for an Act to amend and reenact section 57-61-01 of the North Dakota Century Code, relating to the severance tax on coal and providing for a change in rate and method of computing increases in such tax; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter relating to the coal severance tax and impact program are temporary.

Which has been read with Committee Report without recommendation. Rep. Strinden 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, 39; nays, 60; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOY			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU					
● EAGLES			● LAUGHLIN			● REED			● MR. SPEAKER		
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNERBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVVRAN			● SOLBERG					
HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill lost.

House Bill No. 1441. A Bill for an Act to create and enact a new section to chapter 61-16 of the North Dakota Century Code, relating to joint water management district boards; and to amend and reenact section 61-16-05, subsection 9 of section 61-16-11, and sections 61-16-12, 61-16-19.1, 61-16-48, and 61-16-50 of the North Dakota Century Code, relating to the powers and duties of a water management district board of commissioners, consolidation or adjustment of districts, and tax 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, 86; nays, 2; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND	•	•	TWETEN	
•	BEAUCLEIR		•	KERMOTT		•	MURPHY		•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ	
•	CONMY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, B. #12		•	POWERS				
•	DuBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERICKSON		•	LEE		•	RICHARD				
•	FLEMING		•	LIPSIEA		•	RICHIE				
•	GACKLE		•	LOKKEN		•	RICHTER	•			
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERL		•	MAIXNER		•	ROCHELEAU				
•	GRONNEBERG		•	MARSDEN		•	RUED				
•	GUNDERSON		•	MARTIN, C. #38		•	RUSSELL				
•	GUNSCH		•	MARTIN, G. #43		•	RYLANC				
•	HAUGLAND		•	MARTINSON		•	SCHINDLER				
•	HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT				
•	HAUSAUER, L. #25		•	McCAFFREY		•	SCOFILO				
•	HERMAN		•	MCGAUVRAN		•	SOLBERG				
•	HERSLIP		•	MEIERS		•	STENHJEM				
•	HICKLE		•	MERTENS		•	STRINDEN				
•	HILL		•	METZ		•	SWICHTK				
•	HORGAN		•	METZGER		•	THORSgard				
•	JACOBSON		•	MEYER		•	TIMM				

So the bill passed and the title was agreed to.

ANNOUNCEMENT

Rep. Solberg announced that the Committee on Appropriations were excused for a brief meeting.

SECOND READING OF HOUSE BILLS

House Bill No. 1481. A Bill for an Act to amend and reenact sections 15-53.1-06 and 15-53.1-18 of the North Dakota Century Code, relating to county committees for annexation and plans of reorganization of school districts in more than one county.

Which has 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, 1; absent and not voting, 25.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWETEN	
•	BEAUCLEIR		•	KERMOTT		•	MURPHY		•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ	
•	CONMY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, B. #12		•	POWERS				
•	DuBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERICKSON		•	LEE		•	RICHARD				
•	FLEMING		•	LIPSIEA		•	RICHIE				
•	GACKLE		•	LOKKEN		•	RICHTER				
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERL		•	MAIXNER		•	ROCHELEAU				
•	GRONNEBERG		•	MARSDEN		•	RUED				
•	GUNDERSON		•	MARTIN, C. #38		•	RUSSELL				
•	GUNSCH		•	MARTIN, G. #43		•	RYLANC				
•	HAUGLAND		•	MARTINSON		•	SCHINDLER				
•	HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT				
•	HAUSAUER, L. #25		•	McCAFFREY		•	SCOFILO				
•	HERMAN		•	MCGAUVRAN		•	SOLBERG				
•	HERSLIP		•	MEIERS		•	STENHJEM				

• HICKLE	• MERTEN	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAR	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1501. A Bill for an Act to require a sixty-day notice prior to evicting a mobile home owner from a mobile home park, to prohibit any more than one rent increase in any twelve-month period, and to require a thirty-day notice of lot rent increase in mobile home parks.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 39; absent and not voting, 23.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR		•	• KERMOITT			• MURPHY		• UNHJEM
• BENEDICT		•	• KLOUBEC			• MUSHK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN		•	• LANG			• OPEDAH		• WENTZ
• CONAMY		•	• LANGLEY			• O'SHEA		• WINGE
• CRABTREE		•	• LARDY			• PETERSOR		• WINKJER
• DOTZENROD		•	• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES		•	• LAUGHLIN			• REED		
• ERICKSON		•	• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE		•	• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL		•	• MAIKNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND		•	• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN		•	• McGAUVVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE		•	• MERTEN			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAR			• METZGER			• THORSGARD		
• JACOBSON		•	• MEYER			• TIMM		

So the bill lost.

MOTION

Rep. Strinden moved that House Concurrent Resolutions Nos. 3028, 3033, 3056, 3040, 3041, 3054, 3057, 3060, 3045, 3053, 3055, 3069, 3034 and 3050 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3028. A concurrent resolution urging the President of the United States to seek an amendment to the Convention for the Protection of Migratory Birds and Mammals to allow the destruction of certain harmful blackbirds, grackles, and cowbirds.

Was read the second time.

The question being on the final adoption of the resolution, as amended.

So the House Concurrent Resolution as declared adopted on a voice vote.

House Concurrent Resolution No. 3033. A concurrent resolution urging Congress to amend the Federal Occupational Safety and Health Act.

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.

House Concurrent Resolution No. 3056. A concurrent resolution urging the State Board of Higher Education and the State Board of Vocational Education to enter into negotiations with the State of Minnesota regarding reciprocity agreements for students enrolled in vocational education programs.

Was read the second time with Committee Recommendation Do Not Pass.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost on a verification vote.

House Concurrent Resolution No. 3040. A concurrent resolution acknowledging the gift to the State of North Dakota of the antique collection and farmstead of Mr. and Mrs. Dale Hawk, and expressing gratitude for the gift to Mr. and Mrs. Hawk.

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. 3041. A concurrent resolution urging support for the adoption of a teachers' Indian education requirement for certification.

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. 3054. A concurrent resolution urging Congress to amend 16 U.S.C. 715s to provide that the National Wildlife Refuge System's land value readjustment period and annual in lieu of tax payments to state counties be the same as the state land value assessment period and in lieu of tax payments made by the State Game and Fish Department.

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. 3057. A concurrent resolution urging Congress to reject legislation providing for the vertical and horizontal divestiture of American oil companies.

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.

Speaker Solberg directed that House Concurrent Resolution No. 3060 be re-referred to the Legislative Council Resolutions Committee.

House Concurrent Resolution No. 3045. A concurrent resolution urging the Director of Institutions to install electrical outlets in the Capitol parking lots.

Was read the second time with Committee Recommendation Do Not Pass.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost on a voice vote.

House Concurrent Resolution No. 3053. A concurrent resolution encouraging officials of the North Dakota State Prison to study the

feasibility of the use of the Transcendental Meditation Program at that institution.

Was read the second time with Committee Recommendation Do Not Pass.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost on a voice vote.

House Concurrent Resolution No. 3055. A concurrent resolution disapproving of the offer of general amnesty for draft evaders by the President of the United States and urging the President to refrain from making a similar offer of amnesty for deserters.

Was read the second time with Committee Recommendation Do Not Pass.

Rep. Gackle requested a recorded roll call vote on House Concurrent Resolution No. 3055, which request was granted.

Rep. Peterson moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 44; nays, 54; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER			TINJUM		•
BACKES			KELLY			MUND			TWETEN		•
BEAUCLAIR	•	•	KERMOTT			MURPHY			UNHJEM		•
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		•
BERG	•	•	KNUDSON			NICHOLAS			WAGNER		•
BERGER			KRETSCHMAR			NORBY			WALSH		•
• BLACK			KUCHERA	•		OLSON			WEBER		•
• CHRISTENSEN			LANG			OPEDAHL	•		WENTZ		•
• CONMY	•		LANGLEY	•		O'SHEA			WINGE		•
• CRABTREE			LARDY			PETERSON			WINKJER		•
• DOTZENROD	•		LARSON, B. #12			POWERS	•				
• DUBORD	•		LARSON, G. #29			RAU			MR. SPEAKER		•
• EAGLES			LAUGHLIN	•		REED					
• ERICKSON			LEE			RICHARD	•				
• FLEMING	•		LIPSIEA	•		RICHIE	•				
• GACKLE			LOKKEN	•		RICHTER					
• GENGLER	•		LUNDENE	•		RIEHL					
• GERL	•		MAIXNER	•		ROCHELEAU	•				
• GRONNEBERG	•		MARSDEN			RUED					
• GUNDERSON			MARTIN, C. #38			RUSSELL					
• GUNSCHE			MARTIN, G. #43	•		RYLANCE					
• HAUGLAND			MARTINSON	•		SCHINDLER					
• HAUSAUER, A. #49			MATCHIE	•		SCHUETT	•				
• HAUSAUER, L. #25			MCCAFFREY	•		SCOFIELD	•				
• HERMAN			MCGAUVRAN	•		SOLBERG					
• HERSLIP	•		MEIERS	•		STENEHJEM	•				
• HICKLE			MERTENS	•		STRINDEN	•				
• HILL	•		METZ	•		SWIONTEK	•				
• HORGAN	•		METZGER	•		THORSGARD	•				
• JACOBSON	•		MEYER	•		TIMM	•				

So the House Concurrent Resolution was declared lost.

Rep. Strinden moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

House Concurrent Resolution No. 3069 was re-referred to the Legislative Council Resolutions Committee.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3034. A concurrent resolution urging Congress to retain Section 14(b) of the Taft-Hartley Act.

Was read the second time.

Rep. Rau requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 54; nays, 43; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			JOHNSON			MILLER		TINJUM
			KELLY			MUND		TWETEN
			KERMOTT			MURPHY		UNHJEM
			KLOUBEC			MUSHIK		VANDER VORST
			KNUDSON			NICHOLAS		WAGNER
			KRETSCHMAR			NORDBY		WASH
			KUCHERA			OLSON		WEBER
			LANG			OPEDAH		WENTZ
			LANGLEY			O'SHEA		WINGE
			LARDY			PETERSON		WINKJER
			LARSON, B. #12			POWERS		
			LARSON, G. #29			RAU		MR. SPEAKER
			LAUGHLIN			REED		
			LEE			RICHARD		
			LIPSIEA			RICHIE		
			LOKKEN			RICHTER		
			LUNDENE			RIEHL		
			MAIXNER			ROCHELEAU		
			MARSDEN			RUED		
			MARTIN, C. #38			RUSSELL		
			MARTIN, G. #43			RYLANCE		
			MARTHNSON			SCHINDLER		
			MATCHIE			SCHUETT		
			McCAFFREY			SCOFIELD		
			McGAUVAN			SOLBERG		
			MEIERS			STENEHJEM		
			MERTENS			STRINDEN		
			METZ			SWIONTEK		
			METZGER			THORSGARD		
			MEYER			TIMM		

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3050. A concurrent resolution urging Congress to propose an amendment to the United States Constitution limiting United States Senators to two six-year terms, and United States Representatives to three four-year terms.

Was read the second time with Committee Recommendation Do Not Pass.

The question being on the final adoption of the resolution, as amended.

So the House Concurrent Resolution was declared lost on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1510. A Bill for an Act to amend and reenact subsection 3 of section 26-41-10 of the North Dakota Century Code, relating to the coordination of insurance benefits between no-fault insurers and other insurers.

Which has been read.

Rep. Crabtree requested he be excused from voting on House Bill No. 1510 because of a conflict of interest.

Rep. Kretschmar moved that Rep. Crabtree and all others with a conflict of interest be allowed to vote on House Bill No. 1510, 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, 97; nays, 0; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			JOHNSON			MILLER		TINJUM
			KELLY			MUND		TWETEN

● BEAUCLAIR	● KERMOTT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBEC	● MUSHIK	● VANDER VORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B #12	● POWERS	
● DUBORD	● LARSON, G #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C #38	● RUSSELL	
● GUNSCH	● MARTIN, G #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDER	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1517. A Bill for an Act to amend and reenact subsection 2 of section 38-14-05 of the 1975 Supplement to the North Dakota Century Code relating to the duties of mine operators to save suitable plant growth material within the permit area.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● NICHOLAS			● VANDER VORST		
● BERG			● KNUDSON			● NORDBY			● WAGNER		
● BERGER			● KRETSCHMAR			● OLSON			● WALSH		
● BLACK			● KUCHERA			● OPEDAHL			● WEBER		
● CHRISTENSEN			● LANG			● O'SHEA			● WENTZ		
● CONMY			● LANGLEY			● PETERSON			● WINGE		
● CRABTREE			● LARDY			● POWERS			● WINKJER		
● DOTZENROD			● LARSON, B #12			● RAU					
● DUBORD			● LARSON, G #29			● REED			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● RICHARD					
● ERICKSON			● LEE			● RICHIE					
● FLEMING			● LIPSIEA			● RICHTER					
● GACKLE			● LOKKEN			● RIEHL					
● GENGLER			● LUNDENE			● ROCHELEAU					
● GERL			● MAIXNER			● RUED					
● GRONNEBERG			● MARSDEN			● RUSSELL					
● GUNDERSON			● MARTIN, C #38			● RYLANCE					
● GUNSCH			● MARTIN, G #43			● SCHINDLER					
● HAUGLAND			● MARTINSON			● SCHUETT					
● HAUSAUER, A #49			● MATCHIE			● SCOFIELD					
● HAUSAUER, L #25			● McCAFFREY			● SOLBERG					
● HERMAN			● MCGAUVRAN			● STENEHJEM					
● HERSLIP			● MEIERS			● STRINDER					
● HICKLE			● MERTENS			● SWIONTEK					
● HILL			● METZ			● THORSGARD					
● HORGAN			● METZGER			● TIMM					
● JACOBSON			● MEYER								

So the bill passed and the title was agreed to.

House Bill No. 1523. A Bill for an Act to create and enact one new section to chapter 27-01 of the North Dakota Century Code, relating to the waiver of fees in civil actions.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR	•		• NORDBY			• WALSH		
• BLACK			• KUCHERA	•		• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEM					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1565. A Bill for an Act to amend and reenact section 61-01-22 of the North Dakota Century Code, relating to drainage.

Which has 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, 30; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEM					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Kretschmar moved that the House reconsider its action by which House Bill No. 1501 was lost, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1501. A Bill for an Act to require a sixty-day notice prior to evicting a mobile home owner from a mobile home park, to prohibit any more than one rent increase in any twelve-month period, and to require a thirty-day notice of lot rent increase in mobile home parks.

Which has 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, 36; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCGAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1567. A Bill for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to interest on security deposits for residential dwelling units.

Which has been read.

Rep. Berg requested that he be excused from voting on House Bill No. 1567 because of a conflict of interest.

Rep. Winge moved that Rep. Berg be allowed to vote on House Bill No. 1567, 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, 68; nays, 28; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		

• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONAMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAIJ	MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARS DEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MARCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAVURAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEW	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1102. A Bill for an Act to provide funds to counties and cities for the purpose of establishing and operating public transportation systems; and providing an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 62; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS		YEAS	N-V	NAYS		YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON			• MILLER		• TINJUM			
• BACKES			• KELLY			• MUND		• TWETEN			
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM			
• BENEDICT			• KLOUBEC			• KLUHSIK		• VANDER VORST			
• BERG			• KNUDSON			• NICHOLAS		• WAGNER			
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH			
• BLACK			• KUCHERA			• OLSON		• WEBER			
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ			
• CONAMY			• LANGLEY			• O'SHEA		• WINGE			
• CRABTREE			• LARDY			• PETERSON		• WINKJER			
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAIJ		MR. SPEAKER			
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARS DEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MARCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAVURAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEW					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

House Bill No. 1371. 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 an income tax adjustment for teacher retirement benefits.

Which has been read with Committee Recommendation Do Not Pass.

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, 2.

REGULAR SESSION									ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
		•	•	JOHNSON		•	MILLER			TINJUM	•			
•	BACKES			KELLY	•	•	MUND	•	•	TWETEN	•			
•	BEAUCLAIR		•	KERMOTT		•	MURPHY	•	•	UNHJEM	•			
•	BENEDICT			KLOUBEC	•	•	MUSHIK	•	•	VANDER VORST	•			
•	BERG	•		KNUDSON	•	•	NICHOLAS	•	•	WAGNER	•			
•	BERGER			KRETSCHMAR	•	•	NORDBY	•	•	WALSH	•			
•	BLACK			KUCHERA		•	OLSON	•	•	WEBER	•			
•	CHRISTENSEN	•		LANG		•	OPEDAHL	•	•	WENTZ	•			
•	CONMY		•	LANGLEY		•	O'SHEA	•	•	WINGE	•			
•	CRABTREE	•		LARDY		•	PETERSON	•	•	WINKJER	•			
•	DOTZENROD	•		LARSON, B. #12		•	POWERS	•						
•	DUBORD		•	LARSON, G. #29		•	RAU	•		MR. SPEAKER	•			
•	EAGLES	•	•	LAUGHLIN		•	REED	•						
•	ERICKSON	•		LEE	•	•	RICHARD	•						
•	FLEMING			LIPSIEA		•	RICHIE	•						
•	GACKLE	•	•	LOKKEN		•	RICHTER	•						
•	GENGLER		•	LUNDENE		•	RIEHL	•						
•	GERL		•	MAIXNER		•	ROCHELEAU	•						
•	GRONNEBERG	•		MARSDEN	•	•	RUED	•						
•	GUNDERSON			MARTIN, C. #38		•	RUSSELL	•						
•	GUNSCH	•		MARTIN, G. #43		•	RYLANCE	•						
•	HAUGLAND		•	MARTINSON		•	SCHINDLER	•						
•	HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT	•						
•	HAUSAUER, L. #25			McCAFFREY	•	•	SCOFIELD	•						
•	HERMAN	•		McGAUVIRAN	•	•	SOLBERG	•						
•	HERSLIP	•		MEIERS	•	•	STENEHJEM	•						
•	HICKLE	•		MERTENS	•	•	STRINDEN	•						
•	HILL			METZ	•	•	SWIONTEK	•						
•	MORGAN	•		METZGER	•	•	THORSGARD	•						
•	JACOBSON	•	•	MEYER	•	•	TIMM	•						

So the bill lost.

House Bill No. 1406. 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 amounts received under the United States Civil Service Retirement Act and certain other pension plans.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 18; nays, 80; absent and not voting, 2.

REGULAR SESSION									ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
		•	•	JOHNSON		•	MILLER			TINJUM	•			
•	BACKES			KELLY	•	•	MUND	•	•	TWETEN	•			
•	BEAUCLAIR		•	KERMOTT		•	MURPHY	•	•	UNHJEM	•			
•	BENEDICT			KLOUBEC	•	•	MUSHIK	•	•	VANDER VORST	•			
•	BERG	•		KNUDSON	•	•	NICHOLAS	•	•	WAGNER	•			
•	BERGER			KRETSCHMAR	•	•	NORDBY	•	•	WALSH	•			
•	BLACK		•	KUCHERA		•	OLSON	•	•	WEBER	•			
•	CHRISTENSEN	•		LANG		•	OPEDAHL	•	•	WENTZ	•			
•	CONMY		•	LANGLEY		•	O'SHEA	•	•	WINGE	•			
•	CRABTREE	•		LARDY		•	PETERSON	•	•	WINKJER	•			
•	DOTZENROD	•		LARSON, B. #12		•	POWERS	•						
•	DUBORD		•	LARSON, G. #29		•	RAU	•		MR. SPEAKER	•			
•	EAGLES	•	•	LAUGHLIN		•	REED	•						
•	ERICKSON	•		LEE	•	•	RICHARD	•						
•	FLEMING			LIPSIEA		•	RICHIE	•						
•	GACKLE	•	•	LOKKEN		•	RICHTER	•						
•	GENGLER		•	LUNDENE		•	RIEHL	•						
•	GERL		•	MAIXNER		•	ROCHELEAU	•						
•	GRONNEBERG	•		MARSDEN	•	•	RUED	•						
•	GUNDERSON			MARTIN, C. #38		•	RUSSELL	•						
•	GUNSCH	•		MARTIN, G. #43		•	RYLANCE	•						
•	HAUGLAND		•	MARTINSON		•	SCHINDLER	•						
•	HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT	•						
•	HAUSAUER, L. #25			McCAFFREY	•	•	SCOFIELD	•						
•	HERMAN	•		McGAUVIRAN	•	•	SOLBERG	•						
•	HERSLIP	•		MEIERS	•	•	STENEHJEM	•						
•	HICKLE	•		MERTENS	•	•	STRINDEN	•						
•	HILL			METZ	•	•	SWIONTEK	•						
•	MORGAN	•		METZGER	•	•	THORSGARD	•						
•	JACOBSON	•	•	MEYER	•	•	TIMM	•						

So the bill lost.

House Bill No. 1432. A Bill for an Act to amend and reenact sections 15-18-01, 15-18-08, and 15-18-10 of the North Dakota Century Code, relating to authorized junior colleges; standards for state aid to junior colleges; and junior college boards of control; and excepting Indian school districts from the five thousand population requirement for establishment of a junior college; allowing reservation school districts to enter into joint exercise of governmental powers agreements for establishing junior colleges; excepting reservation school districts from junior college state aid exclusion if not established by July 1, 1969; and providing for a junior college board of control within a reservation school district.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 12; nays, 85; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•			•			•			•
ANDERSON			JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	•	MR SPEAKER	
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERI		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGAUVRAN		•	SOLBERG		•			
HICKLE		•	MEIERS		•	STENEHJEM		•			
HILL		•	MERTENS		•	STRINDEN		•			
HORGAN		•	METZ		•	SWONTEK		•			
JACOBSON		•	METZGER		•	THORSGARD		•			
			MEYER		•	TIMM		•			

So the bill lost.

House Bill No. 1586. A Bill for an Act to create and enact subsection 7 of section 23-25-02 and section 44-08-19 of the North Dakota Century Code, relating to compensation and expenses for members of the air pollution control advisory council and general compensation for members of commissions, committees, councils, or boards; and to amend and reenact sections 2-05-01, 2-07-02.4, 4-02.1-05, and 4-02.1-09, subsection 3 of section 4-09-03, sections 4-10.1-06, 4-13.2-04, 4-18.1-04, and 4-22-04, subsection 3 of section 4-27-05, sections 4-28-05 and 4-34-07, subsection 1 of section 6-01-03, sections 6-09.1-02, 12-55-02, 12-59-02, 12-61-02, 15-10-08, 15-10-32, 15-21-17, 15-38-17, 15-38.1-04, 15-39.1-08, 15-52-03, 15-62.2-03, 15-63-01, 15-65-02, 16-16-16, 20.1-02-24, 23-01-02, 24-17-08, 25-04.1-05, 25-12-03, 25-15-03, 27-11-11, and 27-15-10, subsection 8 of section 27-23-03, sections 36-01-04, 37-18.1-04, 50-06-04, and 50-26-03, subsection 1 of section 51-10-06, sections 54-03-20.3, 54-34-03, 54-36-01, and 54-44.3-04, subsection 4 of section 54-52-03, sections 54-53-02, 54-54-03, 55-01-03, 55-01-09, 55-06-01, 55-06-02, 55-09-05, 57-23.1-01, 61-02-12, 61-24-04, 61-28-03, and 61-29-04 of the North Dakota Century Code, relating to the compensation and expense reimbursement of

members of various boards, councils, committees, and commissions appointed or selected pursuant to law.

Which has been read with Committee Recommendation Do Not Pass.

Rep. Mushik moved that the House dispense with the reading of the title to House Bill No. 1586, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 70; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•			•			•			•
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
• BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
• BENEDICT		•	KLOBECC		•	• MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	• WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	• OPEDAHN		•	WENTZ		•
CONWAY		•	LANGLEY		•	• O'SHEA		•	• WINGE		•
CRABTREE		•	LARDY		•	• PETERSON		•	WINKJER		•
• DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
• EAGLES		•	• LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	• RICHARD		•			
• FLEMING		•	LIPSIEA		•	• RICHIE		•			
GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	MAIXNER		•	• ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		•			
HERAMAN		•	• MCGAUVYRAN		•	SOLBERG		•			
HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
HICKLE		•	• MERTENS		•	STRINDEN		•			
• HILL		•	• METZ		•	• SWONTEK		•			
HORGAN		•	• METZGER		•	• THORSgard		•			
• JACOBSON		•	• MEYER		•	TIMM		•			

So the bill lost.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1381, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 7; Absent, 1, that the same be amended as follows:

On page 1, line 17, after the first comma, insert the following:
 "and commencing December 1, 1978, seventy-five dollars a day,"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

House Bill No. 1381 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Rep. Strinden moved that the House stand recessed until 1:00 p.m., which motion prevailed.

House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

Rep. Strinden requested that the chairmen of all A Committees be excused for a brief meeting, which request was granted.

SECOND READING OF HOUSE BILLS

House Bill No. 1169. A Bill for an Act to amend and reenact sections 20.1-01-18, 20.1-01-19, and 20.1-01-20 of the North Dakota Century Code, relating to hunting on lands belonging to another; to amend and reenact

section 53-08-05 of the North Dakota Century Code, relating to landowner liability to others who use land for recreational purposes; and to repeal sections 20.1-01-17 and -20.1-01-22 of the North Dakota Century Code, relating to posting of lands to prohibit hunting and hunting on lands having unharvested crops.

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, 59; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES		•	• KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	• KERMOTT		•	• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG			• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK			• KUCHEKA		•	• OLSON		• WEBER
• CHRISTENSEN			• LANG		•	• OPEDAHL		• WENTZ
• CONMY			• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE			• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12		•	• POWERS		
• DUBORD			• LARSON, G. #29		•	• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN		•	• REED		
• ERICKSON			• LEE		•	• RICHARD		
• FLEMING			• LIPSIEA		•	• RICHIE		
• GACKLE			• LOKKEN		•	• RICHTER		
• GENGLER			• LUNDENE		•	• RIEHL		
• GERL			• MAIXNER		•	• ROCHELEAU		
• GRONNEBERG			• MARSDEN		•	• RUED		
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL		
• GUNSCH			• MARTIN, G. #43		•	• RYLANCE		
• HAUGLAND			• MARTINSON		•	• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE		•	• SCHJETT		
• HAUSAUER, I. #25			• MCCAFFREY		•	• SCOFIELD		
• HERMAN			• MCGAUVRAN		•	• SOLBERG		
• HERSLIP			• MEIERS		•	• STENEHJEM		
• HICKLE			• MERTENS		•	• STRINDEN		
• HILL			• METZ		•	• SWINTEK		
• HORGAN			• METZGER		•	• THORSGARD		
• JACOBSON			• MEYER		•	• TIMM		

So the bill lost.

House Bill No. 1181, A Bill for an Act to continue the Devils Lake basin advisory committee, 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, 94; nays, 2; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY		•	• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT		•	• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG			• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK			• KUCHEKA		•	• OLSON		• WEBER
• CHRISTENSEN			• LANG		•	• OPEDAHL		• WENTZ
• CONMY			• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE			• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12		•	• POWERS		
• DUBORD			• LARSON, G. #29		•	• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN		•	• REED		
• ERICKSON			• LEE		•	• RICHARD		
• FLEMING			• LIPSIEA		•	• RICHIE		
• GACKLE			• LOKKEN		•	• RICHTER		
• GENGLER			• LUNDENE		•	• RIEHL		
• GERL			• MAIXNER		•	• ROCHELEAU		
• GRONNEBERG			• MARSDEN		•	• RUED		
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL		
• GUNSCH			• MARTIN, G. #43		•	• RYLANCE		

● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Timm: "Mr. Speaker:

"I rise on a point of personal privilege.

"I hope that the vote taken on House Bill No. 1169 does not antagonize the landowners. I would hope that the hunters of North Dakota have gotten the point now by going through this legislation that they had better get out and do their share in improving the hunter-farmer relationship, and I would hope that everyone connected with hunting would get out and try to further and improve the hunter-landowner relationship. I repeat, I hope that the landowners do not take this vote to mean that the hunter has no regard for the farm land."

MOTION

Rep. Strinden moved that the rules be suspended and that House Bill No. 1548 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1548. A Bill for an Act to provide that cities and health units shall not assess for dairy inspection or issue licenses or permits; to amend and reenact section 4-29-04 of the North Dakota Century Code, relating to the powers and duties of the dairy commissioner and authorizing the dairy commissioner to contract for dairy farm inspection; and to provide an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

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, 1.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND	●	● TWETEN
● BEAULCLAIR			● KERMOTT			● MURPHY	●	● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA	●		● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONAMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY	●		● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD	●		● LARSON, G. #29	●		● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHI		
● GERL			● MAXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN	●		● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43	●		● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN	●	
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1308. A Bill for an Act relating to the promotion, advertising, research and development of edible beans, creating a state edible bean council and prescribing its powers, duties, and authority, prescribing a tax on edible bean production, providing for its collection, and providing penalties for the violation of the Act; providing an appropriation; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 8; absent and not voting, 5.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHK		● VANDER VOPST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR	●		● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD	●		● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN	●		● RICHTER		
● GENGLER	●		● LUNDENE			● RIEHL		
● GERL	●		● MAINYER			● ROCHELEAU		
● GRONBERG			● MARDSEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL	●	
● GUNSCHE			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWINTEK		
● HORGAN			● METZGER			● THORGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Strinden moved that the rules be suspended, and that House Bills Nos. 1441, 1481, 1510, 1517, 1523, 1565, 1567, and House Concurrent Resolution Nos. 3028, 3033, 3040, 3041, 3054, and 3057 be messaged to the Senate immediately, which motion prevailed.

Rep. Strinden moved that the rules be suspended in concurrence with like action in the Senate, and that the time limitation for messaging House bills to the Senate, pursuant to Joint Legislative Rule No. 8, be delayed until 6:00 p.m. on Wednesday, February 23, 1977, which motion prevailed.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden 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 RESOLUTIONS

Rep. Strinden introduced:

House Concurrent Resolution No. 3091. A concurrent resolution

directing a Legislative Council study to determine the feasibility of creating a state department of human services.

Was read the first time and referred to the committee on Social Welfare.

Reps. Mushik, Wentz, Eagles and Benedict introduced:

House Concurrent Resolution No. 3092. A concurrent resolution directing an interim study by the Legislative Council to determine the numbers of displaced homemakers in North Dakota and to identify the programs and services provided by the state and its political subdivisions, and by voluntary, nonprofit organizations to this special category of women who have fulfilled the role of homemaker but suddenly find themselves displaced in their middle years due to widowhood, divorce, disabled spouse, or other loss of family income.

Was read the first time and referred to the committee on Social Welfare.

Reps. McCaffrey, Conmy, Wentz, Richie and Fleming introduced:

House Concurrent Resolution No. 3093. A concurrent resolution directing the Legislative Council to study the statutes relating to consumer transactions to determine the feasibility of adopting a consolidated comprehensive consumer act.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Rep. Strinden introduced:

House Concurrent Resolution No. 3094. A concurrent resolution directing the Legislative Council to conduct a thorough and comprehensive study of the possible uses of lignite.

Was read the first time and referred to the committee on Industry, Business and Labor.

Reps. Kretschmar, Knudson and Nicholas introduced:

House Concurrent Resolution No. 3095. A concurrent resolution to create a new article II of the Constitution of the State of North Dakota, relating to the legislative assembly; to amend section 77 of the Constitution of the State of North Dakota, relating to the lieutenant governor presiding over the senate; and to repeal the present article II of the Constitution of the State of North Dakota, relating to the legislative assembly.

Was read the first time and referred to the committee on Constitutional Revision.

Rep. Kuchera introduced:

House Concurrent Resolution No. 3096. A concurrent resolution directing the Legislative Council to study all postsecondary education which derives any support from the state general fund as to its effectiveness in serving the needs of North Dakota's students; joint planning and management of public higher education; and the role, effectiveness, and powers of the Board of Higher Education.

Was read the first time and referred to the committee on Education. The House stood adjourned, pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk

THIRTY-FOURTH DAY

Bismarck, February 18, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding. The prayer was offered by Fr. Blaine R. Cook, Corpus Christi Catholic Church, Bismarck.

The roll was called, and all members were present except Reps. Gronneberg, L. Hausauer, and Langley.

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 852, line 51, following the word "bill" delete the balance of the line and insert in lieu thereof the word "lost."

And when so corrected, recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Kelly moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1314. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for sales to certain nonprofit meal delivery organizations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 9; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			•			•			•		
ANDERSON			•	JOHNSON		•	MILLER		•	TINJUM	
BACKES	•		•	KELLY		•	MUND		•	TWETEN	
BEAUCLEAR			•	KERMOTT		•	MURPHY	•	•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHER		•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ	
•	CONAMY		•	LANGLE		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY	•	•	PETERSON		•	WINKLER	
•	DOTZENROD		•	LARSON, B. #12		•	POWERS				
•	DUBORD		•	LARSON, G. #29		•	RAU				•
•	EAGLES		•	LAUGHLIN		•	REED				•
•	ERICKSON		•	LEE		•	RICHARD				
•	FLEMING		•	LIPSEA		•	RICHIE				
•	GACKLE		•	LOKKEN		•	RICHTER		•		
•	GENGLER	•	•	LUNDENE		•	RIEHL				
•	GERL	•	•	MAIXNER		•	ROCHELEAU				
•	GRONNEBERG		•	MARSDEN		•	RUED				
•	GUNDERSON	•	•	MARTIN, C. #38		•	RUSSELL				
•	GUNSCHE	•	•	MARTIN, G. #43		•	RYLANCE				
•	HAUGLAND		•	MARTINSON		•	SCHINDLER				
•	HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT				
•	HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD				
•	HERMAN		•	McGAUVRAN		•	SOLBERG				
•	HERSLIP		•	MEIERS		•	STENEHJEM				
•	HICKLE	•	•	MERTENS		•	STRINDEN				
•	HILL		•	METZ	•	•	SWIONTEK				
•	HORGAN		•	METZGER	•	•	THORSGARD				
•	JACOBSON		•	MEYER		•	TIMM				
											•
											MR. SPEAKER

So the bill passed and the title was agreed to.

House Bill No. 1330. A Bill for an Act to create and enact a new section to chapter 25-07 of the North Dakota Century Code, relating to a home intervention program for hearing impaired preschoolers.

Which has 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, 11.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONNY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B. #12			POWERS		
DUBORD			LARSON, G. #29			RAU		MR. SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN, C. #38			RUSSELL		
GUNSCH			MARTIN, G. #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A. #49			MATCHIE			SCHUETT		
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD		
HERMAN			MCGAUVRAN			SOLBERG		
HERSLIP			MEIERS			STENEHJEM		
HICKLE			MERTENS			STRINDEN		
HILL			METZ			SWINTEK		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1430. A Bill for an Act to require a feasibility study on energy conservation and the use of alternative energy sources in the construction or renovation of state-owned 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, 80; nays, 9; absent and not voting, 11.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONNY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B. #12			POWERS		
DUBORD			LARSON, G. #29			RAU		MR. SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN, C. #38			RUSSELL		
GUNSCH			MARTIN, G. #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A. #49			MATCHIE			SCHUETT		
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD		
HERMAN			MCGAUVRAN			SOLBERG		
HERSLIP			MEIERS			STENEHJEM		
HICKLE			MERTENS			STRINDEN		

• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1459. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01 of the North Dakota Century Code, relating to sales taxes on items sold at auction.

Which has been read.

Rep. Rocheleau requested that he be excused from voting on House Bill No. 1459 because of a conflict of interest.

Rep. Strinden moved that Rep. Rocheleau be allowed to vote on House Bill No. 1459, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 4; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY	•		• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOFF			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG	•		• OPEDAHN			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY	•		• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER	•				
• GENGLER			• LUNDEN			• RIEHL					
• GERI			• MAJNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ	•		• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM	•				

So the bill passed and the title was agreed to.

House Bill No. 1553. A Bill for an Act to amend and reenact section 15-63-05 of the North Dakota Century Code, relating to the amount of Indian scholarship 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, 73; nays, 21; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOFF			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		

• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

MOTION

Rep. Kretschmar moved that the rules be suspended, and that Senate Bills Nos. 2215 and 2216 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1001. — BUDGETS — Elected State Officials — 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 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, 6; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONAMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD	•		• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED	•	
• GUNDERSON	•		• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER	•	
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD	•	
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Wagner moved that 500 copies of engrossed House Bill No. 1001 be printed, which motion prevailed.

Rep. Winkjer moved that 500 copies of the engrossed House Bill No. 1049 be printed, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1013. Budgets — Adjutant General — 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 yeas, 84, nays, 1; absent and not voting, 15.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDERHORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHI			● WENTZ		
● COMBY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNTSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLUND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVYRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEY					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1387. A Bill for an Act to amend and reenact subsections 1, 2, 3, 9, and 14 of section 38-14-05, and subsection 1 of section 38-14-05.1 of the North Dakota Century Code, relating to duties of surface mine operators to reclaim surface mined land in a manner that the gentlest topography of the land consistent with other lands is obtained, save and segregate at least five feet of suitable plant growth material by layer, establish natural drainage compatible with the topography on all reclaimed land, and revegetate reclaimed land according to certain criteria, to protect the domestic or livestock water supply of the surface owner or adjoining surface owners, to provide for recovery of damages by the surface owner for contamination or interruption of the water supply, to prohibit surface mining in certain areas based on certain special, exceptional, critical, or unique characteristics such as biological productivity, ecological fragility, ecological importance, and scenic, historic, archaeological, ethnologic, cultural, or recreational significance and to require the public service commission to delete those areas from surface mining.

Which has been read.

Rep. Maixner moved that the House dispense with the reading of the title to House Bill No. 1387, 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, 92; nays, 1; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE						
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS				
ANDERSON			•	JOHNSON		•	MILLER		•	TINJUM		
•	BACKES		•	KELLY		•	MUND		•	TWETEN		•
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
•	CONWAY		•	LANGLEY		•	O'SHEA		•	WINGE		•
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
•	DOTZENROD		•	LARSON, B #12		•	POWERS		•			
•	DUBORD		•	LARSON, G #29		•	RAU		•	•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED		•			
•	ERICKSON		•	LEE		•	RICHARD		•			
•	FLEMING		•	LIPSIEA		•	RICHIE		•			
•	GACKLE		•	LOKKEN		•	RICHTER		•			
•	GENGLER		•	LUNDENE		•	RIEHL		•			
•	GERL		•	MAIXNER		•	ROCHELEAU		•			
•	GRONNEBERG		•	MARSDEN		•	RUED		•			
•	GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•			
•	GUNSHI		•	MARTIN, G #43		•	RYLANCE		•			
•	HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
•	HAUSAUER, A #49		•	MATCHIE		•	SCHIETT		•			
•	HAUSAUER, L #25		•	MCCAFFREY		•	SCOFIELD		•			
•	HERMAN		•	MCCALUVRAN		•	SOLBERG		•			
•	HERSLIP		•	MEIERS		•	STENEHJEM		•			
•	HICKLE		•	MERTENS		•	STRINDEN		•			
•	HILL		•	METZ		•	SWIONTEK		•			
•	HORGAN		•	METZGER		•	THORSKARD		•			
•	JACOBSON		•	MEYER		•	TIMM		•			

So the bill passed and the title was agreed to.

House Bill No. 1431. A Bill for an Act to establish a state housing finance agency.

Which has been read.

Rep. Herslip requested that he be excused from voting on House Bill No. 1431 because of a conflict of interest.

Rep. Kretschmar moved that Rep. Herslip be allowed to vote on House Bill No. 1431, 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, 42; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE						
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON			•	JOHNSON		•	MILLER		•	TINJUM		
•	BACKES		•	KELLY		•	MUND		•	TWETEN		•
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
•	CONWAY		•	LANGLEY		•	O'SHEA		•	WINGE		•
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
•	DOTZENROD		•	LARSON, B #12		•	POWERS		•			
•	DUBORD		•	LARSON, G #29		•	RAU		•	•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED		•			
•	ERICKSON		•	LEE		•	RICHARD		•			
•	FLEMING		•	LIPSIEA		•	RICHIE		•			
•	GACKLE		•	LOKKEN		•	RICHTER		•			
•	GENGLER		•	LUNDENE		•	RIEHL		•			
•	GERL		•	MAIXNER		•	ROCHELEAU		•			
•	GRONNEBERG		•	MARSDEN		•	RUED		•			
•	GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•			

• GUNSCH	• MARTIN G. #43	• RYLAND
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1478. Bill for an Act to create and enact section 19-20.1-03.1 and 19-20.1-03.2 of the North Dakota Century Code, relating to the licensing of fertilizer dealers and proof of product effectiveness; to amend and reenact section 19-20.1-02, 19-20.1-03, 19-20.1-04, 19-20.1-06, 19-20.1-07, 19-20.1-08, 19-20.1-10, 19-20.1-11, 19-20.1-12, 19-20.1-13, 19-20.1-14, 19-20.1-15, 19-20.1-16, 19-20.1-17, and 19-20.1-18 of the North Dakota Century Code relating to definitions, registration, labeling of fertilizer and soil amendments, inspection fees, tonnage reports, sampling and analysis, false statements, publications, short weight, cancellation of licenses and registration, "stop sale" orders, seizure, and providing a penalty; and to repeal sections 19-20.1-05 and 19-20.1-09 of the North Dakota Century Code relating to labeling soil conditioners and minimum plant food content.

Which has been read.

Rep. Marsden moved that the House dispense with the reading of the title to House Bill No. 1478, 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, 90; nays, 1; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON B. #12			• POWERS					
• DuBORD			• LARSON G. #29			• RALI			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN C. #38			• RUSSELL					
• GUNSCH			• MARTINSON #43			• RYLAND					
• HAUGLAND			• MATCHIE			• SCHINDLER					
• HAUSAUER, A. #49			• McCAFFREY			• SCHUETT					
• HAUSAUER, L. #25			• MCGAUVRAN			• SCOFIELD					
• HERMAN			• MEIERS			• SOLBERG					
• HERSLIP			• MERTENS			• STENEHJEM					
• HICKLE			• METZ			• STRINDEN					
• HILL			• METZGER			• SWIONTEK					
• HORGAN			• MEYER			• THORSGARD					
• JACOBSON						• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1305. A Bill for an Act to create and enact section 20.1-01-17.1 of the North Dakota Century Code, relating to countywide posting of land for hunting; and to amend and reenact section 20.1-08-04 of the North Dakota Century Code, relating to hunting season proclamations by the governor.

Which has been read with Committee Recommendation Do Not Pass.
ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 52; absent and not voting, 6.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR	•		• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER	•		• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA	•		• OLSON	•	• WEBER
• CHRISTENSEN	•		• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE	•		• LARDY			• PETERSON	•	• WINKLER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD	•		• LARSON, G. #29	•		• RAUJ		• MR SPEAKER
• EAGLES	•		• LAUGHLIN			• REED		
• ERICKSON	•		• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN	•		• RICHTER	•	
• GENGLER			• LUNDENE			• RIEHL		
• GERL	•		• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN	•		• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH	•		• MARTIN, G. #43			• RYLANDER		
• HAUGLAND	•		• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49	•		• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25	•		• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HIICKLE			• MERTENS			• STRINDEN		
• HILL	•		• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSKARD		
• JACOBSON			• MEYER			• TIMM		

So the bill lost.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1279 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1279. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit; and to provide an appropriation.

Which has been read.

MOTION

Rep. Strinden moved that House Bill No. 1279 be laid over until February 22, 1977, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1322. A Bill for an Act to change the name of the business privilege tax to the business and professional governmental services tax, to provide for the allocation of revenues from such tax to the counties and cities where collected, and to provide a statement of legislative intent concerning property tax relief; to amend and reenact sections 57-35.2-04 and 57-38-55, and subsections 1, 2, and 5 of section 57-38-66 of the North Dakota Century Code, relating to disposition of privilege and income taxes and to the business and professional governmental services tax; and to provide an effective date.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 9; nays, 85; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL					1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES		•	KELLY			MUND			TWETEN		•
BEAUCLAIR	•		KERMOTT			MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK			VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS			WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY			WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL			WENTZ		•
CONAMY		•	LANGLEY		•	O'SHEA			WINGE		•
CRABTREE		•	LARDY			PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12			POWERS		•			
DUBORD		•	LARSON, G. #29			RAU			MR SPEAKER		•
EAGLES		•	LAUGHLIN			REED		•			
ERICKSON		•	LEE			RICHARD		•			
FLEMING		•	LIPSIEA			RICHIE		•			
GACKLE		•	LOKKEN			RICHTER		•			
GENGLER		•	LUNDENE			RIEHL		•			
GERL		•	MAIXNER			ROCHELEAU		•			
GRONNEBERG		•	MARSDEN			RUFED		•			
GUNDERSON		•	MARTIN, C. #38			RUSSELL		•			
GUNSCH		•	MARTIN, G. #43			RYLANCE		•			
HAUGLAND		•	MARTINSON			SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE			SCHUETT		•			
HAUSAUER, L. #25		•	MCCAFFREY			SCOFIELD		•			
HERMAR		•	MCGAUVRAN			SOLBERG		•			
HERSLIP		•	MEIERS			STENEHJEM		•			
HICKLE		•	MERTENS			STRINDEN		•			
HILL		•	METZ			SWIONTEK		•			
HORGAN		•	METZGER			THORSGARD		•			
JACOBSON		•	MEYER			TIMM		•			

So the bill lost.

MOTIONS

Rep. Strinden moved that the rules be suspended, and that House Bills Nos. 1344, 1465 and 1500 be laid over one legislative day, which motion prevailed.

Rep. Kretschmar moved that the House reconsider its action by which House Bill No. 1576 was lost, which motion failed on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1488. A Bill for an Act to require driver education programs in school districts; providing an appropriation; and providing effective dates.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 50; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL					1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES		•	KELLY			MUND			TWETEN		•
BEAUCLAIR	•		KERMOTT			MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK			VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS			WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY			WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL			WENTZ		•
CONAMY		•	LANGLEY		•	O'SHEA			WINGE		•
CRABTREE		•	LARDY			PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12			POWERS		•			
DUBORD		•	LARSON, G. #29			RAU			MR SPEAKER		•
EAGLES		•	LAUGHLIN			REED		•			
ERICKSON		•	LEE			RICHARD		•			
FLEMING		•	LIPSIEA			RICHIE		•			
GACKLE		•	LOKKEN			RICHTER		•			
GENGLER		•	LUNDENE			RIEHL		•			
GERL		•	MAIXNER			ROCHELEAU		•			
GRONNEBERG		•	MARSDEN			RUFED		•			
GUNDERSON		•	MARTIN, C. #38			RUSSELL		•			
GUNSCH		•	MARTIN, G. #43			RYLANCE		•			
HAUGLAND		•	MARTINSON			SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE			SCHUETT		•			

HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAR	McGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill lost.

House Bill No. 1495. A Bill for an Act to dedicate five percent of the alcoholic beverage wholesalers privilege tax to the state division of alcoholism and drug abuse for rehabilitation of abusers of alcoholic beverages and drugs; and providing an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 55; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAH			WENTZ		
COMBY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARSON			PETERSON			WINKLER		
DOTZENROD			LARSON, B. #12			POWERS					
DuBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSKH			MARTIN, G. #43			RYLANCE					
HAUGLUND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAR			McGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill lost.

House Bill No. 1574. A Bill for an Act to create and enact a new subsection to section 54-52.1-01 of the North Dakota Century Code, relating to the definition of long-term medical disability benefits coverage; to amend and reenact sections 54-52.1-02 and 54-52.1-03 of the North Dakota Century Code, relating to the addition of a long-term medical benefits program to the state uniform group insurance program and employee participation in this program; and to provide an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 12; nays, 74; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		

BERG	•	KNUDSON	•	NICHOLAS	•	WAGNER	•
BERGER	•	KRETSCHMAR	•	NORDBY	•	WALSH	•
BLACK	•	KUCHERA	•	OLSON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAH	•	WENTZ	•
CONWAY	•	LANGLEY	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKLER	•
DOTZENROD	•	LARSON, B. #12	•	POWERS	•		
DUBORD	•	LARSON, G. #29	•	RAU	•		
EAGLES	•	LAUGHLIN	•	REED	•	MR. SPEAKER	•
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	RICHIE	•		
GACKLE	•	LOKKEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERI	•	MAIXNER	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•		
HAUGLUND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A. #49	•	MATCHIE	•	SCHIETZ	•		
HAUSAUER, L. #25	•	MCCAFFREY	•	SCOFIELD	•		
HERMAN	•	MCCAUVRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STENHJEM	•		
HICKLE	•	MERTENS	•	STRINDEN	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

MOTIONS

Rep. Langley moved that the rules be suspended and that House Bill No. 1588 be laid over one legislative day, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and the House be on the Sixth Order of Business, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1381 as recommended by the Committee on Appropriations be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bills Nos. 1181, 1548, 1308, 1314, 1330, 1430, 1459, 1553, 1001, 1013, 1387, and 1478, be messaged to the Senate immediately, 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. 1441
- House Bill No. 1481
- House Bill No. 1510
- House Bill No. 1517
- House Bill No. 1523
- House Bill No. 1565
- House Bill No. 1567
- House Concurrent Resolution No. 3028
- House Concurrent Resolution No. 3033
- House Concurrent Resolution No. 3040
- House Concurrent Resolution No. 3041
- House Concurrent Resolution No. 3054
- House Concurrent Resolution No. 3057

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. 1037
House Bill No. 1097
House bill No. 1178
House Bill No. 1397
House Bill No. 1448
House Bill No. 1458
House Bill No. 1461
House Bill No. 1591
House Bill No. 1592
House Bill No. 1594
House Bill No. 1597
House Bill No. 1598
House Concurrent Resolution No. 3021
House Concurrent Resolution No. 3030
House Concurrent Resolution No. 3038
House Concurrent Resolution No. 3039
House Concurrent Resolution No. 3049
House Concurrent Resolution No. 3051
House Concurrent Resolution No. 3052
House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3059
House Concurrent Resolution No. 3061

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2027
Senate Bill No. 2141
Senate Bill No. 2196
Senate Bill No. 2233
Senate Bill No. 2263
Senate Bill No. 2279
Senate Bill No. 2292
Senate Bill No. 2296
Senate Bill No. 2308
Senate Bill No. 2325
Senate Bill No. 2328
Senate Bill No. 2360
Senate Bill No. 2361
Senate Bill No. 2364
Senate Bill No. 2367
Senate Bill No. 2372
Senate Bill No. 2388
Senate Bill No. 2425
Senate Bill No. 2446
Senate Bill No. 2449
Senate Bill No. 2450
Senate Bill No. 2467
Senate Bill No. 2498

Senate Bill No. 2500
Senate Bill No. 2501
Senate Bill No. 2506
Senate Bill No. 2532
Senate Bill No. 2536

LEO LEIDHOLM, Secretary

FIRST READING OF SENATE BILLS

Senate Bill No. 2002. Extension Division and Experiment Stations — 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. 2011. Budgets — 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. 2012. Budgets — Social Service Board — 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 social service board.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2013. Budgets — Industrial Commission — 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. 2014. Budgets — Regulatory — 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.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned until 2:00 p.m., Tuesday, February 22, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-FIFTH DAY

Bismarck, February 22, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Lionel P. A. Muthiah, Pastor, United Methodist Church, Bismarck.

The roll was called, and all members were present except Rep. Gengler.

A quorum was declared 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. 1443

And find the same correctly re-engrossed.

• REP. WALSH, Chairman

Representative Conmy 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. 1381

House Bill No. 1581

And find the same correctly Engrossed.

REP. WALSH, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

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 873, line 59, delete the number 67 and insert in lieu thereof the number "68", and delete the number "29" and insert in lieu thereof the number "28"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Reed moved that the report be adopted, which motion prevailed.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Albert Rivinius and Rep. Rivinius was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1344. A Bill for an Act to provide a state matching program for county and city senior citizen programs and activities; and to provide an appropriation.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, C #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLE			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDE		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSgard		
• JACOBSON			• MEYER			• TIMM		

So the bill lost.

House Bill No. 1500. A Bill for an Act to provide for the automatic termination, review, continuation, or reestablishment of all state boards, agencies, departments, divisions, councils, committees, subcommittees, stations, commissions, offices, panels, task forces, directorates, and similar state governmental entities or functional groups; providing a schedule for the termination and review process; providing for performance reviews of these agencies by the legislative budget analyst and auditor; providing for consideration of these performance reviews and the holding of hearings and the preparing of reports and recommendations on these reviews by the legislative audit and fiscal review committee; providing for legislative review of all such entities scheduled for termination; providing for the mechanics of termination under this Act, including a year's phaseout period; and to amend section 54-35-02.2, relating to the powers and duties of the legislative audit and fiscal review committee, and to amend section 54-35-14 of the North Dakota Century Code, relating to the powers and duties of the legislative budget analyst and auditor; and providing an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

Rep. Winkjer moved that the House dispense with the reading of House Bill No. 1500, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 65; nays, 31; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ

• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERT	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDER	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1588. A Bill for an Act to establish a family farm security program to encourage and guarantee loans to beginning farmers for the purchase of farmlands; and transferring Bank of North Dakota profits to a special fund for such purposes.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 57; nays, 40 ;absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		•
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LARDY			• O'SHEA			• WINGE		
• CRABTREE			• LANGLEY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED		•			
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERT			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		•			
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM		•			

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Charles Herman and Rep. Herman was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1074. A Bill for an Act to amend and reenact sections 15-39.1-09 and 15-39.1-10 of the North Dakota Century Code, relating to

assessments for and benefits from the teachers' fund for retirement; and to provide an appropriation.

Which has been read.

Rep. G. Martin requested he be excused from voting on House Bill No. 1074, because of a conflict of interest.

Rep. Strinden moved that Rep. G. Martin and any others who feel they have a conflict of interest be allowed to vote on House Bill No. 1074, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 4; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER	•	
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRÖNNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCGAFFREY			• SCOFIELD					
• HERMAN			• MCGAULVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZOER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1279. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit; and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 50; nays, 47; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					

• GACKLE	• LOKKEN	• RICHTER
• GENGLE	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C #38	• RUSSELL
• GUNSCH	• MARTIN, G #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill lost for want of a constitutional majority.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Sybil Kelly and Rep. Kelly was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1365. A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds for constructing revenue-producing buildings at the university of North Dakota; to make an appropriation; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 15; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND	•	• TWETEN
• BEAULCLAIR			• KERMOITT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK	•	• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN	•		• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY	•		• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAL		MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON						• RICHARD		
• FLEMING	•		• LIPSIEA			• RICHIE		
• GACKLE	•		• LOKKEN			• RICHTER	•	
• GENGLE			• LUNDENE			• RIEHL		
• GERL	•		• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON	•		• MARTIN, C #38			• RUSSELL		
• GUNSCH	•		• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD	•	
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE	•		• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD	•	
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1392. A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 and section 57-37.1-04 of the North Dakota Century Code, relating to estate tax definitions and providing that the rate of the estate tax shall equal the maximum federal estate tax credit for state death taxes; 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, 93; nays, 4; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR	•		• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ	•	
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY	•		• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1404. A Bill for an Act to provide state assistance for airports served by commercial air carriers and to provide procedures for the distribution of funds to such airports; and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 24; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY	•		• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		•
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING		•	• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL			•		
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER			•		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					

• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSKARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1405. A Bill for an Act making an appropriation for the extinguishing of coal vein fires that were ignited by prairie fires in western North Dakota during the fall of 1976; 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, 8; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOBECC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONAMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAO		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER	•	
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN	•		• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL	•	
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENHJEM	•	
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER	•		• THORSKARD		
• JACOBSON			• MEYER	•		• TIMM		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1423. A Bill for an Act relating to the promotion, advertising, research, and development of sunflowers, creating a state sunflower council and prescribing its powers, duties, and authority, prescribing a tax on sunflower production, providing for its collection, and providing penalties for the violation of the Act; providing an appropriation; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOBECC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ

● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	● MR SPEAKER
● DUBORD	● LARSON, G. #29	● RAU	
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McCGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHEM	
● HICKLE	● MERTENS	● STRINDE	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTION

Rep. Lardy moved that the rules be suspended, and that House Bill No. 1507 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1201. A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and to adjustments to taxable income for corporations; to repeal section 57-38-66 of the North Dakota Century Code, providing for a business and corporation privilege tax; and to provide an effective date.

Which has been read with Committee Report without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 65; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES	●		● KELLY	●		● MUND	●		● TWETEN	●	
● BEAUCLAIR			● KERMOTT			● MURPHY	●		● UNHJEM		
● BENEDICT	●		● KLOUBEC	●		● MUSHIK	●		● VANDER VORST	●	
● BERG			● KNUDSON			● NICHOLAS			● WAGNER	●	
● BERGER			● KRETSCHMAR	●		● NORDBY	●		● WALSH	●	
● BLACK			● KUCHERA	●		● OLSON			● WEBER	●	
● CHRISTENSEN	●		● LANG	●		● OPEDAHL	●		● WENTZ	●	
● CONMY			● LANGLEY	●		● O'SHEA	●		● WINGE	●	
● CRABTREE	●		● LARDY	●		● PETERSON	●		● WINKJER	●	
● DOTZENROD	●		● LARSON, B. #12	●		● POWERS					
● DUBORD	●		● LARSON, G. #29	●		● RAU	●		● MR. SPEAKER	●	
● EAGLES	●		● LAUGHLIN	●		● REED	●				
● ERICKSON	●		● LEE	●		● RICHARD	●				
● FLEMING			● LIPSIEA	●		● RICHIE	●				
● GACKLE	●		● LOKKEN	●		● RICHTER	●				
● GENGLER			● LUNDENE	●		● RIEHL	●				
● GERL	●		● MAIXNER	●		● ROCHELEAU	●				
● GRONNEBERG			● MARSDEN	●		● RUED	●				
● GUNDERSON	●		● MARTIN, C. #38	●		● RUSSELL	●				
● GUNSCH			● MARTIN, G. #43	●		● RYLANCE	●				
● HAUGLAND			● MARTINSON	●		● SCHINDLER	●				
● HAUSAUER, A. #49	●		● MATCHIE	●		● SCHUETT	●				
● HAUSAUER, L. #25	●		● McCAFFREY	●		● SCOFIELD	●				
● HERMAN			● McCGAUVRAN	●		● SOLBERG	●				
● HERSLIP	●		● MEIERS	●		● STENEHEM	●				
● HICKLE	●		● MERTENS	●		● STRINDE	●				
● HILL	●		● METZ	●		● SWIONTEK	●				
● HORGAN	●		● METZGER	●		● THORSGARD	●				
● JACOBSON			● MEYER	●		● TIMM	●				

So the bill lost.

House Bill No. 1262. A Bill for an Act to create and enact a new section to chapter 57-62 of the North Dakota Century Code, relating to a coal development impact review committee; to amend and reenact subsection 4 of section 57-62-04 of the North Dakota Century Code, relating to the powers and duties of the coal development impact office; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Which has been read with Committee Report without recommendation.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHEE			• SCHUETT					
• HAUSAUER, L. #25			• MCGAFFREY			• SCOFIELD					
• HERMAN			• MCGALVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWINTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1284. A Bill for an Act to create and enact a new subsection to section 57-02-08.1 of the North Dakota Century Code, to exclude medical expenses in determining income for eligibility under the homestead credit law; and providing an appropriation.

Which has been read with Committee Report without recommendation.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					

• FLEMING	• LIPSIA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERI	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDE
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1346. A Bill for an Act to allow the construction superintendent to adopt a uniform standards code for energy conservation in new building construction.

Which has been read with Committee Report without recommendation.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 13; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEICT			• KLOUBEC			• MUSHY		•	• VANDER VORST		•
• BERG			• KUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY			• LANGLE			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER		•	• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE		•	• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM		•			

So the bill passed and the title was agreed to.

House Bill No. 1385. A Bill for an Act to create a county coal development impact commission in each coal producing county, and to provide for the membership and duties of such commission; to amend and reenact section 57-62-02 of the North Dakota Century Code, relating to the allocation formula for moneys in the coal development fund; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Which has been read with Committee Report without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 66; nays, 27; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		•
• BEAUCHEIR			• KERMOY			• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA		•	• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL					
• GUNSCH			• MARTIN, G. #43		•	• RYLAND					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE		•	• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY		•	• SCOFIELD					
• HERMAN			• McGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS		•	• STENEHJEM					
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL			• METZ		•	• SWINERT					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1415. A Bill for an Act to create a county coal development impact commission in each coal-producing county, and to provide for the membership and duties of such commission; to amend and reenact sections 57-60-15 and 57-62-02 of the North Dakota Century Code relating to the distribution of moneys from the privilege tax on coal conversion facilities and the coal severance tax; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Which has been read with Committee Report without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 56; nays, 38; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		•
• BEAUCHEIR			• KERMOY			• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA		•	• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL					
• GUNSCH			• MARTIN, G. #43		•	• RYLAND					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE		•	• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY		•	• SCOFIELD					
• HERMAN			• McGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS		•	• STENEHJEM					

HICKLE	MERTEN	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

House Bill No. 1519. A Bill for an Act to amend and reenact section 24-05-01 of the North Dakota Century Code, to provide that the allocation of the county road tax shall not apply to oil and gas tax distributions and other intergovernmental transfers.

Which has been read with Committee Report without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 28; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNBERG			MARSDEN			RUD					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUINSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAHER, A. #49			MATCHIE			SCHUETT					
HAUSAHER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1546. A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 57-38-01.3 and section 57-38-29 of the North Dakota Century Code, relating to adjustments to taxable income for corporations and the rate of tax on individuals; and to provide for an effective date.

Which has been read with Committee Report without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 53; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		

DOTZENROD	LARSON, B. #12	POWERS	
DUBORD	LARSON, G. #29	RAU	MR. SPEAKER
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIEA	RICHIE	
GACKLE	LOKKEN	RICHTER	
GENDL	LUNDENE	RIEHL	
GERI	MAXNEK	ROCHELLEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDERSON	MARTIN, C. #38	RUSSELL	
GUNSCH	MARTIN, G. #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A. #49	MATCHIE	SCHUETT	
HAUSAUER, L. #25	McCAFFREY	SCOFIELD	
HERMAN	McGALVRAN	SOLBERG	
HERSLIP	MEIERS	STENEHJEM	
HICKLE	MERTENS	STRINDEN	
HILL	METZ	SWIONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill lost.

House Bill No. 1192. A Bill for an Act to amend and reenact sections 15-40.1-01, 15-40.1-05, 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-14, 15-40.1-16, 15-40.1-16.1, 15-40.1-18, subsection 4 of section 57-01-05, sections 57-15-06, 57-15-08, and 57-15-14 of the North Dakota Century Code, to provide for the elimination of the county equalization fund for schools, to provide for the distribution of school funds, relating to the duties of the state supervisor of assessments, and relating to increased mill levy limitations for counties, cities, and school districts; to repeal sections 15-40.1-03, 15-40.1-04, 15-40.1-10, 15-40.1-11, 15-40.1-12, 57-01-06, 57-01-06.1, 57-01-07, and 57-15-24 of the North Dakota Century Code, relating to the county equalization fund for schools, the sales, market, and productivity studies, and the county mill levy for schools; and to provide an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

POINT OF PERSONAL PRIVILEGE

Rep. Murphy: "Mr. Speaker, Ladies and Gentlemen:

"I request that my remarks be printed in the Journal.

"I requested this bill draft during the interim, and introduced it as soon as I received it from the Legislative Council. When the bill finally arrived at the Appropriation Committee, the meeting was called for one o'clock. Someone stopped me in the hall, and I got to the Committee room at eight minutes after one. The bill had already been killed. Not just the appropriation, but the whole bill, even though it had already passed the Finance and Taxation Committee.

"I keep remembering a little neighbor boy. At noon I told him if he would catch some live frogs, I would take him cat fishing that evening. That evening he said he hadn't caught any live frogs because the only way he could catch them alive was to hit them with a stick, and when he hit them with a stick, when they woke up, they were already dead.

"There is little use here and now, arguing the merits of this bill. I would venture there aren't over ten people in this chamber who thoroughly understand the foundation program, sales ratio study, and how it all doesn't work.

"There are millions involved, and that money is going to be raised and spent regardless of whether or not this bill is passed. The difference is if this bill would pass, all the people would share in the cost. If not, 40 percent, have to carry the whole load.

"I have been cursed, kicked, and even had my life threatened trying to get legislation passed that I believed in. Now I may not always have been right, but it does make me mad when I see this body pass laws that would deny people the right to vote on whether or not their community is to be

regulated and zoned; laws that would take property (mineral rights) away from one person, and give it to another without any compensation, when you won't allow a private property owner to care for his own property, trespass, and make it a felony to trespass on State owned land; when I, as a legislator, am not allowed to remove amendments from a bill that I had introduced that wasn't pertinent to the bill, and I believe put there to kill the bill — there are many more instances, but to get on with it. I like the last line of this little poem. I thought you might like it too.

"I've got a letter, Parson, from my son way out West:

An' my achin' heart is heavy as an anvil in my breast.

His letters come so seldom that I somehow sort o' knowed

That Billy was a-trampin' on a mighty rocky road.

But I never once imagined he would bow my head in shame

And in the dust he would waller his ol' Daddy's honored name.

He writes from out in Hilltown, and the story's mighty short;

I jist can't tell his mother; it would break her poor ol' heart;

And so I reckon, Parson, you might break the news to her—

Bill's in the legislature, but he doesn't say what fur!"

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 32; nays, 64; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	●			●			●		●
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES		●	KELLY		●	MUND		●	TWETEN		●
BEAULAC		●	KERMOTT		●	MURPHY		●	UNHJEM		●
BENEDICT		●	KLOUBEC		●	MUSHIK		●	WANDER VORST		●
BERG		●	KNUDSON		●	NICHOLAS		●	WAGNER		●
BERGER		●	KRETSCHMAR		●	NORDBY		●	WALSH		●
BLACK		●	KUCHERA		●	OLSON		●	WEBER		●
CHRISTENSEN		●	LANG		●	OPEDAHL		●	WENTZ		●
CONMY		●	LANGLEY		●	O'SHEA		●	WINGE		●
CRABTREE		●	LARDY		●	PETERSON		●	WINKJER		●
DOTZENROD		●	LARSON, B. #12		●	POWERS		●			
DUBORD		●	LARSON, G. #29		●	RAU		●	MR SPEAKER		●
EAGLES		●	LAUGHLIN		●	REED		●			
ERICKSON		●	LEE		●	RICHARD		●			
FLEMING		●	LIPSIEA		●	RICHIE		●			
GACKLE		●	LOKKEN		●	RICHTER		●			
GENGLE		●	LUNDENE		●	RIEHL		●			
GERI		●	MAIXNER		●	ROCHELEAU		●			
GRONNEBERG		●	MARSDEN		●	RUED		●			
GUNDERSON		●	MARTIN, C. #38		●	RUSSELL		●			
GUNSCH		●	MARTIN, G. #43		●	RYLANCE		●			
HAUGLAND		●	MARTINSON		●	SCHINDLER		●			
HAUSAUER, A. #49		●	MATCHE		●	SCHUEIT		●			
HAUSAUER, L. #25		●	McCAFFREY		●	SCOFIELD		●			
HERMAN		●	McGAUVAN		●	SOLBERG		●			
HERSLIP		●	MEIERS		●	STENHJEM		●			
HICKLE		●	MERTENS		●	STRINDEN		●			
HILL		●	METZ		●	SWIONTEK		●			
HORGAN		●	METZGER		●	THORSGARD		●			
JACOBSON		●	MEYER		●	TIMM		●			

So the bill lost.

House Bill No. 1334. A Bill for an Act to establish a state building code council to adopt a uniform building code on a statewide basis; to provide a penalty.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 14; nays, 83; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			ANDERSON			MILLER		TINJUM
●			BACKES		●	MUND		TWETEN
	●		BEAUCI		●	MURPHY		UNHJEM
		●	BENEDICT		●	MUSHIK		VANDER VORST
		●	BERG		●	NICHOLAS		WAGNER
●			BERGER		●	NORDBY	●	WALSH
		●	BLACK		●	OLSON		WEBER
		●	CHRISTENSEN		●	OPEDAHL	●	WENTZ
		●	CONMY		●	O'SHEA		WINGE
		●	CRABTREE		●	PETERSON		WINKJER
		●	DOTZENROD		●	POWERS		
●			DUBORD		●	RAU		MR. SPEAKER
			EAGLES		●	REED		
			ERICKSON		●	RICHARD		
			FLEMING		●	RICHIE		
			GACKLE		●	RICHTER		
		●	GENGLE		●	RIEHL		
			GERL		●	ROCHELEAU		
			GRONNEBERG		●	RUED		
			GUNDERSON		●	RUSSELL		
			GUNSCH		●	RYLANCE		
			HAUGLAND		●	SCHINDLER		
			HAUSAUER, A. #49		●	SCHUETT		
			HAUSAUER, L. #25		●	SCOFIELD		
			HERAMAN		●	SOLBERG		
			HERSLIP		●	STENEHJEM		
			HICKLE		●	STRINDEN		
			HILL		●	SWIONTEK		
			HORGAN		●	THORSGARD		
			JACOBSON		●	TIMM		
			JOHNSON		●			
			KELLY		●			
			KERMOTT		●			
			KLOUBEC		●			
			KNUDSON		●			
			KRETSCHMAR		●			
			KUCHERA		●			
			LANG		●			
			LANGLEY		●			
			LARDY		●			
			LARSON, B. #12		●			
			LARSON, G. #29		●			
			LAUGHLIN		●			
			LEE		●			
			LIPSIEA		●			
			LOKKEN		●			
			LUNDENE		●			
			MAIXNER		●			
			MARSDEN		●			
			MARTIN, C. #38		●			
			MARTIN, G. #43		●			
			MARTINSON		●			
			MATCHIE		●			
			McCAFFREY		●			
			McGALVYRAN		●			
			MEIERS		●			
			MERTENS		●			
			METZ		●			
			METZGER		●			
			MEYER		●			

So the bill lost.

MOTION

Rep. Backes moved that the rules be suspended, and that House Bills Nos. 1074, 1365, 1392, 1404, 1405, 1423, 1262, 1284, 1346, 1519, be messaged to the Senate immediately, 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. 1001
- House Bill No. 1013
- House Bill No. 1181
- House Bill No. 1308
- House Bill No. 1314
- House Bill No. 1315
- House Bill No. 1330
- House Bill No. 1387
- House Bill No. 1430
- House Bill No. 1459
- House Bill No. 1468
- House Bill No. 1478
- House Bill No. 1484
- House Bill No. 1501
- House Bill No. 1509
- House Bill No. 1516
- House Bill No. 1548
- House Bill No. 1553
- House Bill No. 1571
- House Concurrent Resolution No. 3034

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2001
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2010
Senate Bill No. 2022
Senate Bill No. 2093
Senate Bill No. 2240
Senate Bill No. 2307
Senate Bill No. 2327
Senate Bill No. 2338
Senate Bill No. 2346
Senate Bill No. 2379
Senate Bill No. 2380
Senate Bill No. 2381
Senate Bill No. 2417
Senate Bill No. 2463
Senate Bill No. 2472
Senate Bill No. 2473
Senate Bill No. 2475
Senate Bill No. 2479
Senate Bill No. 2485
Senate Bill No. 2496
Senate Bill No. 2505
Senate Bill No. 2513
Senate Bill No. 2514
Senate Bill No. 2515
Senate Bill No. 2516
Senate Bill No. 2517
Senate Bill No. 2519
Senate Bill No. 2520
Senate Bill No. 2527
Senate Bill No. 2530
Senate Bill No. 2531
Senate Bill No. 2534
Senate Bill No. 2537
Senate Bill No. 2538

LEOLEIDHÖLM, Secretary

Rep. Backes 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, February 23, 1977, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2027. A Bill for an Act to provide a property tax credit on land on which there are large transmission towers.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2062. A Bill for an Act to create and enact sections 61-04-01.1, 61-04-01.2, 61-04-02.1, 61-04-04.1, 61-04-06.1, 61-04-06.2, 61-04-06.3, 61-04-

15.1, 61-04-29, 61-04-30, and 61-04-31 of the North Dakota Century Code, relating to the basis for the appropriation of water and the definition of terms therein involved, to the granting of water permits and their terms, to priority of water rights, to emergency or temporary authorization, to fees, to change in point of diversion or purpose of use, to reservations of waters, to the enforcement powers of the water commission and state engineer, and to penalties; to amend and reenact sections 61-04-01, 61-04-02, 61-04-03, 61-04-04, 61-04-05, 61-04-06, 61-04-07, 61-04-09, 61-04-14, 61-04-15, 61-04-17, 61-04-22, 61-04-23, 61-04-24, and 61-04-26 of the North Dakota Century Code, relating to the need for a water permit, to permit applications and the criteria for the issuance of water permits, to the application of water to a beneficial use, to transfer of water permits, to the filing of documents affecting water rights, and to the forfeiture of water rights; to repeal sections 61-01-01.1, 61-01-02, subsection 1 of section 61-03-05, 61-04-07.1, 61-04-16, and 61-14-05 of the North Dakota Century Code, relating to priority of water rights, to the attachment of conditions on a water permit, to the right to use water, to referees in water actions in court, and to changes in the place of diversion; and providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2106. A Bill for an Act to create and enact sections 15-03-04.1 and 15-03-04.2, chapter 15-08.1, and section 54-30-30.1 of the North Dakota Century Code, relating to the loan functions of the state land department and the real estate functions of the Bank of North Dakota; to amend and reenact section 15-03-01, subsection 1 of section 15-03-04, sections 15-03-05, 15-03-07, 15-03-14, 15-03-15, and 15-03-18 of the North Dakota Century Code, relating to the loan functions of the state land department and the real estate functions of the Bank of North Dakota; and to repeal sections 6-09-25, 15-03-06, 15-03-08, 15-03-09, 15-03-10, 15-03-11, 15-03-20, and 54-30-23 of the North Dakota Century Code, relating to the loan functions of the state land department and the real estate functions of the Bank of North Dakota.

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 6 of section 57-37.1-01 and subsection 1 of section 57-37.1-08 of the North Dakota Century Code, relating to the decedent specifying the location of intangible personal property for estate tax distribution purposes.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2196. A Bill for an Act to amend and reenact subsection 1 of section 53-02-01 and section 53-02-08 of the North Dakota Century Code, relating to the definition of a music festival and to law officers required to be present at public dances.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2233. A Bill for an Act to amend and reenact subsection 1 of section 40-57-03 of the North Dakota Century Code, relating to municipal industrial development projects of cities and counties, 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 Political Subdivisions.

Senate Bill No. 2263. A Bill for an Act to amend and reenact section 11-15-29 of the North Dakota Century Code, relating to sheriffs' and deputies' uniforms.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2279. A Bill for an Act to create and enact a new section to chapter 61-04 of the North Dakota Century Code, relating to the issuance of water permits; and to amend and reenact subsection 2 of section 23-25-04.1, and sections 23-29-07, 49-03-02, and subsection 19 of section 61-28-04 of the North Dakota Century Code, relating to the issuance of permits or certificates for air pollution, solid waste management, public convenience and necessity, and water pollution.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2292. A Bill for an Act to require recording of mineral interests which have been severed from the surface, to provide a method of filing and verifying ownership of severed mineral interests, forfeiture for failure to refile, publication of the requirements of this Act, and a filing fee; to repeal subsection 2 of section 11-18-03 of the North Dakota Century Code, relating to the recording of mineral deeds without regard to taxes; and to provide an appropriation.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2296. A Bill for an Act to amend and reenact section 46-05-03 of the North Dakota Century Code, relating to the fees for printing legal notices.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2308. A Bill for an Act to authorize creation of rural ambulance service districts, setting forth the powers and duties of such districts, authorizing the levy of a tax, and setting limits on the indebtedness of such districts.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2325. A Bill for an Act to amend and reenact subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment benefits.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2328. A Bill for an Act to provide for the regulation of smoking in certain places of public assembly; to repeal sections 48-05-07 and 48-05-08 of the North Dakota Century Code, relating to designated areas for smoking or nonsmoking in publicly owned buildings; and to provide a penalty.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2360. A Bill for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code, relating to the fees retained by county auditors for the issuance of various hunting licenses.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2361. A Bill for an Act to amend and reenact sections 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the

allocation of revenue formulas for the privilege tax on coal conversion facilities.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2364. A Bill for an Act to amend and reenact section 27-08-08 of the 1975 Supplement to the North Dakota Century Code, relating to salaries of judges of county courts of increased jurisdiction.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2367. A Bill for an Act to amend and reenact sections 43-19.1-05, 43-19.1-18, 43-19.1-19 and subsection 4 of section 43-19.1-27 of the North Dakota Century Code, relating to the compensation and expenses of members of the board of registration for professional engineers and land surveyors, registration fees, examinations, and the right of partnerships and corporations to practice engineering and land surveying.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2369. A Bill for an Act to amend and reenact subsection 1 of section 23-17.2-01, sections 23-17.2-02, 23-17.2-03, 23-17.2-05, 23-17.2-09, 23-17.2-11, 23-17.2-13, 23-17.2-14, of the North Dakota Century Code relating to certification of need for expansion of hospital facilities; and to repeal sections 23-17.2-06, 23-17.2-07, 23-17.2-08, and 23-17.2-10 of the North Dakota Century Code, relating to certification of need for expansion of hospital facilities; and declaring an emergency.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2372. A Bill for an Act to create and enact a new section to chapter 40-46 of the North Dakota Century Code, relating to the tax levy for city employees' pension fund.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2382. A Bill for an Act to amend and reenact section 24-07-03 of the North Dakota Century Code, relating to when section lines are considered public roads.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2384. A Bill for an Act to authorize the state board of higher education to sell certain land presently used by the Dickinson experiment station; to provide for the use of the proceeds of the sale of such land; to provide for the purchase of replacement land for the use of the Dickinson experiment station; and to provide authorization for a loan from the Bank of North Dakota; and to declare an emergency.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2388. A Bill for an Act to provide for the governing of activity in proximity to electric transmission lines; and providing a penalty.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2411. A Bill for an Act to amend and reenact subsection 2 of section 51-13-02 of the North Dakota Century Code, relating to the printed requirements of retail installment contracts.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2425. A Bill for an Act to amend and reenact sections 11-33-09 and 11-33-10 of the North Dakota Century Code, relating to the publication and effective date of county zoning resolutions and amendments, and to separate hearings on such resolutions and amendments.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2428. A Bill for an Act to amend and reenact subsection 8 of section 38-16-01 and section 38-16-02 of the North Dakota Century Code, relating to the definition of "surface mining operation" and to reports of surface mining operations.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2429. A Bill for an Act to amend and reenact subsection 4 of section 38-08-07 of the North Dakota Century Code relating to the establishment of spacing units for oil and gas wells and the number of wells drilled therein.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2446. A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction of a swimming pool to complete the physical education/activities building at the state school of science at Wahpeton, to provide for a student facility fee, and to provide an appropriation.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2449. 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 as amended by chapter 417 of the 1973 Session Laws of North Dakota, relating to salaries of elected state officials; to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the salary of the labor commissioner; and providing an effective date.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2450. A Bill for an Act to provide for the salary of the public service commissioner elected to the term of office commencing on January 1, 1979; to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the salary of the labor commissioner and to amend and reenact section 49-01-05 of the North Dakota Century Code as amended by section 4 of chapter 417 of the 1973 Session Laws of North Dakota, relating to the salaries of the public service commissioners; and to provide effective dates.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2467. A Bill for an Act to create and enact a new subsection to section 39-01-01 of the North Dakota Century Code, providing a definition for "farm trailer"; and to amend and reenact subsection 55 of section 39-01-01, subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, section 39-04-26, and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to the definition of "semitrailer", motor vehicles exempt from registration fees, trailer identification plate fees

for privately owned trailers, registration of vehicles transporting property, and to driver's license classifications.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2498. A Bill for an Act to create and enact a new section to chapter 4-02 of the North Dakota Century Code, to provide that a county fair association which fails to hold a fair for twenty years will lose its official authorization.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2500. A Bill for an Act to create and enact a new section to chapter 57-62 of the North Dakota Century Code, to provide for impact loans to be administered by the board of university and school lands; to amend and reenact section 57-62-02 of the North Dakota Century Code, relating to the allocation formula for the coal development fund; to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of that chapter are temporary; and to provide that the provisions of this Act shall be temporary.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2501. A Bill for an Act to amend and reenact section 23-06-03 of the North Dakota Century Code, relating to the duty of burial.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2506. A Bill for an Act to amend and reenact subsection 1 of section 26-39-01 and section 26-39-03 of the North Dakota Century Code, relating to the definition of a licensed treatment facility in regard to mental illness and addiction insurance coverage.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2532. A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to the authority of municipalities to issue refunding bonds with respect to municipal industrial development projects; and declaring an emergency.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2536. A Bill for an Act to amend and reenact section 39-18-01 of the North Dakota Century Code, relating to mobile home dealers' licenses, fees, and dealers' plates.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

The House stood recessed until 12:30 p.m., Wednesday, February 23, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

THIRTY-FIFTH DAY AFTER RECESS AND THIRTY-SIXTH DAY

Bismarck, February 23, 1977

The House convened at 12:30 p.m., pursuant to recess taken, with Speaker Solberg presiding.

SECOND READING OF HOUSE BILLS

House Bill No. 1368. A Bill for an Act to amend and reenact sections 57-02.2-01, 57-02.2-02, and 57-02.2-03 of the North Dakota Century Code, to provide for the exemption of improvements to residential buildings.

Which has been read with Committee Recommendation Do Not Pass.

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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAULAIR			• KERMOITT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER HORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN			• REED			• MR. SPEAKER		•
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDEN			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49		•	• MATCHIE			• SCHLIETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE		•	• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM		•			

So the bill passed and the title was agreed to.

House Bill No. 1398. A Bill for an Act to distribute revenue from motor vehicle excise taxes to counties for the construction of county roads and bridges; and to amend and reenact section 57-40.3-10 of the North Dakota Century Code, to provide for the crediting of revenue from motor vehicle excise taxes to a special fund for distribution to counties.

Which has been read with Committee Recommendation Do Not Pass.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER			• TINJUM		•
• BACKES	•		• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN	•		• LANG		•	• OPEDAHL		•	• WENTZ		•
• CONMY	•		• LANGLEY			• O'SHEA		•	• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD	•		• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON	•		• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE	•		• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON	•		• MARTIN, C #38			• RUSSELL					
• GUNSCH	•		• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCGAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE	•		• MERTENS			• STRINDEN		•			
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So Subdivision No. 13 and the \$4,534,737 included in the Grand Total shown on line 1, page 4 of the engrossed House Bill No. 1006 passed.

The question then was on the final passage of House Bill No. 1006, including Subdivision 13 and the \$4,534,737 included in the Grand Total shown on line 1, page 4 of the engrossed bill, previously adopted.

ROLL CALL

The roll was called, and there were ayes, 74; nays, 22; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES	•		• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN	•		• LANG		•	• OPEDAHL		•	• WENTZ		•
• CONMY	•		• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD	•		• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON	•		• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE	•		• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON	•		• MARTIN, C #38			• RUSSELL					
• GUNSCH	•		• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCGAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE	•		• MERTENS			• STRINDEN		•			
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So House Bill No. 1006 passed, including Subdivision 13 and the \$4,534,737 included in the Grand Total shown on line 1, page 4 of the engrossed bill, previously adopted.

Speaker Solberg ruled that House Bill No. 1006 passed, and the title was agreed to, and the emergency clause was declared carried.

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.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERAMOTT			• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OPEDAHL			• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OLSON			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29	•		• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE	•		• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEIM					
• HICKLE			• MERTENS			• STRINDEK					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1010. Budgets — 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 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, 27; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERAMOTT			• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OPEDAHL			• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OLSON			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29	•		• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					

• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVREAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following: Senate Bill No. 2023 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 requests the return of House Bill No. 1032.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign: Senate Bill No. 2023

And the Speaker signed the same in the presence of the House of Representatives.

MOTION

Rep. Gengler moved that the House reconsider its action by which House Bill No. 1546 was lost, which motion prevailed on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1546. A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 57-38-01.3 and section 57-38-29 of the North Dakota Century Code, relating to adjustments to taxable income for corporations and the rate of tax on individuals; 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, 57; nays, 41; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
	•		•		•	•			•		•
ANDERSON		•	JOHNSON		•	MILLER					•
BACKES		•	KELLY		•	MUND					•
• BEAUCLAIR			KERMOTT			MURPHY		•			•
• BENEDICT			KLUIBEC		•	MUSHIK					•
• BERG		•	KNUDSON			NICHOLAS		•			•
• BERGER			KRETSCHMAR		•	NORDBY					•
• BLACK			KUCHERA		•	OLSON					•
• CHRISTENSEN		•	LANG		•	OPEDAHL					•
• CONMY			LANGLEY		•	O'SHEA		•			•
• CRABTREE		•	LARDY		•	PETERSON					•
• DOTZENROD		•	LARSON, R. #12		•	POWERS					•

• DUBORD	LARSON, G. #29	•	RAU	•	MR. SPEAKER	•
• EAGLES	• LAUGHLIN	•	• REED	•		
• ERICKSON	• LEE	•	• RICHARD	•		
• FLEMING	• LIPSIEA	•	• RICHIE	•		
• GACKLE	• LOKKEN	•	• RICHTER	•		
• GENGLER	• LUNDENE	•	• RIEHL	•		
• GERL	• MAIXNER	•	• ROCHELEAU	•		
• GRONNEBERG	• MARSDEN	•	• RUED	•		
• GUNDERSON	• MARTIN, C. #38	•	• RUSSELL	•		
• GUNSCH	• MARTIN, G. #43	•	• RYLANCE	•		
• HAUGLAND	• MARTINSON	•	• SCHINDLER	•		
• HAUSAUER, A. #49	• MATCHIE	•	• SCHUETT	•		
• HAUSAUER, L. #25	• McCAFFREY	•	• SCOFIELD	•		
• HERMAN	• McGAUVRAN	•	• SOLBERG	•		
• HERSLIP	• MEIERS	•	• STENEHJEM	•		
• HICKLE	• MERTENS	•	• STRINDEN	•		
• HILL	• METZ	•	• SWIONTEK	•		
• HORGAN	• METZGER	•	• THORSGARD	•		
• JACOBSON	• MEYER	•	• TIMM	•		

So the bill passed and the title was agreed to.

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk
THIRTY-SIXTH DAY

Bismarck, February 23, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Richard Hagestuen, Pastor, First Lutheran Church, Mandan.

The roll was called, and all members were present except Reps. L. Hausauer and O'Shea.

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 and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2023

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

RECOGNITION

The following Boy Scouts were introduced to the House of Representatives as Representatives of the Northern Lights Council:

Life Scout Duane Staus — Bismarck

1st place Northern Lights Council Public Speaking Contest 1976 — Scout

For his Eagle project — organized a new Troup at McCabe Methodist

Duane will attend the National Jamboree at Moraine State Park in Pennsylvania this summer

Parents: Mr. & Mrs. Kasy Staus

Parents will not attend

Eagle Scout George Amsden — Hazen

Northern Lights Council and Manywaters Area nomination to National Youth Representative Program

Parents: Mr. & Mrs. Lynn Amsden

Parents will attend
 Explorer Bonita Borner — Bismarck
 1st place Northern Lights Council and 1st place Manywaters Area
 Public Speaking Contest 1976 — Explorer
 Parents: Mrs. Al Borner
 Parents will most likely attend
 Explorer Tom Tkach — Bismarck
 Bismarck's representative to the National Explorer Presidents
 Congress, Washington, D.C. in April, 1977.
 Parents: Mr. & Mrs. John Tkach, Jr.
 Parents will attend
 Cub Scout Travis Hammeren — Watford City
 Special Cub Pack at ND School for the Deaf, Devils Lake
 Parents: Mr. & Mrs. Allen Hammeren
 Parents will not attend
 Cub Scout Scott Thom — Cavalier
 Special Cub at ND School for the Deaf, Devils Lake
 Parents: Mr. & Mrs. Marvin Thom
 Parents will not attend
 These Cub Scouts will be accompanied by Ms. Lilia Bakken, a teacher
 at the ND School for the Deaf.
 Cub Scout Tracy Rixen — Fargo
 Representing the Red River Valley
 Parents: Mrs. Marie Rixen
 Mr. Rixen will attend

MOTION

Rep. Backes moved that the House accede to the request of the Senate
 for the return of House Bill No. 1032, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1014. Budgets — Recreation and Natural Resources — 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, 85; nays, 4; absent and not voting, 11.

REGULAR SESSION							ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•		
• BACKES			• KELLY	•		• MUND			• TWETEN		•	
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		•	
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST			
• BERG			• KNUDSON			• NICHOLAS			• WAGNER			
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH			
• BLACK			• KUCHERA			• OLSON			• WEBER			
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ			
• CONMY			• LANGLEY	•		• O'SHEA	•		• WINGE			
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•	
• DOTZENROD			• LARSON, B #12			• POWERS						
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER			
• EAGLES			• LAUGHLIN			• REED						
• ERICKSON			• LEE			• RICHARD						
• FLEMING			• LIPSIEA			• RICHIE						
• GACKLE			• LOKKEN			• RICHTER						
• GENGLER			• LUNDENE			• RIEHL						
• GERL			• MAIXNER			• ROCHELEAU						
• GRONNBERG			• MARSDEN			• RUED		•				
• GUNDERSON			• MARTIN, C #38			• RUSSELL						
• GUNSCHE			• MARTIN, G #43			• RYLANCE						
• HAUGLAND			• MARTINSON			• SCHINDLER						
• HAUSAUER, A #49			• MATCHIE			• SCHUETT						

HAUSALWER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHEJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1026. A Bill for an Act to prohibit school boards from selling textbooks to pupils or otherwise charging unauthorized fees, to allow school boards to establish authorized fees, to withhold foundation payments if prohibited fees are required, to exempt postsecondary instructional programs, to require school boards to reduce textbook, and unauthorized activity, fees by not less than twenty percent the first year after the effective date of this Act and not less than an additional twenty percent each year thereafter, and to provide additional payments to school districts for such purposes; to create and enact two new subsections to section 15-40.1-08 of the North Dakota Century Code, relating to foundation payments for special education pupils under the compulsory age for school attendance but not less than three years of age, and to foundation aid payments for kindergarten; to amend and reenact sections 15-40.1-06 and 15-40.1-16 of the North Dakota Century Code, relating to increasing the educational support payment and the transportation aid payment; to repeal sections 15-43-07, 15-43-08, 15-43-09; and 15-43-10 of the North Dakota Century Code relating to selling textbooks to pupils, purchase of textbooks from families moving from a school district, discretionary authority of school districts to provide free textbooks, and prescribing the duty of parents or guardians of pupils to furnish textbooks; and to provide an appropriation.

Which has been read.

Rep. VanderVorst requested that the question of the final passage of House Bill No. 1026 be divided to have the sections to be voted on separately in the following manner:

A. Section 7 and Subsection 4 of Section 12.

B. House Bill No. 1026 excluding Section 7 and Subsection 4 of Section 12.

Speaker Solberg explained that the House will vote according to the division as stated in the request. Thereafter, the House will vote on the final passage of House Bill No. 1026, excluding that portion which did not pass on the division of the question, or including that portion which did pass on the division of the question.

The question then was on the final passage of Section 7 as shown on page 4, lines 13 through 26 on the engrossed bill, and Subsection 4 of Section 12, as shown on page 8, lines 8 through 15 of the engrossed bill.

ROLL CALL

The roll was called, and there were ayes, 59; nays, 39; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER					● TINJUM
● BACKES			● KELLY			● MUND					● TWETEN
● BEAUCLAIR			● KERMOY		●	● MURPHY					● UNHJEM
● BENEDICT			● KLOUBEC		●	● MUSHIK					● VANDER VORST
● BERG			● KNUDSON		●	● NICHOLAS					● WAGNER
● BERGER			● KRETSCHMAR		●	● NORDBY			●		● WALSH
● BLACK			● KUCHERA		●	● OLSON			●		● WEBER
● CHRISTENSEN	●		● LANG		●	● OPEDAH			●		● WINTZ

• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DUBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERI	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVYRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So Section 7 and Subsection 4 of Section 12 of the engrossed House Bill No. 1026 passed.

The question then was on the final passage of House Bill No. 1026, including Section 7 and Subsection 4 of Section 12 previously adopted.

ROLL CALL

The roll was called, and there were ayes, 75; nays, 23; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So House Bill No. 1026 passed including Section 7 and Subsection 4 of Section 12, previously adopted.

Speaker Solberg ruled that House Bill No. 1026 passed, and the title was agreed to.

MOTION

Rep. Knudson moved that there be 500 copies printed of the engrossed House Bill No. 1026, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1043. A Bill for an Act to limit professional liability of qualifying health care providers to patients electing to be bound, to create a trust fund for the benefit of patients suffering damage caused by

negligence of the health care provider, and to establish a commission on medical competency.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOFF			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSTEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCAFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• NETZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

-House Bill No. 1046. A Bill for an Act to require physicians to give patients informed consent in any cases where there is a grave risk of injury from a proposed course of diagnosis or treatment.

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOFF			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSTEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					

HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1047. A Bill for an Act to establish a medical review panel to review or arbitrate medical malpractice claims, to provide a method by which a panel shall be selected, to prescribe the powers and duties of the panel, and to authorize the panel to make a report which shall be admissible into evidence in any subsequent action based on a medical malpractice claim.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOITT			● MURPHY			● UNHJEM		●
● BENEDICT			● KLOUBEC			● MUSHIK		●	● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY		●	● WALSH		
● BLACK		●	● KUČERA		●	● OLSON		●	● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU		●	● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA		●	● RICHIE					
● GACKLE		●	● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL		●	● MAIXNER		●	● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE		●			
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM		●			
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER		●	● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1159. A Bill for an Act to create and enact chapter 57-02.3 of the North Dakota Century Code, relating to property tax relief for low income individuals; to repeal sections 57-02-08.1 and 57-02-08.2 of the North Dakota Century Code, relating to the homestead credit; providing a penalty; providing an effective date; 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, 50; nays, 47; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND		●	● TWETEN		●
● BEAUCLAIR			● KERMOITT		●	● MURPHY			● UNHJEM		●
● BENEDICT			● KLOUBEC		●	● MUSHIK			● VANDER VORST		●

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMOTT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	• MR. SPEAKER
• DuBORD	• LARSON, G. #29	• RAU	
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMIN	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNTSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1345. A Bill for an Act to amend and reenact subsection 2 of section 57-39.2-12 and subsection 4 of section 57-40.2-07 of the North Dakota Century Code, to provide a discount on the amount of sales and use taxes remitted to compensate retailers for keeping tax records, filing reports, and remitting 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, 75; nays, 23; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON	•	•	MILLER	•	•	TINJUM	
•			•	KELLY		•	MUND	•	•	TWETEN	
•			•	KERMOTT		•	MURPHY	•	•	UNHJEM	
•			•	KLOUBEC		•	MUSHIK	•	•	VANDER VORST	•
•		•	•	KNUDSON		•	NICHOLAS	•	•	WAGNER	
•			•	KRETSCHMAR		•	NORDBY	•	•	WALSH	
•			•	KUCHERA	•	•	OLSON	•	•	WEBER	
•			•	LANG		•	OPEDAHL	•	•	WENTZ	
•			•	LANGLEY		•	O'SHEA	•	•	WINGE	
•			•	LARDY		•	PETERSON	•	•	WINKJER	
•			•	LARSON, B. #12	•	•	POWERS				
•			•	LARSON, G. #29		•	RAU			MR. SPEAKER	•
•			•	LAUGHLIN		•	REED				
•			•	LEE		•	RICHARD	•			
•			•	LIPSIEA		•	RICHIE				
•			•	LOKKEN		•	RICHTER	•			
•			•	LUNDENE	•	•	RIEHL				
•			•	MAIXNER		•	ROCHELEAU				
•			•	MARSDEN	•	•	RUED				
•			•	MARTIN, C. #38		•	RUSSELL				
•			•	MARTIN, G. #43		•	RYLANCE				
•			•	MARTINSON		•	SCHINDLER				
•			•	MATCHIE		•	SCHUETT				
•			•	McCAFFREY		•	SCOFIELD				
•			•	MCGAUVRAN	•	•	SOLBERG				
•			•	MEIERS	•	•	STENEHJEM	•			
•			•	MERTENS		•	STRINDEN				
•			•	METZ	•	•	SWIONTEK				
•			•	METZGER		•	THORSGARD	•			
•			•	MEYER		•	TIMM				

So the bill passed and the title was agreed to.

MOTION

Rep. Lee moved that the House reconsider its action by which House Bill No. 1398 was lost, which motion failed on a verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1381. A Bill for an Act to amend and reenact sections 54-03-20 and 54-03-20.1 of the North Dakota Century Code, relating to the allowance for living and other expenses for members of the legislative assembly, and round trips allowed during the session; 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, 70; nays, 29; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					• TINJUM
• BACKES			• KELLY		•	• MUND			•		• TWETEN
• BEAUCLAIR		•	• KERMOTT			• MURPHY		•			• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		•			• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		•			• WAGNER
• BERGER		•	• KRETSCHMAR			• NORDBY		•			• WALSH
• BLACK			• KUCHERA			• OLSON		•			• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		•			• WENTZ
• CONMY			• LANGLEY			• O'SHEA		•			• WINGE
• CRABTREE		•	• LARDY			• PETERSON		•			• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		•			
• DUBORD			• LARSON, G #29		•	• RAU		•			• MR. SPEAKER
• EAGLES			• LAUGHLIN		•	• REED		•			
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING			• LIPSIA			• RICHIE		•			
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL		•			
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C #38			• RUSSELL		•			
• GUNSCH			• MARTIN, G #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A #49			• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		•			
• HERMAN			• MCGAUVRAN			• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
• HICKLE			• MERTENS			• STRINDEN		•			
• HILL		•	• METZ			• SWONTEK		•			
• HORGAN			• METZGER			• THORSKARD		•			
• JACOBSON			• MEYER			• TIMM		•			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1394. A Bill for an Act to create and enact sections 16.1-11-01, 16.1-11-02, and 16.1-11-25 of the North Dakota Century Code, relating to the primary election date, notifying the county auditors of the offices to be filled at the primary, and filing of petitions to obtain a separate column on the primary ballot; and to repeal sections 16-04-01, 16-04-11, and 16-04-20 of the North Dakota Century Code, relating to the primary election date, notice to county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary election ballot.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 58; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					• TINJUM
• BACKES			• KELLY			• MUND			•		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		•			• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		•			• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		•			• WAGNER

BERGER	•	KRETSCHMAR	•	NORDBY	•	WALSH	•
BLACK	•	KUCHERA	•	OLSON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAHL	•	WENTZ	•
CONMY	•	LANGLEY	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•
DOTZENROD	•	LARSON, B. #12	•	POWERS	•		
DUBORD	•	LARSON, G. #29	•	RAU	•	MR. SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIE	•	RICHIE	•		
GACKLE	•	LORKEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERL	•	MAIXNER	•	ROCHELEAU	•		
GRONNEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•		
HAUGLAND	•	MARTINSON	•	SCHINDLER	•		
HAUSAUER, A. #49	•	MATCHIE	•	SCHUETT	•		
HAUSAUER, I. #25	•	MCCAFFREY	•	SCOFIELD	•		
HERMAN	•	MCGAUVRAN	•	SOLBERG	•		
HERSLIP	•	MERS	•	STENHJEM	•		
HICKLE	•	MERTENS	•	STRINDEN	•		
HILL	•	METZ	•	SWINTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

So the bill lost.

House Bill No. 1418. A Bill for an Act to create and enact section 16-18-14.1 of the North Dakota Century Code, relating to special county election boards; to amend and reenact sections 16-18-02, 16-18-07, 16-18-09, and 16-18-14 of the North Dakota Century Code, relating to delivery of application blanks and absent voter's ballots, and the canvassing of absent voter's ballots; or, in the alternative, to create and enact section 16.1-07-09.1 of the North Dakota Century Code as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to special county election boards; to amend and reenact sections 16.1-07-02, 16.1-07-07, 16.1-07-08, and 16.1-07-09 of the North Dakota Century Code, as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the delivery of applications and absent voter's ballots and the canvassing of absent voter's ballots; to repeal sections 16-18-15, 16-18-16, 16-18-17, and 16-18-20 of the North Dakota Century Code, relating to the care, custody, voting, and rejecting of absent voter's ballots and registration of absent voter's ballots on voting machines; or, in the alternative, to repeal sections 16.1-07-10, 16.1-07-11, 16.1-07-12, and 16.1-07-13 of the North Dakota Century Code, as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the care, custody, and voting of absent voter's ballots and the registration of absent voter's ballots on voting machines.

Which has been read.

Rep. Marsden moved that the House dispense with the reading of the title to House Bill No. 1418, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 17; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•			•			•		
•	ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY	•	•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	•
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA	•	•	OLSON	•	•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ	
•	CONMY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE	•	•	LARDY	•	•	PETERSON		•	WINKJER	

• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAO	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1424. A Bill for an Act to amend and reenact section 60-02-09 of the North Dakota Century Code, relating to a track buyer and warehouseman's bond, and requiring annual approval to enter deferred payment contracts, a separate account for deferred payment proceeds, and necessary records available for inspection.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHI			• WENTZ		
• CONWAY			• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS		•	• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1429. A Bill for an Act to provide accountability for quality 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, 86; nays, 10; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY		•	• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD		•	• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG		•	• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1443. A Bill for an Act to permit the state of North Dakota to accept transfer from the federal government of the Nekoma ABM site and to empower the budget section to reconvey the site to the federal government.

Which has 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, 20; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER		•	• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE		•	• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD		•	• LARSON, G. #29			• RAU			• MR SPEAKER		•
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25		•	• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTIONS

Rep. Weber moved that the rules be suspended, and that House Bill No. 1456 be moved to the foot of the calendar, which motion prevailed.

Rep. Knudson requested unanimous consent of the House to amend House Bill No. 1467, which request was granted.

Rep. Knudson moved that House Bill No. 1467 be amended as follows: On page 3 of the engrossed bill, delete all of lines 25 and 26.

On page 3, line 27, delete the following: "the commission shall choose to make."

And renumber the lines accordingly.

Which motion prevailed.

Rep. Knudson moved that the rules be suspended, and that House Bill No. 1467 be deemed properly re-engrossed, and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1467. A Bill for an Act to amend and reenact subsection 2 of section 15-38.1-13 of the North Dakota Century Code, providing for machinery for the resolution of impasses in professional negotiations in the public schools.

Which has been read.

Rep. McCaffrey requested that she be excused from voting on House Bill No. 1467 because of a conflict of interest.

Rep. Backes moved that Rep. McCaffrey and all others who feel they have a conflict of interest be allowed to vote on House Bill No. 1467, 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, 46; nays, 53; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON					• MILLER		• TINJUM	
• BACKES			• KELLY					• MUND		• TWETEN	•
• BEAUCLAIR			• KERMOTT		•			• MURPHY		• UNHJEM	•
• BENEDICT			• KLOUBEC		•		• MUSHIK			• VANDER VORST	•
• BERG		•	• KNUDSON		•		• NICHOLAS		•	• WAGNER	•
• BERGER		•	• KRETSCHMAR		•		• NORDBY		•	• WEBER	•
• BLACK		•	• KUCHERA		•		• OLSON		•	• WEBER	•
• CHRISTENSEN		•	• LANG		•		• OPEDAHL		•	• WENTZ	•
• CONAMY		•	• LANGLEY		•		• O'SHEA		•	• WINKER	•
• CRABTREE		•	• LARDY		•		• PETERSON		•	• WINKER	•
• DOTZENROD		•	• LARSON, B #12		•		• POWERS		•		
• DUBORD		•	• LARSON, G #29		•		• RAU		•	• MR SPEAKER	
• EAGLES		•	• LAUGHLIN		•		• REED		•		
• ERICKSON		•	• LEE		•		• RICHARD		•		
• FLEMING		•	• LIPSIA		•		• RICHIE		•		
• GACKLE		•	• LOKKEN		•		• RICHTER		•		
• GENGLER		•	• LUNDENE		•		• RIEHL		•		
• GERI		•	• MAIXNER		•		• ROCHELEAU		•		
• GRÖNNBERG		•	• MARSDEN		•		• RUEF		•		
• GUNDERSON		•	• MARTIN, C #38		•		• RUSSELL		•		
• GUNSCH		•	• MARTIN, G #43		•		• RYLANDER		•		
• HAUGLAND		•	• MARTINSON		•		• SCHINDLER		•		
• HAUSAUER, A #49		•	• MATCHIE		•		• SCHUETT		•		
• HAUSAUER, L #25		•	• McCAFFREY		•		• SCOFIELD		•		
• HERMAN		•	• McCAUVRAIN		•		• SOLBERG		•		
• HERSLIP		•	• MEIERS		•		• STENEHJEM		•		
• HICKLE		•	• MERTENS		•		• STRINDEN		•		
• HILL		•	• METZ		•		• SWIONTEK		•		
• HORGAN		•	• METZGER		•		• THORSGARD		•		
• JACOBSON		•	• MEYER		•		• TIMM		•		

So the bill lost.

Speaker Solberg called Rep. Fleming to the rostrum to preside.

• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRÖNNBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVIRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1477. A Bill for an Act to provide a county mill levy for planning 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, 10; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOBECC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU		•			
• EAGLES			• LAUGHLIN			• REED			MR SPEAKER		
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRÖNNBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		•			
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM		•			

So the bill passed and the title was agreed to.

House Bill No. 1490. A Bill for an Act to amend and reenact section 23-25-10 of the North Dakota Century Code, relating to abating air pollution violations as public nuisances.

Which has 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, 8; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBECC			• MUSHIK			• VANDER VORST		

• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERI	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARS DEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORS GARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1508. A Bill for an Act to amend and reenact sections 54-52.1-06 and 54-52.1-07 of the North Dakota Century Code, relating to the state contribution to the uniform group insurance program and optional coverage for employee's family; 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, 89; nays, 8; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAULCLAIR			• KERAMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST	•	
• BERG			• KNUDSON			• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINKJER		
• CRABTREE	•		• LARDY			• PETERSON					
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED	•				
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARS DEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD	•				
• HERMAN			• McGAUVRAN	•		• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ	•		• SWIONTEK					
• HORGAN			• METZGER			• THORS GARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.
 Speaker Solberg returned to the posthum to preside.

SECOND READING OF HOUSE BILLS

House Bill No. 1528. A Bill for an Act to establish a central North Dakota beef cattle experiment station; to provide for determining its location; and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 68; nays, 26; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND	•		• TWETEN		
• BEAULAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		
• BLACK			• KUCHERA		•	• OLSON		•	• WEBER		
• CHRISTENSEN	•		• LANG		•	• OPEDAHL		•	• WENTZ		
• CONMY			• LANGLEY		•	• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY		•	• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B #12		•	• POWERS					
• DUBORD	•		• LARSON, G #29		•	• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED		•			
• ERICKSON			• LEE		•	• RICHARD	•				
• FLEMING	•		• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER		•			
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL	•		• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C #38		•	• RUSSELL					
• GUNSCH			• MARTIN, G #43		•	• RYLANCE		•			
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE		•	• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY		•	• SCOFIELD					
• HERMAN	•		• MCGAUVRAN	•	•	• SOLBERG					
• HERSLIP			• MEIERS		•	• STENHJEM		•			
• HICKLE			• MERTENS		•	• STRINDEN		•			
• HILL	•		• METZ		•	• SWIONTK					
• HORGAN			• METZGER		•	• THORSgard					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1559. A Bill for an Act to create and enact two new sections to Chapter 12.1-23 of the North Dakota Century Code, relating to the possession of altered property and dealing in stolen property; to amend and reenact section 12.1-23-09 of the North Dakota Century Code, relating to defenses and proof as to theft and related offenses; and to create and enact two new subsections to section 12.1-23-10 of the North Dakota Century Code, relating to definitions of "dealer in property" and "traffic".

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		
• BEAULAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		
• BLACK			• KUCHERA		•	• OLSON		•	• WEBER		
• CHRISTENSEN	•		• LANG		•	• OPEDAHL		•	• WENTZ		
• CONWAY			• LANGLEY		•	• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY		•	• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B #12		•	• POWERS					
• DUBORD			• LARSON, G #29		•	• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED		•			
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING	•		• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER		•			
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL	•		• MAIXNER		•	• ROCHELEAU					

House Bill No. 1284
 House Bill No. 1294
 House Bill No. 1346
 House Bill No. 1365
 House Bill No. 1392
 House Bill No. 1404
 House Bill No. 1405
 House Bill No. 1423
 House Bill No. 1431
 House Bill No. 1462
 House Bill No. 1519
 House Bill No. 1551

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the House request the return of House Bill No. 1262 from the Senate, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2529
 Senate Bill No. 2540
 Senate Bill No. 2541
 Senate Bill No. 2543
 Senate Bill No. 2544
 Senate Bill No. 2545
 Senate Bill No. 2546
 Senate Bill No. 2548
 Senate Concurrent Resolution No. 4034
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4040
 Senate Concurrent Resolution No. 4043
 Senate Concurrent Resolution No. 4044
 Senate Concurrent Resolution No. 4045
 Senate Concurrent Resolution No. 4046
 Senate Concurrent Resolution No. 4048
 Senate Concurrent Resolution No. 4050
 Senate Concurrent Resolution No. 4052

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1032

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1032

On page 3, line 4 after the word "proceedings" insert the following: "relating to gas, electric or telephone public utilities"

And renumber the lines and pages accordingly.

MOTION

Rep. Backes moved that the rules be suspended, and that House Bills Nos. 1368, 1006, 1007, 1010, 1014, 1026, 1043, 1046, 1047, 1320, 1345, 1381, 1418, 1424, 1429, 1443, 1470, 1475, 1477, 1490, 1508, 1528, 1559 be messaged to the Senate immediately, which motion prevailed.

Rep. Backes moved that the rules be suspended, and that the House be on the Fifth Order of Business, and at the conclusion of the Fifth Order, the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed until 12:30 p.m., Thursday, February 24, 1977, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2015, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 6, that the same do pass.

REP. WAGNER, Chairman

Senate Bill No. 2015 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2019, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 8, that the same do pass.

REP. WAGNER, Chairman

Senate Bill No. 2019 was placed on the 14th order of business on the calendar for the succeeding legislative day.

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 do pass.

REP. GACKLE, Chairman

Senate Bill No. 2028 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2041, has had the same under consideration and recommends, that the same do pass.

REP. LANGLEY, Vice Chairman

Senate Bill No. 2041 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2043, has had the same under consideration and recommends, that the same do pass.

REP. LANGLEY, Vice Chairman

Senate Bill No. 2043 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2045, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2045 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2046, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2046 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2058, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same be amended as follows:

On page 3, line 15 of the engrossed bill delete the word "counsel" and insert in lieu thereof the word "advisor"

On page 3, line 26 delete the word "counsel" and insert in lieu thereof the word "advisor"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2058 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2061, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2061 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2095, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do not pass.

REP. WINKJER, Chairman

Senate Bill No. 2095 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2097, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2097 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2112, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do not pass.

REP. WINKJER, Chairman

Senate Bill No. 2112 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2161, has had the same under consideration and recommends, that the same do pass.

REP. LANGLEY, Vice Chairman

Senate Bill No. 2161 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2163, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

Senate Bill No. 2163 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2190, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2190 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2191, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2191 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2200, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2200 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2201, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 5 of the engrossed bill, after the word "commission" insert the following: "; and declaring an emergency"

On page 2, line 10, place beginning triple parentheses before the word "every" and ending triple parentheses after the word "months" and insert in lieu thereof the word "quarterly"

On page 3, after line 17, insert the following new section:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

and renumber the lines accordingly.

And when so amended, recommends the same do pass, and be referred to the committee on Appropriations.

REP. RYLANCE, Chairman

Senate Bill No. 2201 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2209, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. RYLANCE, Chairman.

Senate Bill No. 2209 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation 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 1, line 4 of the engrossed bill, delete the words "and associations"

On page 1, line 17, delete the words "or association"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2223 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2235, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2235 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2243, has had the same under consideration and recommends, that the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2243 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2244, has had the same under consideration and recommends, that the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2244 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2247, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2247 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2267, has had the same under consideration and recommends, that the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2267 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2310, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 3, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2310 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2314, has had the same under consideration and recommends, that the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2314 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2315, has had the same under consideration and recommends, that the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2315 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2324, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 16 of the engrossed bill insert beginning triple parentheses before the comma and word “, which”

On page 1, line 17 insert ending triple parentheses after the word “incurred”

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2324 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2366, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2366 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2371, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

Senate Bill No. 2371 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2390, has had the same under consideration and recommends, that the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2390 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2431, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 18, insert beginning triple parentheses before the first word “the”

On page 1, line 19, delete the beginning triple parentheses before the word “county” and also on line 19, delete the ending triple parentheses after the word “the” and also on line 19, delete the beginning triple parentheses before the word “is”

On page 1, line 22, after the ending triple parentheses and before the period, insert the following new language:

“a newspaper of general circulation in such district, which the school board has designated as its official newspaper”

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2431 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2442, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same be amended as follows:

On page 1, line 16, of the engrossed bill, place beginning triple parentheses before the word "The"

On page 1, line 17, place ending triple parentheses after the word "buildings" and also on line 17, delete the words "and other school facilities" and also on line 17, place beginning triple parentheses before the word "under"

On page 1, line 18, delete the beginning triple parentheses before the word "shall" and also on line 18, delete the word "may" and also on line 18, place beginning triple parentheses before the word "be"

On page 1, line 19, place ending triple parentheses after the word "furniture" and insert in lieu thereof the word "Furniture"

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2442 was placed on the 6th order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

Senate Bill No. 2001. State Institutions of Higher Learning — 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. 2004. A Bill for an Act to appropriate money for the expenses of the legislative branch of government; and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2005. Board of Public School Education — 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. 2010. Budgets — Public Health — 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. 2022. A Bill for an Act to provide authority for the board of university and school lands to invest permanent funds of the common schools in the construction of an office building, to establish the location of the office building, to provide a grant of land, to provide for the advertising and letting of construction bids, to provide for the rental of space to state agencies, to provide for a method of amortizing the capital investment, and to provide for incidental authority in the board of university and school lands necessary to accomplish the purpose of this Act.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2093. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 and a new subsection to section 57-40.2-04 of the North Dakota Century Code, relating to the exemption of gas, steam, and water from the sales and use tax; to amend and reenact subsections 2, 3, and 5 of section 57-39.2-01, subsection 2 of section 57-39.2-18, subdivision a of subsection 6 of section 57-40.2-01, section 57-53-02 of the North Dakota Century Code, and subsection 2 of section 1 of Initiative Measure No. 1 approved by the electors at the general election of November 2, 1976, relating to the exemption of gas, steam, water, and heating fuels from sales and use and special fuels taxes, and to remove references to sales and use taxes on electricity.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2240. A Bill for an Act to amend and reenact subsections 2 and 5 of section 39-04-19 of the North Dakota Century Code, relating to registration fees of motor vehicles.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2307. A Bill for an Act to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to salaries of the judges of the supreme and district courts.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2327. A Bill for an Act to create and enact section 6-06-39 of the North Dakota Century Code, relating to scaledown of shares in credit unions; to create and enact section 6-06-40 of the North Dakota Century Code, relating to mandatory share and deposit insurance for credit unions; to amend and reenact subsections 1, 2, 3, and 5 of section 6-06-02 of the North Dakota Century Code, relating to the par value of shares of credit unions and filing of certificates of organization with the register of deeds; to amend and reenact section 6-06-04 of the North Dakota Century Code, relating to the recording of amendments of certificates of organization of credit unions with the register of deeds; to amend and reenact subsection 2 of section 6-06-06 of the North Dakota Century Code, relating to making loans for provident or productive purposes; to amend and reenact section 6-06-07 of the North Dakota Century Code, relating to entrance fees and field of membership of credit unions; to amend and reenact section 6-06-11 of the North Dakota Century Code, relating to the appointment of supervisory committee members of credit unions; to amend and reenact subsection 4 of section 6-06-12 of the North Dakota Century Code, relating to the declaration of dividends for credit unions; to amend and reenact section 6-06-13 of the North Dakota Century Code, relating to officers of credit unions; to amend and reenact subsection 2 of section 6-06-15 of the North Dakota Century Code, relating to annual audits of credit unions by the supervisory committee; to amend and reenact section 6-06-16 of the North Dakota Century Code, relating to the credit union membership entrance fee; to amend and reenact subsection 1 of section 6-06-35 of the North Dakota Century Code, relating to the vote required to convert from a state to a federal credit union; to repeal subsection 6 of section 6-06-02 of the North Dakota Century Code, relating to recording of certificate of organization and charter of a credit union with the register of deeds.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2338. A Bill for an Act making an appropriation to the North Dakota social service board for defraying the expenses of a program for medically needy children.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2346. 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.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2379. A Bill for an Act to create and enact a new section to chapter 58-03 of the North Dakota Century Code, relating to township zoning authority.

Which was read the first time and referred to the Committee on Political Subdivision.

Senate Bill No. 2380. A Bill for an Act to provide for the automatic termination, review, continuation, or reestablishment of certain regulatory agencies and boards and the regulatory activities of all state boards, agencies, departments, divisions, councils, committees, sub-committees, stations, commissions, officers, officials, offices, panels, task forces, directorates, and similar state governmental entities or functional groups; providing a schedule for the termination and review process; providing for performance reviews of these regulatory agencies and activities by the legislative budget analyst and auditor; providing for consideration of these performance reviews and the holding of hearings and the preparing of reports and recommendations on these reviews by the legislative audit and fiscal review committee; providing for legislative review of all agencies and activities scheduled for termination; providing for the mechanics of termination under this Act, including a year's phaseout period; and to amend section 54-35-02.2, relating to the powers and duties of the legislative audit and fiscal review committee, and to amend section 54-35-14 of the North Dakota Century Code, relating to the powers and duties of the legislative budget analyst and auditor; and providing an appropriation.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2381. A Bill for an Act to create and enact chapter 40-33.2 of the North Dakota Century Code, relating to municipal power agencies, authorizing, creating, and defining their powers and responsibilities, authorizing the issuance of bonds and notes; and declaring an emergency.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2417. A Bill for an Act to create and enact section 12.1-27.1-03.1 of the North Dakota Century Code, relating to the display of objectionable materials to minors and providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2463. A Bill for an Act to amend and reenact sections 40-57-03, 40-57-04, 40-57-07, 40-57-14, and 40-57-18 of the North Dakota Century Code, relating to municipalities; certain municipal bonds; authorizing

municipalities to enter into certain loan agreements; and relating to costs to be financed by certain municipal bonds; and declaring an emergency.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2472. A Bill for an Act to provide for the liability of political subdivisions, to allow the insurance commissioner to establish a political subdivisions liability fund and issue policies if political subdivisions are unable to obtain adequate coverage at reasonable costs, and to authorize the state to purchase insurance coverage.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2473. A Bill for an Act to create and enact a new subsection to section 57-27-02 of the North Dakota Century Code, relating to notice of expiration of period of redemption; and to amend and reenact section 57-28-01 of the North Dakota Century Code, relating to notice of expiration of period of redemption.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2475. A Bill for an Act to provide for legislative review of administrative rules and regulations when assigned by the legislative council chairman to interim committees, and providing for recommendations by the committees.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2479. A Bill for an Act to amend and reenact subsection 2 of section 32-15-22 of the North Dakota Century Code, relating to the assessment of damages in eminent domain.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2485. A Bill for an Act to amend and reenact subsection 6 of section 20.1-01-02 of the North Dakota Century Code, relating to definitions of game birds to include mourning doves.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2496. A Bill for an Act to create and enact a new subsection to section 21-03-06 of the North Dakota Century Code, relating to the purposes and specific limitations of bond issues by recreation service districts; and to amend and reenact section 11-28.2-02 and subsection 1 of section 21-03-01 of the North Dakota Century Code, relating to meetings of recreation service districts and the definition of municipalities in relation to issuance of bonds.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2505. A Bill for an Act to amend and reenact section 11-27-09.1 of the North Dakota Century Code, relating to the allocation of payments for game and fish lands.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2513. A Bill for an Act to amend and reenact sections 11-33-08, 11-33-09, 40-47-04 and 40-47-05 of the North Dakota Century Code, relating to public hearing, notice, and publication requirements for county and city zoning.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2514. A Bill for an Act to state the purpose and intent of the legislative assembly with respect to special fuels taxes payable by users of special fuels for industrial purposes in the performance of contracts with governmental units; and to amend and reenact subsections 5 and 7 of section 57-52-03 and sections 57-52-04, 57-53-02 and 57-53-03 of the North Dakota Century Code, relating to special fuels taxes.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2515. A Bill for an Act to create and enact a new section to chapter 61-16 and to chapter 61-21 of the North Dakota Century Code, to allow a water management board and a drainage board to accept bids to supply culverts and pipe arches for a period of one year; and to amend and reenact subsection 1 of section 61-21-01 and sections 61-21-25, 61-21-45, and 61-21-46 of the North Dakota Century Code, relating to definitions of a drain, to situations where no acceptable bids are received, to allowing drain boards to contract with the county or private contractors to construct drains, to contracts for constructing or maintaining water management projects, and to the contracts and maximum levy for cleaning and repairing drains.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2516. A Bill for an Act to amend and reenact sections 28-22-03, 28-22-04, and 28-22-05 of the North Dakota Century Code, relating to additional exemptions, specific alternative exemptions, and exemptions of a single person.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2517. A Bill for an Act to establish procedures for the prejudgment remedy of attachment; and to repeal chapter 32-08 of the North Dakota Century Code, relating to the present procedures of attachment.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2519. A Bill for an Act to amend and reenact section 44-04-18 of the North Dakota Century Code, relating to a penalty for violating the open records law.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2520. A Bill for an Act to amend and reenact section 40-45-03 of the North Dakota Century Code, relating to city ordinances regarding police pensions.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2527. A Bill for an Act to create and enact section 10-18.1-12 of the North Dakota Century Code, relating to deposit of securities with the federal reserve bank under certain conditions.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2530. A Bill for an Act to amend and reenact section 27-08-34 of the North Dakota Century Code, relating to change of judge in

preliminary examinations held in county court with increased jurisdiction.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2531. A Bill for an Act to repeal subsection 2 of section 12.1-32-11 of the North Dakota Century Code, relating to the aggregate total term of imprisonment for sentences for multiple offenses.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2534. A Bill for an Act to amend and reenact subsection 2 of section 12.1-21-05 of the North Dakota Century Code, relating to the penalties for criminal mischief.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2537. A Bill for an Act to create and enact a new section to chapter 49-05 of the North Dakota Century Code, relating to the effectiveness of suspended public utility rates under bond.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2538. A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to school district residency determination in child placement cases.

Which was read the first time and referred to the Committee on Education.

The House stood recessed until 12:30 p.m., Thursday, February 24, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

So the bill lost.

MOTION

Rep. Backes moved that the House reconsider its action by which House Bill No. 1385 was passed, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1385. A Bill for an Act to create a county coal development impact commission in each coal producing county, and to provide for the membership and duties of such commission; to amend and reenact section 57-62-02 of the North Dakota Century Code, relating to the allocation formula for moneys in the coal development fund; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

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, 53; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHYK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELFAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGALIVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWONTEK		•			
HORGAN		•	METZGER		•	SHORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

**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. 1262.

ROY GILBREATH, Chief Clerk

MOTION

Rep. Lardy requested unanimous consent of the House to amend House Bill No. 1507, which request was granted.

Rep. Lardy moved that House Bill No. 1507 be amended as follows:

* On page 1, line 3 of the engrossed bill delete the words "or insulation material"

On page 1, line 13, delete the word "or"

On page 1, line 14, delete the word "insulation"

On page 2, line 10, delete the words "or material"

Which motion prevailed.

Rep. Lardy moved that the rules be suspended, and that House Bill No. 1507 be deemed properly re-engrossed, and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1507. A Bill for an Act to establish a revolving fund for the purpose of making low interest loans for the installation of alternative energy devices; and providing for the administration of the loan program 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, 47; nays, 48; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		
• CHRISTENSEN		•	• LANG		•	• OPEDAH		•	• WENTZ		
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS					
• DuBORD		•	• LARSON, G. #29		•	• RAU		•	• MR. SPEAKER		
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•			
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• McGAUVIRAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDEN		•			
• HILL		•	• METZ		•	• SWIONTEK		•			
• HORGAN		•	• METZGER		•	• THORSGARD		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

So the bill lost.

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. 1006
- House Bill No. 1007
- House Bill No. 1010
- House Bill No. 1014
- House Bill No. 1026
- House Bill No. 1043
- House Bill No. 1046
- House Bill No. 1047
- House Bill No. 1320
- House Bill No. 1345
- House Bill No. 1368
- House Bill No. 1381
- House Bill No. 1418

- House Bill No. 1424
- House Bill No. 1429
- House Bill No. 1443
- House Bill No. 1470
- House Bill No. 1475
- House Bill No. 1477
- House Bill No. 1490
- House Bill No. 1508
- House Bill No. 1528
- House Bill No. 1559

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1587. A Bill for an Act to amend and reenact sections 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the allocation of revenues from the privilege tax on coal conversion facilities.

Which has 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK	•	• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA	•		• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR. SPEAKER
• EAGLES	•		• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAXNER			• ROCHELEAU		
• GRONBERG			• MARDEN			• RUIED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANDER		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAH			• SOLBERG		
• HERSLIP			• MEIERS			• STENHEJEM		
• HICKLE			• MERTENS			• STRINDEK		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER	•		• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

MOTION

Rep. Mushik moved that the rules be suspended, and that Senate Bills No. 2117, 2172, 2215, 2216, 2228 and 2265 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1258. A Bill for an Act to provide for a local governmental services tax, to provide procedures for the imposition, collection, and administration of such tax, and to provide for the allocation of revenues to local governmental units, to provide for an inflation credit against income taxes payable by individuals; to amend and reenact sections 57-35.2-02, 57-35.2-04, subdivision f of subsection 1 of section 57-38-

HAUSAUER, L -25	McCAFFREY	SCOFIELD
HERMAN	McGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill lost.

House Bill No. 1521. A Bill for an Act to create and enact two new sections to chapter 57-39.2, a new section to chapter 57-40.2, and a new section to chapter 57-40.3 of the North Dakota Century Code, relating to the sales and use tax and motor vehicle excise tax and providing new rates for such taxes; to repeal sections 1,2, and 3 of Initiated Measure No. 1 approved by the electors at the general election of November 2, 1976; to suspend individual income taxes and business privilege taxes on individuals, estates, and trusts for taxable year 1977; to provide effective dates; and to declare an emergency.

Which has been read with Committee Report without recommendation.

Rep. Timm moved that the House dispense with the reading of the title to House Bill No. 1521, 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, 38; nays, 59; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY		• MUND	• MURPHY		• TWETEN
• BEAUCLAIR			• KERMOTT		• MUSHIK	• NICHOLAS		• UNHJEM
• BENEDICT			• KLOUBEC		• NORDBY	• OLSON		• VANDER VORST
• BERG			• KNUDSOW		• OPEDAHL	• WAGNER		• WALSH
• BERGER			• KRETSCHMAR		• O'SHEA	• WEBER		• WENTZ
• BLACK			• KUCHERA		• PETERSON	• WINGE		• WINKJER
• CHRISTENSEN			• LANG		• POWERS			
• CONMY			• LANGLEY		• RAU			
• CRABTREE			• LARDY		• REED			
• DOTZENROD			• LARSON, B #12		• RICHARD			
• DuBORD			• LARSON, G. #29		• RICHIE			
• EAGLES			• LAUGHLIN		• RIEHL			
• ERICKSON			• LEE		• ROCHELEAU			
• FLEMING			• LIPSIEA		• RUED			
• GACKLE			• LOKKEN		• RUSSELL			
• GENGLER			• LUNDENE		• RYLANCE			
• GERL			• MAINER		• SCHINDLER			
• GRONNEBERG			• MARSDEN		• SCHUETT			
• GUNDERSON			• MARTIN, C #38		• SCOFIELD			
• GUNSCH			• MARTIN, G #43		• SOLBERG			
• HAUGLAND			• MARTINSON		• STENEHJEM			
• HAUSAUER, A #49			• MATCHIE		• STRINDEN			
• HAUSAUER, L -25			• McCAFFREY		• SWIONTEK			
• HERMAN			• McGAUVRAN		• THORSGARD			
• HERSLIP			• MEIERS		• TIMM			
• HICKLE			• MERTENS					
• HILL			• METZ					
• HORGAN			• METZGER					
• JACOBSON			• MEYER					

So the bill lost.

House Bill No. 1581. A Bill for an Act to increase taxes on motor vehicle fuel and special fuel used in motor vehicles and to distribute the revenue to townships for township roads; to create and enact section 57-52-11.1 of the North Dakota Century Code, relating to the distribution of special fuels taxes; to amend and reenact sections 57-52-04, 57-54-08, and 57-54-14 of the North Dakota Century Code, relating to rates and distribution of taxes on motor vehicle fuel and special fuel used in motor vehicles; and to repeal section 57-52-11 of the North Dakota Century Code, relating to the distribution of special fuels taxes.

Which has been read with Committee Report without recommendation.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 34; nays, 62; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ANDERSON		•	JOHNSON			MILLER	•	•	TINJUM	
•	BACKES			KELLY	•	•	MUND	•	•	TWETEN	
	BEAUCLAIR	•		KERMOTT			MURPHY	•		UNHJEM	•
	BENEDICT			KLOUBEC	•	•	MUSHK	•		VANDER VORST	•
•	BERG			KNUDSON		•	NICHOLAS		•	WAGNER	•
•	BERGER			KRETSCHMAR	•	•	NORDBY			WALSH	•
	BLACK	•		KUCHERA		•	OLSON		•	WEBER	•
	CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•
	CONMY	•	•	LANGLEY			O'SHEA			WINGE	•
	CRABTREE	•		LARDY	•		PETERSON			WINKJER	•
•	DOTZENROD			LARSON, B #12		•	POWERS				
	DubORD	•		LARSON, G #29			RAU	•		MR SPEAKER	•
	EAGLES	•	•	LAUGHLIN			REED	•			
	FRICKSON			LEE	•	•	RICHARD				
•	FLEMING			LIPSIEA	•		RICHIE				
	GACKLE			LOKKEN		•	RICHTER	•			
	GENGLER	•	•	LUDENE		•	RIEHL				
	GERL	•	•	MAXNER			ROCHELLEAU				
•	GRONNEBERG			MARSDEN	•		RUED	•			
	GUNDERSON	•		MARTIN, C #38			RUSSELL	•			
•	GUNSCH			MARTIN, G #43			RYLANCE	•			
	HAUGLAND	•		MARTINSON			SCHINDLER	•			
	HAUSAUER, A #49	•		MATCHIE	•	•	SCHUETT				
	HAUSAUER, L #25	•		McCAFREY	•		SCOFIELD	•			
	HERMAN	•	•	McGAUVRAIN			SOLBERG	•			
	HERSLIP		•	MEIERS			STENHEJEM				
•	HICKLE			MERTENS	•		STRINDEN	•			
•	HILL			METZ			SWINTEK	•			
	HORGAN			METZGER	•		THORSGARD	•			
•	JACOBSON		•	MEYER			TIMM	•			

So the bill lost.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1064 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1456. A Bill for an Act to create and enact a new section to chapter 57-62 of the North Dakota Century Code, relating to the coal development fund allocation formula; to amend and reenact section 57-62-02 of the North Dakota Century Code, relating to the coal development fund allocation formula; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Which has been read.

Rep. Gunsch moved that the rules be suspended, and that House Bill No. 1456 be re-referred to the Committee on Finance and Taxation.

Rep. Hickle requested a recorded roll call vote on the motion of Rep. Gunsch, which request was granted.

The question being on the motion of Rep. Gunsch

ROLL CALL

The roll was called and there were ayes, 42; nays, 56; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	ANDERSON		•	JOHNSON			MILLER	•	•	TINJUM	
	BACKES	•		KELLY	•	•	MUND	•	•	TWETEN	
	BEAUCLAIR		•	KERMOTT			MURPHY	•		UNHJEM	•
	BENEDICT			KLOUBEC	•	•	MUSHK	•		VANDER VORST	•
	BERG	•		KNUDSON		•	NICHOLAS		•	WAGNER	•
•	BERGER			KRETSCHMAR	•	•	NORDBY			WALSH	•
•	BLACK		•	KUCHERA		•	OLSON			WEBER	•

• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the motion failed.

MOTION

Rep. Backes moved that the rules be suspended in concurrence with like action in the Senate, and that the time limitation for messaging House Bills to the Senate, pursuant to Joint Legislative Rule No. 8, be delayed until 3:30 p.m., Thursday, February 24, 1977, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 1456, as amended, the roll was called and there were ayes, 39; nays, 58; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON	•		• JOHNSON	•		• MILLER	•		• TINJUM	•	
• BACKES	•		• KELLY	•		• MUND	•		• TWETEN	•	
• BEAULAIR	•		• KERMOITT	•		• MURPHY	•		• UNHJEM	•	
• BENEDICT	•		• KLOUBEC	•		• MUSHIK	•		• VANDER VORST	•	
• BERG	•		• KNUDSON	•		• NICHOLAS	•		• WAGNER	•	
• BERGER	•		• KRETSCHMAR	•		• NORDBY	•		• WALSH	•	
• BLACK	•		• KUCHERA	•		• OLSON	•		• WEBER	•	
• CHRISTENSEN	•		• LANG	•		• OPEDAHL	•		• WENTZ	•	
• CONMY	•		• LANGLEY	•		• O'SHEA	•		• WINGE	•	
• CRABTREE	•		• LARDY	•		• PETERSON	•		• WINKJER	•	
• DOTZENROD	•		• LARSON, B #12	•		• POWERS	•				
• DuBORD	•		• LARSON, G #29	•		• RAU	•		• MR SPEAKER	•	
• EAGLES	•		• LAUGHLIN	•		• REED	•				
• ERICKSON	•		• LEE	•		• RICHARD	•				
• FLEMING	•		• LIPSIEA	•		• RICHIE	•				
• GACKLE	•		• LOKKEN	•		• RICHTER	•				
• GENGLER	•		• LUNDENE	•		• RIEHL	•				
• GERL	•		• MAIXNER	•		• ROCHELEAU	•				
• GRONNEBERG	•		• MARSDEN	•		• RUED	•				
• GUNDERSON	•		• MARTIN, C #38	•		• RUSSELL	•				
• GUNSCH	•		• MARTIN, G #43	•		• RYLANCE	•				
• HAUGLAND	•		• MARTINSON	•		• SCHINDLER	•				
• HAUSAUER, A #49	•		• MATCHIE	•		• SCHUETT	•				
• HAUSAUER, L #25	•		• McCAFFREY	•		• SCOFIELD	•				
• HERMAN	•		• McGAUVRAN	•		• SOLBERG	•				
• HERSLIP	•		• MEIERS	•		• STENEHJEM	•				
• HICKLE	•		• MERTENS	•		• STRINDEN	•				
• HILL	•		• METZ	•		• SWIONTEK	•				
• HORGAN	•		• METZGER	•		• THORSGARD	•				
• JACOBSON	•		• MEYER	•		• TIMM	•				

So the bill lost.

MOTION

Rep. Richie moved that the House reconsider its action by which House Bill No. 1507 was defeated, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1507. A Bill for an Act to establish a revolving fund for the purpose of making low interest loans for the installation of alternative

On page 1, line 16 delete the words "whenever the offender" and insert in lieu thereof the words "when, in the course of committing an offense, he inflicts or attempts to inflict bodily injury upon another, or threatens or menaces another with imminent bodily injury with an explosive or a firearm."

On page 1, delete all of lines 17 and 18

On page 1, line 19 delete the words "committing an offense."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2122 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2160, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 15 of the engrossed bill, after the word "license." insert the following: "It shall not contain a description of the pistol for which the license is desired."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2160 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2174, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 4; Absent, 3, that the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2174 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2179, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 18, of the engrossed bill after the word "such" insert the word "file" and also on line 18 delete the word "file"

On page 1, line 20, after the word "each" insert the word "such" and also on line 20 after the word "card" delete the word "copied" and insert in lieu thereof the words "copy furnished by the register of deeds"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2179 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2180, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2180 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was

referred Senate Bill No. 2181, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2181 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2182, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2182 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2183, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2183 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2185, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 6 delete the word "ten" and insert in lieu thereof the word "twenty"

On page 2, line 9 place beginning triple parentheses before the word "a"

On page 2, line 10 place ending triple parentheses after the word "misdemeanor" and before the period and insert in lieu thereof the following: "an infraction"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2185 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2186, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2186 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2210, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same be amended as follows:

On page 1, line 3 delete "ficiate" and insert in lieu thereof "ficate"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2210 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2214, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same be amended as follows:

On page 1, line 2 of the engrossed bill before the word "ambulance" insert the word "nonprofit" and also delete the word "service" and insert in lieu thereof the word "services"

On page 1, line 10 before the word "AMBULANCE" insert the word "NONPROFIT" and also delete the word "SERVICE" and insert in lieu thereof the word "SERVICES"

On page 1, line 11 before the word "ambulance" insert the word "nonprofit"

On page 1, line 12 delete ", in good faith and in the"

On page 1, line 13 delete "exercise of reasonable and ordinary care," And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2214 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2229, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2229 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2253, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2253 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2257, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2257 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2259, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 1; Absent, 5, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2259 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2261, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2261 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2299, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2299 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2316, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2316 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2354, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2354 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2370, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 2 of the engrossed bill, delete the following: "and subsection 1 of section-20.1-03-05"

On page 2, delete lines 4 through 8

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2370 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2406, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 3, after the word "game" insert the following: "; and to require the commissioner to authorize the use of a crossbow"

On page 1, following line 15, insert the following:

"SECTION 2.) The commissioner shall, under rules and regulations of the department, authorize the use of a crossbow for the taking of deer during the big game gun season."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2406 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2416, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2416 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was

referred Senate Bill No. 2421, has had the same consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 12 of the engrossed bill delete the words "Contracts or"

On page 1, delete lines 13 and 14

On page 1, line 16, delete the words "a class B misdemeanor" and insert in lieu thereof the words "an infraction"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2421 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2484, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2484 was placed on the 14th order of business on the calendar for the succeeding legislative day,

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution 3081, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

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 3082, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3082 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 3083, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 3, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3083 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 3084, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 6; Absent, 3, that the same be placed on calendar without recommendation.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3084 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 3085, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 2;

Absent, 3, that the same do not pass.

REP. RYLANCE, Chairman

House Concurrent Resolution 3085 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution 3086, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3086 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 3087, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3087 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 3089, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. RYLANCE, Chairman

House Concurrent Resolution No. 3089 was re-referred to the Legislative Council Resolutions Committee.

MOTIONS

Rep. Peterson/moved that the vote by which the House acted upon all Bills and Resolutions in possession of the House be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Gackle moved that Senate Bill Nos. 2234 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Gackle moved that Senate Bill No. 2234 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Gengler moved that Senate Bill No. 2536 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Gengler moved that Senate Bill No. 2536 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Lardy requested a Call of the House, which request was granted.

Rep. Lardy moved that the Call of the House be suspended, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1127

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1063

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1063

On page 3, line 8, after the word "in" delete the word "it" and insert in lieu thereof the word "its"

On page 3, line 29, after the word "relies" insert the following:

"including reference to the statute or rule alleged to be violated"

On page 5, line 31, after the period insert the following:

"A subpoena to compel a witness to produce documentary evidence will be issued to a party other than the agency only upon petition showing general relevance and reasonable scope of the evidence sought, which petition must also specify with particularity the books, papers, or documents desired."

On page 6, line 2, after the period, insert the following new language: "A party, other than the administrative agency, must first show good cause before undertaking discovery proceedings, including interrogatories."

On page 6, line 33, after the word "within" insert beginning triple parentheses; and on the same line after the word "months" insert ending triple parentheses followed by the words "sixty days"

And renumber the lines, sections and pages accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1031

House Bill No. 1057

House Bill No. 1059

House Bill No. 1060

House Bill No. 1113

House Bill No. 1133

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that it is with regret that your request for the return of House Bill No. 1262 has been denied.

LEO LEIDHOLM, Secretary

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. 1258

House Bill No. 1507

House Bill No. 1573

House Bill No. 1587

House Bill No. 1588

ROY GILBREATH, Chief Clerk

Rep. Backes 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., Friday, February 25, 1977, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2529. A Bill for an Act to amend and reenact sections 27-

11-01, 27-11-22 and 27-12-02 of the North Dakota Century Code, relating to prohibition of practicing law or serving on certain courts without certificate of admission and payment of annual license fee and providing a penalty, relating to the requirement for an annual license to practice law or serve on certain courts, issuance thereof, fees therefore and membership in the state bar association of North Dakota of all attorneys and persons serving on certain courts.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2540. A Bill for an Act to require certain provisions to be included in every life insurance policy delivered or issued for delivery in this state relating to minimum benefits to be made available to the lapsing policyholder, to provide for certain exemptions from the Act, and to provide for an operative date with respect to the policies of a particular company issued on and after such date; and to repeal the subsection entitled "Options on Surrender or Lapse" in each of sections 26-03-26, 26-03-27, 26-03-28 and 26-03-29, to repeal the subsection entitled "Continuance of Insurance on Lapse" in each of sections 26-03-30 and 26-03-31, and to repeal subsections 8 and 9 of section 26-03-35 of the North Dakota Century Code, relating to required options on lapse of a life insurance policy.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2541. A Bill for an Act to require certain provisions to be included in every individual deferred annuity contract delivered or issued for delivery in this state relating to minimum benefits to be made available to the contractholder on cessation of payment of consideration, to provide for certain exemptions from the Act, and to provide for an operative date with respect to the contracts of a particular company issued on and after such date.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2543. A Bill for an Act to empower the commissioner of insurance to annually value or cause to be valued the reserve liabilities of every life insurance company doing business in this state and to establish minimum standards for the valuation of such liabilities; and to repeal sections 26-03-33, 26-03-34 and 26-10-01 of the North Dakota Century Code, relating to the valuation of life and accident insurance policies.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2544. A Bill for an Act to create and enact a new section to chapter 23-09 of the North Dakota Century Code, relating to smoke detection devices or other approved alarm systems in hotels, motels, and lodginghouses; to amend and reenact subsection 1 of section 23-09-01 of the North Dakota Century Code, relating to the definition of a motel; and providing a date of compliance.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2545. A Bill for an Act to authorize the active promotion and orderly development of the film, television, and multimedia production industry in North Dakota; and providing an appropriation.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2546. A Bill for an Act to authorize the state board of higher education to purchase two and sixty-nine hundredths acres of land adjacent to the university of North Dakota medical center rehabilitation hospital using certain funds on hand.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2548. A Bill for an Act making an appropriation to the North Dakota state water commission for the purpose of the investigation, design, and development of a plan for the supplementation of the water resources of Dickinson and southwestern North Dakota with water from the Missouri River.

Which was read the first time and referred to the Committee on Appropriations.

Senate Concurrent Resolution No. 4034. A concurrent resolution urging the United States Congress to designate Theodore Roosevelt National Memorial Park as Theodore Roosevelt National Park.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution No. 4035. A concurrent resolution urging the President and the Congress to retain and to continue the federal highway trust fund in its present status and role.

Which was read the first time and referred to the Committee on Transportation.

Senate Concurrent Resolution No. 4040. A concurrent resolution urging Congress to require federal agencies to enhance lands under their control with woody plantings and utilize other soil and water conservation practices, including the control of noxious weeds.

Which was read the first time and referred to the Committee on Agriculture.

Senate Concurrent Resolution No. 4043. 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, 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.

Which was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution No. 4044. A concurrent resolution urging the State Department of Health to exercise discretion in requiring small communities to meet the criteria for solid waste management established in Chapter 23-29 of the North Dakota Century Code.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Concurrent Resolution No. 4045. A concurrent resolution urging the North Dakota Mill and Elevator and the Industrial Commission to conduct marketing research regarding the production and sale of gasohol.

Which was read the first time and referred to the Committee on Agriculture.

Senate Concurrent Resolution No. 4046. A concurrent resolution relating to recognition of and cooperation with a study being conducted by the North Dakota State University Community and Regional Planning

Program, at the request of the North Dakota Indian Affairs Commission, concerning the distribution of county motor vehicle tax moneys for North Dakota reservation county roads.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution No. 4048. A concurrent resolution citing the existence of certain conditions of mutual concern confronting the reservation and nonreservation residents of North Dakota, and urging the Congress and the President of the United States to exercise responsibility and authority in resolving them.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution No. 4050. A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the Pembilier Dam Project.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Concurrent Resolution No. 4052. A concurrent resolution urging federally authorized lending agencies to provide financial information to state authorities.

Which was read the first time and referred to the Committee on State and Federal Government.

House stood recessed until 1:00 p.m., Friday, February 25, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk

THIRTY-SEVENTH DAY AFTER RECESS AND
THIRTY-EIGHTH DAY

Bismarck, February 25, 1977

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

MOTIONS

Rep. Rylance moved that there be printed 500 copies of the engrossed House Bill No. 1299, which motion prevailed.

Rep. Rylance moved that Senate Bill No. 2045 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Strinden moved that there be printed 500 copies of engrossed House Bill No. 1258, which motion prevailed.

Rep. C. Martin moved that there be printed 500 copies of engrossed House Bill No. 1387, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Winkjer moved that the amendments to Senate Bill No. 2058 as recommended by the Committee on Judiciary as printed on page 943 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2201 as recommended by the Committee on State and Federal Government as printed on page 944 of the House Journal be adopted, which motion prevailed.

Senate Bill No. 2201 was re-referred to the Committee on Appropriations.

Rep. Gackle moved that the amendments to Senate Bill No. 2223 as recommended by the Committee on Finance and Taxation as printed on pages 944 and 945 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2324 as recommended by the Committee on Judiciary as printed on page 946 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2431 as recommended by the Committee on Education as printed on page 946 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2442 as recommended by the Committee on Education as printed on page 947 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Gengler moved that the rules be suspended, and that Senate Bills Nos. 2215 and 2216 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2215. A Bill for an Act to amend and reenact section 52-

11-01 of the North Dakota Century Code, relating to the retirement program for the unemployment compensation division, state employment service, and North Dakota national guard.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANDER					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGALVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAR			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2216. A Bill for an Act authorizing the state of North Dakota acting by the North Dakota employment security bureau to sell and convey lots seventeen, eighteen, nineteen, and twenty in block twenty-two of Brooklyn Addition to the City of Minot, Ward 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, 94; nays, 0; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					

• GUNSCH	• MARTIN G #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A #49	• MATCHIE	• SCHUETT
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2095. A Bill for an Act to amend and reenact section 12.1-20-07 of the North Dakota Century Code, relating to sexual assault and providing penalties for such offenses.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 90; absent and not voting, 7.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAO		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• RÖCHEL		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN C #38			• RUSSELL		
• GUNSCH			• MARTIN G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill lost.

Senate Bill No. 2112. A Bill for an Act to create and enact a new subdivision to subsection 2 of section 12.1-21-05 of the North Dakota Century Code, providing for a minimum mandatory six-month term of imprisonment for criminal mischief to tangible property of a person who is a member of or affiliated with the criminal justice system if the actor knows that to be a fact; and to amend and reenact subsection 2 of section 12.1-17-01 of the North Dakota Century Code, to provide a minimum mandatory one-year term of imprisonment for simple assault upon a person who is a member of or affiliated with the criminal justice system whether on or off duty if the actor knows that to be a fact.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 92; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES	•		KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
GUNSCHE		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	POWERS		•			
DUBORD		•	LARSON, G #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERI		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUFED		•			
GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•			
GUNSCHE		•	MARTIN, G #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L #25		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSgard		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

Senate Bill No. 2371. A Bill for an Act to create and enact a new section to chapter 12.1-05 of the North Dakota Century Code, relating to the indemnification and reimbursement of defendants by the state; to amend and reenact section 12.1-05-06 of the North Dakota Century Code, relating to the use of force in defense of premises and property; and providing an appropriation.

Which has been read with Committee Report Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 18; nays, 76; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES	•		KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
GUNSCHE		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	POWERS		•			
DUBORD		•	LARSON, G #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERI		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUFED		•			
GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•			
GUNSCHE		•	MARTIN, G #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L #25		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSgard		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. William Goetz and Rep. Goetz was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 2015. Administration of Motor Fuel Tax — 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, 89; nays, 4; absent and not voting, 7.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUIETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2019. A Bill for an Act to provide for the state auditor's review of emergency action; and to repeal section 54-16-06 of the North Dakota Century Code, relating to quarterly reporting requirements for agencies authorized by the emergency commission to make extraordinary expenditures, or to make use of funds transferred or made available through an order 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, 91; nays, 0; absent and not voting, 9.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER

● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONAMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAR	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2028. A Bill for an Act to amend and reenact subsection 2 of section 57-33.1-02 of the North Dakota Century Code, relating to the taxation of large cooperative electrical transmission lines.

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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS		YEAS	N-V	NAYS		YEAS	N-V	NAYS	
● ANDERSON				● JOHNSON				● MILLER			● TINJUM
● BACKES				● KELLY				● MUND			● TWETEN
● BEAUCLAIR				● KERMOETT				● MURPHY			● UNHJEM
● BENEDICT				● KLOUBEC				● MUSHIK			● VANDER VORST
● BERG				● KNUDSON				● NICHOLAS			● WAGNER
● BERGER				● KRETSCHMAR				● NORDBY			● WALSH
● BLACK				● KUCHERA				● OLSON			● WEBER
● CHRISTENSEN				● LANG				● OPEDAHL			● WENTZ
● CONAMY				● LANGLEY				● O'SHEA			● WINGE
● CRABTREE				● LARDY				● PETERSON			● WINKJER
● DOTZENROD				● LARSON, B. #12				● POWERS			
● DUBORD				● LARSON, G. #29				● RAU			● MR. SPEAKER
● EAGLES				● LAUGHLIN				● REED			
● ERICKSON				● LEE				● RICHARD			
● FLEMING				● LIPSIEA				● RICHIE			
● GACKLE				● LOKKEN				● RICHTER			
● GENGLER				● LUNDENE				● RIEHL			
● GERL				● MAIXNER				● ROCHELEAU			
● GRONNEBERG				● MARSDEN				● RUED			
● GUNDERSON				● MARTIN, C. #38				● RUSSELL			
● GUNSCH				● MARTIN, G. #43				● RYLANCE			
● HAUGLAND				● MARTINSON				● SCHINDLER			
● HAUSAUER, A. #49				● MATCHIE				● SCHUETT			
● HAUSAUER, L. #25				● McCAFFREY				● SCOFIELD			
● HERMAN				● MCGAUVRAN				● SOLBERG			
● HERSLIP				● MEIERS				● STENEHJEM			
● HICKLE				● MERTENS				● STRINDEN			
● HILL				● METZ				● SWIONTEK			
● HORGAR				● METZGER				● THORSGARD			
● JACOBSON				● MEYER				● TIMM			

So the bill passed and the title was agreed to.

Senate Bill No. 2041. A Bill for an Act to amend and reenact section 34-14-03 of the North Dakota Century Code, relating to the payment of wages of employees who have been separated from employment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU	•				
• GRONNERBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFELD					
• HERMAN			• McGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2043. A Bill for an Act to amend and reenact sections 34-13-04 and 34-13-05 of the North Dakota Century Code, relating to the licensing fees and bonds required of employment agencies.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNERBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFELD					
• HERMAN			• McGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2046. A Bill for an Act prohibiting public employees from

• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONNY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAR	• METZGER	• THORSgard	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2097. A Bill for an Act to amend and reenact subsection 3 of section 12.1-32-09 of the North Dakota Century Code, relating to the procedure for extended sentences for dangerous special offenders.

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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES														
REGULAR SESSION						ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ANDERSON			• JOHNSON			• MILLER			• TINJUM					
• BACKES			• KELLY			• MUND			• TWETEN					
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM					
• BENEDICT			• KLOBEBC			• MUSHIK			• VANDER VORST					
• BERG			• KNUDSON			• NICHOLAS			• WAGNER					
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH					
• BLACK			• KUCHERA			• OLSON			• WEBER					
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•			
• CONNY		•	• LANGLEY			• O'SHEA			• WINGE					
• CRABTREE		•	• LARDY			• PETERSON		•	• WINKJER					
• DOTZENROD			• LARSON, B. #12			• POWERS								
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER					
• EAGLES			• LAUGHLIN			• REED								
• ERICKSON			• LEE			• RICHARD								
• FLEMING			• LIPSIEA			• RICHIE								
• GACKLE			• LOKKEN			• RICHTER								
• GENGLER			• LUNDENE			• RIEHL								
• GERL		•	• MAIXNER			• ROCHELEAU								
• GRONNEBERG			• MARSDEN			• RUED								
• GUNDERSON			• MARTIN, C. #38			• RUSSELL								
• GUNSCH			• MARTIN, G. #43			• RYLANCE								
• HAUGLAND			• MARTINSON			• SCHINDLER								
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT								
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD								
• HERMAN			• McGAUVVRAN			• SOLBERG								
• HERSLIP			• MEIERS			• STENEHJEM		•						
• HICKLE			• MERTENS			• STRINDEN								
• HILL			• METZ			• SWIONTEK								
• HORGAR			• METZGER			• THORSgard								
• JACOBSON			• MEYER			• TIMM								

So the bill passed and the title was agreed to.

Senate Bill No. 2161. A Bill for an Act to create and enact four new subsections to section 19-10-01 of the North Dakota Century Code, relating to definitions; and to amend and reenact sections 19-10-03 and 19-10-10 of the North Dakota Century Code, relating to the sale of adulterated lubricating oils, and to the specifications for petroleum 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, 93; nays, 4; absent and not voting, 3.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		• MILLER			• TINJUM		
• BACKES			• KELLY		• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT		• MURPHY	•		• UNHJEM		
• BENEDICT			• KLOUBEC		• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR		• NORDBY			• WALSH		
• BLACK			• KUCHERA		• OLSON			• WEBER		
• CHRISTENSEN			• LANG		• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY		• O'SHEA			• WINGE		
• CRABTREE			• LARDY		• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12		• POWERS					
• DuBORD			• CARSON, G. #29		• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		• REED					
• ERICKSON			• LEE		• RICHARD					
• FLEMING			• LIPSIEA		• RICHIE					
• GACKLE			• LOKKEN		• RICHTER					
• GENGLER			• LUNDENE		• RIEHL					
• GERI			• MAIXNER		• ROCHELEAU					
• GRONNEBERG			• MARSDEN		• RUED					
• GUNDERSON			• MARTIN, C. #38		• RUSSELL					
• GUNSCHE			• MARTIN, G. #43		• RYLANDGE					
• HAUGLAND			• MARTINSON		• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE		• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY		• SCOFIELD	•				
• HERMAN			• McGAUVRAN		• SOLBERG					
• HERSLIP			• MEIERS		• STENEHJEM					
• HICKLE			• MERTENS		• STRINDEN					
• HILL			• METZ		• SWIONTEK					
• HORGAN			• METZGER	•	• THORSGARD	•				
• JACOBSON			• MEYER		• THAMM					

So the bill passed and the title was agreed to.

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk
THIRTY-EIGHTH DAY

Bismarck, February 25, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Fr. Victor Feser, Annunciation Priory, Bismarck.

The roll was called, and all members were present except Reps. L. Hausauer and Horgan.

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, the Thirty-fifth Day after Recess and Thirty-sixth Day, Thirty-sixth Day after Recess and Thirty-seventh day and recommends that the same be corrected as follows:

On page 412, line 8 delete the word "Social"

On page 412, line 9 delete the word "Welfare" and insert in lieu thereof the words "Veterans Affairs."

On page 412, line 15, delete the word "Social"

On page 412, delete line 16, and insert in lieu thereof the words "Veterans Affairs."

Page 916, line 20, delete the word "State"

Page 916, delete line 21, and insert in lieu thereof "Finance and Taxation."

Page 948, lines 20 and 21, delete "Transportation" and insert in lieu thereof "Finance and Taxation."

Page 951, line 30, delete "Finance and Taxation" and insert in lieu thereof "Judiciary"

Page 951, line 50, delete the word "State"

Page 951, delete line 51, and insert in lieu thereof "Industry, Business and Labor."

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Reed. moved that the report be adopted, which motion prevailed.

RECOGNITION

Speaker Solberg appointed Reps. Backes and Strinden to a committee to escort Hon. Henry S. Reuss, Congressman from District 5, Milwaukee, Wisconsin, to the rostrum.

Congressman Reuss, Chairman of the U.S. House of Representatives Banking and Urban Affairs Committee, was introduced, and he briefly addressed the Assembly.

Rep. Gerl moved that the following remarks of Congressman Reuss be printed in the Journal, which motion prevailed.

REMARKS OF CONGRESSMAN HENRY S. REUSS

"Mr. Speaker, My Fellow Legislators:

"Thank you for this very warm welcome to the Great State of North Dakota. I have had a simply wonderful day enjoying your traditional hospitality. We started out at the Prayer Breakfast this morning, and I conversed with the bankers for a while, and saw with great interest your State Bank of North Dakota, and now briefly before I catch a plane back to my district, I can appear before you to pay my respects.

"Our states of Wisconsin and North Dakota have so much in common — populist tradition is in our blood. We have Bob LaFollette, and your heroes of the people — Lembke, Langer and Usher Burdick. You demonstrate the same will to make the benefits of education, good health and conservation of our soil available to all the people. I am so impressed with what your banking system is doing by way of helping farmers get credit they need and helping students complete higher education. It inspires me to go back to Washington and continue my efforts to see that the Federal Reserve keeps adequate supplies of credit and low enough interest rates so these practices can be continued. You have solved your problems better than so many of our states. Your unemployment is low, you are preserving your precious resources of the soil and fields and what is under the soil.

"It is a pleasure to be here. I admire you for having a fifty-fifty split in your membership handled so efficiently as you are doing. I enjoyed your excusing of absent members at 2:00 o'clock. I am taking this procedure back to Tip O'Neil. As I told the Speaker, our Speaker in Washington is slightly more endowed physically, but they both share a keen reverence for our parliamentary system and a desire to make democracy work.

"Thank you for the honor of letting me be with you. Come and see us in Washington.

"Thank you."

RECOGNITION

Speaker Solberg appointed Rep. Richard to escort Mr. Brad Scott, State President of the Future Farmers of America, from Rolette, North Dakota, to the rostrum.

Mr. Scott was introduced to the Assembly, and briefly spoke on behalf of the Future Farmers of America.

Rep. Gerl moved that the following remarks of Brad Scott be printed in the Journal, which motion prevailed.

REMARKS OF BRAD SCOTT

STATE PRESIDENT OF THE FUTURE FARMERS OF AMERICA

"Thank you, Mr. Speaker and Representatives of the 45th Legislative Session.

"On behalf of the North Dakota State Association of Future Farmers of America, we sincerely appreciate this opportunity to express ourselves during this nationally recognized F.F.F. Week.

"The Lord's Prayer contains 56 words, the Declaration of Independence has 297 words, and the 10 Commandments contains 300 words, but a Government Proclamation declaring the price of cabbage contains 16,911 words. Which just goes to show that some of the most important things you'll hear won't necessarily be the longest. But I believe there is a story to be told. The F.F.A. nationally has ½ million members. It is the largest youth organization in the United States. In North Dakota there are 5,700 members. These are boys and girls engaged in Agriculture and Agribusiness. Agriculture, the largest industry in the United States, has 40 per cent of the total work force. In North Dakota this figure is displayed even more with 65 per cent directly or indirectly engaged in agriculture.

"Boys and girls engaged in vocational education realize the importance of agriculture. We have accepted the challenge to tell the Farmers' Story, not only to farmers, but to the daily consumers. Young men and women who believe that Agricultural Leadership, Citizenship, and Cooperation, the primary purpose of F.F.A., is a way to foresee that challenge. North Dakota is the fastest growing state association and we're proud of it, and thank you for your support.

"F.F.A. is not just the Future Farmers of America. It is something more. It is the Future For America. This organization represents the future leaders of tomorrow.

"Before I go I would like to leave you with a poem which was shared with me when I took office. It depicts the responsibility you shoulder:

"You are the one who has to decide,
Whether you do it or toss it aside.
You are the one who must make up your mind,
Whether to lead or linger behind.
Whether to strive for a goal that is far,
Or be content to sit where you are.
Take it or leave it, here's something to do,
Just think it over, it's all up to you.

"On behalf of Vocational Agriculture and all vocational youth organizations, I express our confidence and pride we have in you. God Bless You, and thank you very much."

MOTION

Rep. A. Hausauer moved that Senate Bill No. 2190 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Winkjer moved that the amendments to Senate Bill No. 2122 as recommended by the Committee on Judiciary as printed on pages 964 and 965 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2160 as recommended by the Committee on State and Federal Government as printed on page 965 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2179 as recommended by the Committee on Political Subdivisions as printed on page 965 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2185 as recommended by the Committee on Transportation as printed on page 966 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2210 as recommended by the Committee on Transportation as printed on page 966 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2214 as recommended by the Committee on Judiciary as printed on page 967 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2370 as recommended by the Committee on Natural Resources as printed on page 968 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2406 as recommended by the Committee on Natural Resources as printed on page 968 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2421 as recommended by the Committee on Political Subdivisions as printed on page 969 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2191. A Bill for an Act to amend and reenact section 57-02.1-03 of the North Dakota Century Code, relating to payments in lieu of real estate taxes.

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, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAO		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSICA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELLEAU		
• GRONNBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUGHRAN			• SOLBERG		
• HERSLIP			• MEURS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2200. A Bill for an Act to repeal subsection 4 of section 54-09-04 of the North Dakota Century Code, relating to the fee of five dollars charged by the secretary of state for issuance of each extradition warrant.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 2; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONHY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANDT					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFELD					
• HERMAN			• McGAULFRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2209. A Bill for an Act to amend and reenact section 19-01-10 of the North Dakota Century Code, relating to examination or analysis of products, articles or things by state laboratories department chemists submitted by prosecutors or law enforcement officers.

Which has been read.

MOTION

Rep. Winkjer moved that Senate Bill No. 2209 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senate Bill No. 2235. A Bill for an Act to create and enact two new sections to chapter 57-01 and a new section to chapter 57-37.1 of the North Dakota Century Code, relating to confidentiality of tax information obtained from the United States secretary of the treasury and to North Dakota estate and income tax returns; and to amend and reenact subsection 1 of section 57-38-34 and subsection 1 of section 57-38-57 of the North Dakota Century Code, relating to income tax returns and the confidentiality 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, 86; nays, 3; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN	•	
• BEAUCLAIR			• KERMODT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE	•		• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL		•	• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2243. A Bill for an Act to create and enact a new section to chapter 15-63 of the North Dakota Century Code, relating to Indian scholarships; 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 yeas, 87; nays, 4; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMODT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to and the emergency clause was declared carried.

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, 7.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONAMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B #12			● POWERS		
● DUBORD			● LARSON, G #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C #38			● RUSSELL		
● GUNSCH			● MARTIN, G #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L #25			● McCAFFREY			● SCOFELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2315. A Bill for an Act to amend and reenact section 15-38-03 of the North Dakota Century Code, relating to teacher's register in 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, 90; nays, 3; absent and not voting, 7.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONAMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B #12			● POWERS		
● DUBORD			● LARSON, G #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C #38			● RUSSELL		
● GUNSCH			● MARTIN, G #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L #25			● McCAFFREY			● SCOFELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2366. A Bill for an Act to prohibit the unauthorized transfer of recorded sound and the unauthorized recording of live performances, to require disclosure of the name and address of the manufacturer of recordings for sale, providing for destruction of recordings unlawfully produced, 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, 24; nays, 67; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR	•		• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WALSH		
• BERGER			• KRETSCHMAR			• NORDBY			• WAGNER		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• FAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• KOCHLEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFREY			• SCOFIELD					
• HERMAN			• McGAUHRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENERJEM					
• HICKLE			• MERTEMS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORS GARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

Senate Bill No. 2390. A Bill for an Act to repeal section 15-47-18 of the North Dakota Century Code, relating to the payment of tuition for children whose parents live on county poor farms.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• FAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LINDEN			• RIEHL					

• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCHE	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1064. A Bill for an Act to amend and reenact section 28-32-02 of the North Dakota Century Code, relating to the rulemaking power of an administrative agency, and providing for public opportunity to submit data, views, and arguments and for required oral 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, 86; nays, 1; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERAMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• LANG
• CONWAY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKLER
• DOTZENROD			• LARSON, G. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR. SPOKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHFALL		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCHE			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2117. A Bill for an Act to amend and reenact section 58-02-25 of the North Dakota Century Code, relating to the dissolution of an organized 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, 89; nays, 0; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMOTT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROOD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUFD	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAULFRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEK	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2172. A Bill for an Act to amend and reenact subsection 14 of section 11-11-14 of the North Dakota Century Code, relating to the powers of the board of county commissioners to establish garbage collection systems.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROOD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUFD					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAULFRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEK					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2228. A Bill for an Act to amend and reenact sections 11-23-02, 40-40-04, 40-40-10 and 40-40-12 of the North Dakota Century Code, relating to the county and municipal budgets.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 1; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARDSEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAULFRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2265. A Bill for an Act to amend and reenact section 40-49-05 of the North Dakota Century Code, relating to the term of office of members of boards of park commissioners.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARDSEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAULFRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMOTT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLE	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• FAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRÖNNBERG	• MARS DEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANC E	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAULVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORS GARD	
• JACOBSON	• MEYER	• TIMM	

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 create and enact section 27-20-54.1 of the North Dakota Century Code, relating to the destruction of juvenile court records; and to amend and reenact section 27-20-54 of the North Dakota Century Code, relating to the sealing of juvenile court records.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 9; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLE			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• FAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRÖNNBERG			• MARS DEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANC E					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAULVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORS GARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2174. A Bill for an Act to create a new section in Chapter 20.1-08 of the North Dakota Century Code, relating to designation of a big

horn sheep hunting season and providing that recipients of a big horn sheep hunting license shall not be eligible to apply for another such 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, 60; nays, 28; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE	
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT	•		• KLOUBEC	•		• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER	•		• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA	•		• OLSON	•	• WEBER
• CHRISTENSEN	•		• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY	•		• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN	•		• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER	•		• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG	•		• MARSDEN	•		• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFELD	•	
• HERMAN			• McGAUGHRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEJEM	•	
• HICKLE			• MERTENS			• STRINDEN	•	
• HILL			• METZ	•		• SWIONTEK	•	
• HORGAN			• METZGER	•		• THORSGARD	•	
• JACOBSON	•		• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2180. A Bill for an Act to amend and reenact section 39-04-36 of the North Dakota Century Code, relating to an exception to the transfer of registration and number plates upon transferring or assigning title to a motor vehicle.

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, 2; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE	
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA	•		• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY	•		• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR. SPEAKER
• EAGLES	•		• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		

● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A #49	● MATCHIE	● SCHUETT
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUGHRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEB
● HILL	● METZ	● SWONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4069. A concurrent resolution congratulating the Doris Nelson Rink of Devils Lake, the Ken Kistner Rink of Fargo, and the Don Barcome, Jr., Rink of Grand Forks for their recent curling championships and wishing them well in their upcoming national and international competition.

Was read the first time.

Rep. Mertens moved that the rules be suspended, that Senate Concurrent Resolution No. 4069 not be referred to committee, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4069. A concurrent resolution congratulating the Doris Nelson Rink of Devils Lake, the Ken Kistner Rink of Fargo, and the Don Barcome, Jr., Rink of Grand Forks for their recent curling championships and wishing them well in their upcoming national and international competition.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

MESSAGES TO THE SENATE House 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. 1064, and discharged the conference committee appointed, and now concurs in the Senate amendments to House Bill No. 1064.

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. 1032.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1104

House Bill No. 1197

House Bill No. 1260

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1034
 House Bill No. 1038
 House Bill No. 1105
 House Bill No. 1106
 House Bill No. 1134
 House Bill No. 1152
 House Bill No. 1155
 House Bill No. 1157
 House Bill No. 1158
 House Bill No. 1166
 House Bill No. 1167
 House Bill No. 1187
 House Bill No. 1189
 House Bill No. 1199
 House Bill No. 1203
 House Bill No. 1204
 House Bill No. 1210
 House Bill No. 1232
 House Bill No. 1234
 House Bill No. 1249
 House Bill No. 1274
 House Bill No. 1281
 House Bill No. 1286
 House Bill No. 1303
 House Bill No. 1428

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following which the Senate has amended:

House Bill No. 1156

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1156

On page 1, line 17, after the word "in" delete the following "an automobile or any other motor" and insert in lieu thereof the words "any contrivance"

On page 1, line 18 delete the word "vehicle"

And renumber the lines and pages accordingly.

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House be on the Fifth Order of Business, and at the conclusion of the Fifth Order, the House stand adjourned until 2:00 p.m., Monday, February 28, 1977, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2053, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2053 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2101, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2101 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2150, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2150 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2151, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 15 place beginning triple parentheses before the word "to" and also on line 15 delete the beginning triple parentheses before the word "one" and insert in lieu thereof the words "more than"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2151 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2154, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. LANG, Chairman

Senate Bill No. 2154 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2167, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2167 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2170, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2170 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2225, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2225 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2251, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2251 was placed on the 14th order of business on the

calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2262, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 20, of the engrossed bill after the word "attained" insert the words "within the state"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2262 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2376, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2376 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2389, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2389 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2452, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2452 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2481, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 3; Absent, 0, that the same do not pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2481 was placed on the 14th order of business on the calendar for the succeeding legislative day.

House stood adjourned until 2:00 p.m., Monday, February 28, 1977, pursuant to the motion of Rep. Backes.

ROY GILBREATH, Chief Clerk



THIRTY-NINTH DAY

Bismarck, February 28, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. John L. MacMullen, Pastor, First United Methodist Church, Mandan.

The roll was called, and all members were present except Reps. L. Hausauer, Knudson, Marsden, C. Martin, Mertens, Meyer, Opedahl, Peterson, Schuett, Thorsgard, Unhjem and Wagner.

A quorum was declared by the Speaker.

ANNOUNCEMENT

Speaker Solberg announced that Reps. Wagner, Mertens, Peterson and Schuett are the official representatives of the House to attend the funeral of Mrs. LeRoy Hausauer. Also excused to attend the funeral are Reps. Marsden, Opedahl, Unhjem and Thorsgard.

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 recommends that the same be corrected as follows:

On page 975, in line 28, delete the name "Rylance" and insert in lieu thereof the name "Gackle"

On page 975, line 29, delete "State and Federal Government" and insert in lieu thereof the words "Finance and Taxation"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Stenehjem 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 Concurrent Resolution No. 3025

House Concurrent Resolution No. 3026

House Concurrent Resolution No. 3032

House Concurrent Resolution No. 3035

House Concurrent Resolution No. 3042

House Concurrent Resolution No. 3044

House Concurrent Resolution No. 3048

And find the same correctly Enrolled.

REP. WALSH, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

FIRST READING OF HOUSE MEMORIAL RESOLUTION

Reps. Strinden, Backes and Solberg introduced:

House Memorial Resolution No. A. A memorial resolution expressing the House's sympathy and condolences to Representative LeRoy Hausauer and his family upon the death of his wife and their mother.

Which was read the first time.

Representative Strinden moved that the rules be suspended, that House Memorial Resolution No. A not be referred to committee, be read in its entirety, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE MEMORIAL RESOLUTION NO. A.

Introduced by Representatives Strinden, Backes, Solberg.

A memorial resolution expressing the House's sympathy and condolences to Representative LeRoy Hausauer and his family upon the death of his wife and their mother.

WHEREAS, the Lord God, the creator of us all, has called from our midst Berta Stracener Hausauer, the wife of Representative LeRoy Hausauer, a member of this Forty-fifth Legislative Assembly; and

WHEREAS, all of his colleagues in this Forty-fifth Legislative Assembly share with Representative LeRoy Hausauer his sorrow upon the death of his wife, and wish to extend to him and his family their sympathy and condolences;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That we extend to Representative LeRoy Hausauer and his family our heartfelt sympathy and condolences upon the death of his wife and their mother. Eternal rest grant unto her, Lord, and may perpetual light shine upon her. We will remember her in our prayers; and

BE IT FURTHER RESOLVED, that this resolution be printed in the journal, and that the Secretary of State be hereby directed to present an enrolled copy to Representative LeRoy Hausauer and his family.

SECOND READING OF HOUSE MEMORIAL RESOLUTION

House Memorial Resolution No. A. A memorial resolution expressing the House's sympathy and condolences to Representative LeRoy Hausauer and his family upon the death of his wife and their mother.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Memorial Resolution was declared adopted on a voice vote.

SIXTH ORDER OF BUSINESS

Rep. Erickson moved that the amendments to Senate Bill No. 2151 as recommended by the Committee on Transportation as printed on page 1002 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2262 as recommended by the Committee on Political Subdivisions as printed on page 1003 of the House Journal be adopted, which motion prevailed.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Rules Recommends that House Rule No. 45 be amended as follows:

SECTION 1. AMENDMENT.) House Rule No. 45 is hereby amended to read as follows:

45. DISPOSITION OF MEASURES

1. 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.

2. All House bills to be re-referred to the Committee on Appropriations as provided in Rule 39 shall be reported back to the House no later than the twenty-third legislative day, and if not so reported back shall automatically be re-referred to the Committee on Appropriations. The same rule shall apply to Senate bills to be re-referred to the Committee on Appropriations as provided in Rule 39 not reported to the House by the forty-third legislative day.

3. All House bills and resolutions, except resolutions proposing amendments to the Constitutions of the United States or North Dakota, or resolutions directing an interim study by the Legislative Council, shall be reported back to the House no later than the 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 forty-eighth legislative day.

Rep. Oscar Solberg 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 Photography, Reps. Mund and Richter, for the introduction of a resolution, which request has been approved.

Further, Your Committee on Delayed Bills respectfully reports it has considered a request from Reps. McGauvran and Nicholas for the introduction of a Concurrent Resolution, which request has been approved.

Reps. Strinden and Backes, Co-Chairmen.

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE

Committee on Photography introduced:

House Resolution No. 4. A resolution to appoint an official photographer for the House of Representatives of the Forty-fifth Legislative Assembly of the State of North Dakota.

Which was read the first time.

Representative Mund moved that the rules be suspended, that House Resolution No. 4 not be referred to committee, be read in its entirety, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION NO. 4

Introduced by the Committee on Photography through the Committee on Delayed Bills.

Introduced by Reps. Larry Richter and Harold Mund.

A resolution to appoint an official photographer for the House of Representatives of the Forty-fifth Legislative Assembly of the State of North Dakota.

WHEREAS, for historical purposes it has been the custom of all North Dakota Legislative Assemblies to have composite group pictures made of all members of such assemblies; and

WHEREAS, Dakota-Color Studio of Bismarck, North Dakota, offers to take six color proof photographs of each Representative, the Clerk of the House, the Assistant House Clerk, the House Bill Clerk, the House Desk Reporter, and the House Sergeant-At-Arms, and to retouch the final prints to make a composite color picture, size 38 x 49 inches, framed and ready to hang, of the photographs of the aforementioned; to make 105 color copies of said picture, 11 x 14 inches in size, one for each person

with the Senate in not returning HB 1262. To me the Senate's action was petty and capricious.

"In the Supreme Court's action regarding the Lt. Governor they state that our system of government is designed to prevent chaos and confusion.

"The Court also says that a direct confrontation between two law making bodies should be avoided, and I quote '... so as to insure an orderly law making process during the term of the 45th Legislative Assembly', and the Court has assumed jurisdiction in cases that (again I quote) 'that would produce a potentially embarrassing confrontation between equal and coordinate branches of government.'

"In deciding against the Lt. Governor the Court draws upon historical development and tradition — using cases from 1903 and 1937 as compared with 1962 and 1966 cases used by the Attorney General.

"I submit, therefore, that the Senate has completely ignored No. 1 Legislative intent; No. 2 past precedents and history; and, No. 3 has created a situation that has produced an embarrassing confrontation.

"These are the same reasons that the Court found in favor of the Senate and now the majority of the Senate is telling the people of this State that the rules apply only to the Lt. Governor and not to them.

"Again, I say that the Senate majority is acting in a petty and capricious manner or if that is not the case, I believe that court has based their decision not on fact or legal logic but rather decided it in a petty and capricious manner. I leave it up to the people of the state of North Dakota to decide."

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. McGauvran and Nicholas introduced:

House Concurrent Resolution No. 3097. A concurrent resolution requesting Senator Milton R. Young to negotiate with the General Services Administration regarding transfer of the Nekoma ABM site to state control.

Which was read the first time.

Representative Strinden moved that the rules be suspended, that House Concurrent Resolution No. 3097 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 3097

Introduced by Representatives McGauvran, Nicholas.

A concurrent resolution requesting Senator Milton R. Young to negotiate with the General Services Administration regarding transfer of the Nekoma ABM site to state control.

WHEREAS, the Forty-fifth Legislative Assembly of North Dakota has determined that it would be in the best interests of the State of North Dakota and its citizens for the state to accept transfer of the Nekoma ABM site from the federal government under certain conditions; and

WHEREAS, House Bill No. 1443 of the Forty-fifth Legislative Assembly empowers the State of North Dakota to accept transfer of the site only under the condition that if, at any time during the 1977-79 biennium, the Legislative Council's Budget Section determines that the interest of North Dakota would be best served by the private ownership of the site, and if there are private interests willing and able to purchase the site, the Budget Section may reconvey the site to the federal government with the recommendation that it be sold to private interests; and

WHEREAS, such a conditional transfer to the State of North Dakota will require some favorable interpretations of rules and regulations by the General Services Administration; and

WHEREAS, Senator Milton R. Young has agreed to work with the General Services Administration in negotiating a transfer of the Nekoma ABM site to the State of North Dakota under the conditions stated in this resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Forty-fifth Legislative Assembly request and authorize Senator Milton R. Young to negotiate with the General Services Administration for the transfer of the Nekoma ABM site to the State of North Dakota with the state retaining the right to reconvey it to the federal government for sale to private interests should the Budget Section of the Legislative Council deem this in the best interests of North Dakota; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the director of the General Services Administration in Washington, to Senator Milton R. Young, and to Mr. Herbert Mack, State Planning Division.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3097. A concurrent resolution requesting Senator Milton R. Young to negotiate with the General Services Administration regarding transfer of the Nekoma ABM site to state control.

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 Industry, Business & Labor to whom was referred Senate Bill No. 2042, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 6; Absent, 2, that the same be amended as follows:

On page 2, line 2, delete the triple parentheses before the word "or" and insert beginning triple parentheses before the word "furnishing"

On page 2, line 8, delete the language "; or"

On page 2, delete lines 9 through 15

On page 2, line 16, delete the word "services"

On page 2, after line 16, insert the following subsection language:

"The term "employment agent" or "employment agency" shall not include any person, firm, corporation, or association employing individuals to render part-time or temporary services to or for a third person, if the person, firm, corporation, or association employing the individuals, in addition to wages or salaries, pays social security and unemployment insurance taxes, provides workmen's compensation coverage, and is responsible for the acts of the employees while rendering services to or for a third person."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2042 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2059, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2059 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2132, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2132 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2207, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2207 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2231, has had the same under consideration and recommends, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2231 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2304, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 3; Absent, 3, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

Senate Bill No. 2304 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2337, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2337 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2411, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 5; Absent, 2, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2411 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2447, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2447 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2453, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2453 was placed on the 14th order of business on the calendar for the succeeding legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 2181. A Bill for an Act to repeal section 39-04A-05 of the North Dakota Century Code, relating to delinquent 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, 0; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSALMER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTEN			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2182. A Bill for an Act to repeal section 39-22-09 of the North Dakota Century Code, relating to filing of list of used motor vehicles and fees paid on used cars by 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, 87; nays, 0; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARDEN			• RUED					

• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETZ
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVVRAN	• SOLBERG
• HERSHIP	• MEIERS	• STENFJEM
• HICKLE	• MERTEN	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSgard
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2183. A Bill for an Act to amend and reenact subsection 1 of section 39-04-18 of the North Dakota Century Code, relating to motor vehicles exempt from registration fees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 2; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSON			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETZ					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSHIP			• MEIERS			• STENFJEM					
• HICKLE			• MERTEN			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2186. A Bill for an Act to amend and reenact section 39-04-08 of the North Dakota Century Code, relating to the number plates furnished by the motor vehicle 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, 82; nays, 5; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		

● CRABTREE	● LARDY	PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McCAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTEN	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2229. A Bill for an Act to amend and reenact section 11-33-20 of the North Dakota Century Code, to authorize townships to relinquish all, or a portion of, their power to enact zoning regulations to the county.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BFAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KRUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McCAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTEN			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2253. A Bill for an Act to amend and reenact section 11-11-26 of the North Dakota Century Code, relating to when the board of county commissioners shall advertise for 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, 81; nays, 6; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNO			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL		•			
• GERL			• MAIXNER			• ROCHELEAU					
• GRONBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFEY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2257. A Bill for an Act to amend and reenact section 11-09-02.1 of the North Dakota Century Code, relating to the procedure for an adoption of a 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, 73; nays, 13; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNO			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFEY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2259. A Bill for an Act to create and enact a new subsection to section 4-27-03 of the North Dakota Century Code, providing a

definition for gross receipts; and to amend and reenact sections 4-27-04 and 4-27-06 of the North Dakota Century Code, relating to the composition of the dairy products promotion commission, and the assessments to be levied for the commission 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, 72; nays, 15; absent and not voting 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOFF			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12		•	• POWERS					
• DUBORD			• LARSON, G. #29		•	• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG			• MARSDEY			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUET					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVREAN		•	• SONBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTEN			• STRINDEN		•			
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGRD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2261. A Bill for an Act to amend and reenact section 11-15-02 of the North Dakota Century Code, relating to compensation for special deputy sheriffs.

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, 1; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOFF			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEY			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					

• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWHONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2299. A Bill for an Act to amend and reenact section 20.1-01-18 of the North Dakota Century Code, relating to hunting on posted land without permission as being unlawful, and providing that written permission must be obtained for trapping fur-bearing animals.

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, 4; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12		•	• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWHONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTIONS

Rep. Strinden moved that the rules be suspended, and that Senate Bill No. 2316 be laid over one legislative day, which motion prevailed.

Rep. Strinden moved that Senate Bill No. 2240 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Erickson moved that the House not concur on Senate amendments to House Bill No. 1156, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1156:

- Rep. Scofield
- Rep. Rau
- Rep. O'Shea

Rep. Kuchera moved that the House reconsider its action by which House Concurrent Resolution No. 3085 was lost, which motion prevailed.

House Concurrent Resolution No. 3085 was re-referred to the Legislative Council Resolutions Committee.

SECOND READING OF SENATE BILLS

Senate Bill No. 2354. A Bill for an Act to create and enact a new subsection to section 4-34-05 of the North Dakota Century Code, designating the beef commission as the agency to receive moneys from the national beef board; to amend and reenact subsections 2 and 3 of section 4-34-01, section 4-34-02, and subsections 6, 9, 10, and 12 of section 4-34-05 of the North Dakota Century Code, relating to the purpose and use of assessments by the beef commission and definitions applicable to the Beef Promotion Act; to repeal sections 4-34-08, 4-34-09, 4-34-10, and 4-34-11 of the North Dakota Century Code, relating to the assessment of cattle by the beef commission; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 3; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETZ					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTEN			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

SIGNING OF BILLS AND RESOLUTIONS

Chief Clerk announced that the Speaker was about to sign:

- House Concurrent Resolution No. 3025
- House Concurrent Resolution No. 3026
- House Concurrent Resolution No. 3032
- House Concurrent Resolution No. 3035
- House Concurrent Resolution No. 3042
- House Concurrent Resolution No. 3044
- House Concurrent Resolution No. 3048

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 Concurrent Resolution No. 3025
House Concurrent Resolution No. 3026
House Concurrent Resolution No. 3032
House Concurrent Resolution No. 3035
House Concurrent Resolution No. 3042
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3048

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. 2015
Senate Bill No. 2019
Senate Bill No. 2028
Senate Bill No. 2041
Senate Bill No. 2043
Senate Bill No. 2046
Senate Bill No. 2061
Senate Bill No. 2097
Senate Bill No. 2161
Senate Bill No. 2215
Senate Bill No. 2216
Senate Concurrent Resolution No. 4069

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. 2095
Senate Bill No. 2112
Senate Bill No. 2371

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1079
House Bill No. 1084
House Bill No. 1209
House Bill No. 1218
House Bill No. 1295
House Bill No. 1302

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1079

On page 1, line 3, of the engrossed bill, after the word "prevailing" delete the word "defendant" and insert in lieu thereof the word "party" And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1084

On page 2, line 25 of the re-engrossed bill, after the word "not" delete the word "less" and insert in lieu thereof the word "fewer"

On page 2, line 27, after the word "has" delete the word "less" and insert in lieu thereof the word "fewer"

On page 2, line 29, after the word "with" delete the word "less" and insert in lieu thereof the word "fewer"

On page 2 of the engrossed bill, line 23, insert closing triple parentheses after the word "than", delete the closing triple parentheses after the word "ten", and delete the word "twenty"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1209

On page 2, line 5, of the engrossed bill, after the word "institutions" insert the following: "or by the department of public instruction"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1218

On page 1, line 15, delete the words "have had" and insert in lieu thereof the following words: "are in"

On page 1, line 18, delete the word "intern" and insert in lieu thereof the word "extern"

On page 1, line 20, delete the word "internships" and insert in lieu thereof the word "externships"

On page 1, line 21, delete the word "agency" and insert in lieu thereof the following: "committee, including the North Dakota Board of Dental Examiners"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1295

On page 1, line 14, after the ending triple parentheses delete the words "one hundred" and insert in lieu thereof the word "fifty"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1302

On page 1, line 13, of the engrossed bill, after the word "understand" insert the following: "the English language"

And renumber the lines and pages accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1044

House Bill No. 1114

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1017

House Bill No. 1022

House Bill No. 1062

House Bill No. 1136

House Bill No. 1171

House Bill No. 1226

House Bill No. 1230

House Bill No. 1238

House Bill No. 1241

House Bill No. 1242

House Bill No. 1265

House Bill No. 1306

House Bill No. 1332

House Bill No. 1333

House Bill No. 1348

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following,
 House Concurrent Resolution No. 3025
 House Concurrent Resolution No. 3026
 House Concurrent Resolution No. 3032
 House Concurrent Resolution No. 3035
 House Concurrent Resolution No. 3042
 House Concurrent Resolution No. 3044
 House Concurrent Resolution No. 3048
 Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:
 Senate Concurrent Resolution No. 4017
 Senate Concurrent Resolution No. 4019
 Senate Concurrent Resolution No. 4029
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4039
 Which the President has signed and your signature is respectfully
 requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 4017
 Senate Bill No. 4019
 Senate Bill No. 4029
 Senate Bill No. 4036
 Senate Bill No. 4038
 Senate Bill No. 4039

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 inform you that the House has
 refused to concur in the Senate amendment to House Bill No. 1156 and the
 Speaker has appointed as a conference committee to act with a like
 committee from the Senate, Representatives:

Scofield
 Rau
 O'Shea

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following:
 Senate Concurrent Resolution No. 4017
 Senate Concurrent Resolution No. 4019
 Senate Concurrent Resolution No. 4029
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4039
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3025
House Concurrent Resolution No. 3026
House Concurrent Resolution No. 3032
House Concurrent Resolution No. 3035
House Concurrent Resolution No. 3042
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3048

Were delivered to the Secretary of State at the hour of 4:05 o'clock p.m., February 28, 1977.

REP. WALSH, Chairman

Rep. Strinden moved that the House stand recessed until 1:00 p.m., Tuesday, March 1, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-NINTH DAY AFTER RECESS AND
FORTIETH DAY

Bismarck, March 1, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

MOTION

Rep. Strinden moved that a committee of two be appointed to escort Miss Rodeo North Dakota, Judy Lynn Fischer, to the rostrum, which motion prevailed.

RECOGNITION

Miss Judy Lynn Fischer, Miss Rodeo North Dakota, was escorted by Reps. Richie and Lardy to the rostrum. Miss Fischer is the daughter of Mr. and Mrs. Frank Fischer of Jamestown, North Dakota, and is a Senior at Dickinson State College. She briefly addressed the Assembly.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Winkjer and Scofield for the introduction of a resolution, which request has been approved.

Rep. Strinden and Rep. Backes, Co-Chairmen.

Rep. Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Winkjer and Scofield introduced:

House Concurrent Resolution No. 3098. A concurrent resolution commending the University of North Dakota-Williston Center and Williston High School basketball teams for their state championship victories.

Which was read the first time, Rep. Winkjer moved that the rules be suspended, that House Concurrent Resolution No. 3098 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3098

Introduced by Reps. Winkjer and Scofield.

A concurrent resolution commending the University of North Dakota-Williston Center and Williston High School basketball teams for their state championship victories.

WHEREAS, Williston has repeated as the women's basketball capital of North Dakota for the second straight year with back-to-back state championship titles going to the UND-Williston Center Tetons and the Williston High School Coyotes; and

WHEREAS, Coach Phil Rabon's UND-Williston Center Tetons defeated Bismarck Junior College 65-62 on Wednesday, February 23, to repeat as

the junior college state women's basketball champions and as the North Dakota Subregion 13 champions; and

WHEREAS, the Tetons victory raises their successful season record to 17 wins against only 3 losses, with several of their victories at the expense of the state four-year colleges and universities; and

WHEREAS, the Tetons victory now qualifies them for the regional tournament to be held March 4-5, with the victor advancing to the national championship in Kansas City March 14-19;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Forty-fifth Legislative Assembly extends its congratulations to Coach Pat Hatlestad and the Williston High School Coyotes and Coach Phil Rabon and the UND-Williston Center Tetons on their state women's basketball championship titles; and

BE IT FURTHER RESOLVED, that best wishes are extended to Coach Phil Rabon and the UND-Williston Center Tetons for continued success in the regional and national junior college women's basketball tournaments; and

BE IT FURTHER RESOLVED, that copies of this resolution be presented to the coaches and team members of the UND-Williston Center Tetons and the Williston High School Coyotes.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3098. A concurrent resolution commending the University of North Dakota-Williston Center and Williston High School basketball teams for their state championship victories.

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. 2058. A Bill for an Act to define offense and to create and enact new sections to chapters 5-03 and 10-04, section 12.1-33-02.1, and new sections to chapters 25-16, 27-11, 36-06, 43-01, 43-02.1, 43-04, 43-05, 43-06, 43-07, 43-09, 43-10, 43-15, 43-18, 43-18.1, 43-19.1, 43-20, 43-21, 43-22, 43-23, 43-27, 43-28, 43-33, 43-34, 43-35, 43-36, 50-11, 50-11.1, 50-12, 50-19, and 51-05.1 of the North Dakota Century Code, providing that conviction of an offense shall not disqualify a person from licensure for a profession or occupation unless the offense has a direct bearing upon a person's ability to serve the public in the profession or occupation, unless, following conviction, a person is not sufficiently rehabilitated; and to amend and reenact subsection 3 of section 5-02-02, subsection 7 of section 10-04-11, subsection 4 of section 25-16-08, subsection 7 of section 26-17.1-42, subsection 1 of section 27-14-02, subsection 2 of section 43-01-16, subdivision a of subsection 1 of section 43-02.1-05, subdivision a of subsection 2 of section 43-03-13, subsection 4 of section 43-03-20, subsection 1 of section 43-04-40, subsection 5 of section 43-05-16, subsection 2 of section 43-11-31, subsection 2 of section 43-12-22, subsection 1 of section 43-13-22, subsection 3 of section 43-17-31, subsection 1 of section 43-18-18, subsection 1 of section 43-18.1-07, section 43-19.1-25, subdivision f of subsection 1 of section 43-23-11.1, subdivision b of subsection 1 of section 43-23.1-15, section 43-25-07, subsection 2 of section 43-25-10, subsection 3 of section 43-26-11, subsection 3 of section 43-28-18, subsections 3 and 10 of section 43-29-14, subsection 4 of section 43-30-05,

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR		•	• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE			• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L. #25			• McCAFFREY		•	• SCOFIELD		•			
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM		•			
• HICKLE		•	• MERTENS			• STRINDEN		•			
• HORGAN			• METZ			• SWONTEK					
• JACOBSON			• MEYER		•	• THORSGARD					
						• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2223. A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to an exemption for buses purchased by senior citizens' and handicapped persons' nonprofit corporations; to amend and reenact subsection 2 of section 57-40.3-04 and section 57-40.3-11 of the North Dakota Century Code, relating to exempt vehicles and a penalty for delinquent motor vehicle excise 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, 67; nays, 24; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		
• BLACK			• KUCHERA		•	• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL		•	• WENTZ		
• CONMY			• LANGLEY		•	• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY		•	• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L. #25			• McCAFFREY		•	• SCOFIELD		•			
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM		•			
• HICKLE		•	• MERTENS			• STRINDEN		•			

• HILL	METZ	• SWIONTEK
• HORGAN	METZGER	• THORSKARD
• JACOBSON	MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2324. A Bill for an Act to amend and reenact section 29-26-22 of the North Dakota Century Code, relating to fines and costs of criminal prosecutions.

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETZ					
• HAUSAUER, L. #25			• McCAFFREY			• SCHOFIELD					
• HERMAN			• McGAULVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSKARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2431. A Bill for an Act to amend and reenact section 15-48-02 of the North Dakota Century Code, relating to notice for 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, 91; nays, 1; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					

● GERL	● MATXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C #38	● RUSSELL
● GUNSCH	● MARTIN, G #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHEJM
● HICKLE	● MERTENS	● STRINDE
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2442. A Bill for an Act to amend and reenact section 15-14 of the North Dakota Century Code, relating to the use of school buildings for other than school 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, 91; nays, 4; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● KUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON		●	● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MATXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP		●	● MEIERS			● STENEHEJM					
● HICKLE			● MERTENS			● STRINDE					
● HILL			● METZ		●	● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER		●	● TIMM					

So the bill passed and the title was agreed to.

Rep. Kretschmar moved that the absent members be excused, which motion prevailed.

Rep. Kretschmar moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTIETH DAY

Bismarck, March 1, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Fr. Edwin Wehner, St. Mary's Central High School, Bismarck.

The roll was called, and all members were present except Reps. L. Hausauer, Meyer, Schuett and Tweten.

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, and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Kelly 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 Senate Bill No. 2020, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2020 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2035, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2035 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2120, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2120 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2131, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2131 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2211, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2211 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2212, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2212 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2230, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 1, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2230 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2281, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2281 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2375, has had the same under consideration and recommends, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2375 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2412, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2412 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2418, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same do not pass.

REP. GENGLER, Chairman

Senate Bill No. 2418 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill 2449, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2449 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2450, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2450 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2470, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

Senate Bill No. 2470 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2492, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do not pass.

REP. RYLANCE, Chairman

Senate Bill No. 2492 was placed on the 14th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Gengler moved that the amendments to Senate Bill No. 2042 as recommended by the Committee on Industry, Business and Labor as printed on page 1010 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1079, which motion prevailed.

MOTION

Rep. Knudson moved that the House not concur on Senate amendments to House Bill No. 1084, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1084:

- Rep. G. Larson
- Rep. Erickson
- Rep. Jacobson

MOTIONS

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1218, which motion prevailed.

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1302, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2481. A Bill for an Act to repeal sections 15-12-11 and 15-12-12 of the North Dakota Century Code, relating to the list of agricultural college publications furnished to county auditors and the publication of the list.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 68; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES														
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
•			ANDERSON			JOHNSON			MILLER			TINJUM		
•			BACKES			KELLY			MUND			TWETEN		
•			BEAULAIR			KERMBTT			MURPHY			UNHJEM		
•			BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
•			BERG			KNUDSON			NICHOLAS			WAGNER		
•			BERGER			KRETSCHMAR			NORDBY			WALSH		
•			BLACK			KUCHERA			OLSON			WEBER		
•			CHRISTENSEN			LANG			OPEDAHL			WENTZ		
•			CONAMY			LANGLEY			O'SHEA			WINGE		
•			CRABTREE			LARDY			PETERSON			WINKJER		
•			DOTZENROD			LARSON, B #12			POWERS					
•			DUBORP			LARSON, G #29			RAU			• MR. SPEAKER		
•			EAGLES			LAUGHLIN			REED					
•			ERICKSON			LEE			RICHARD					
•			FLEMIN			LIPSIA			RICHIE					
•			GACKLE			LOKKEN			RICHTER					
•			GENGLER			LUNDENE			RIEHL					
•			GERI			MAIXNER			ROCHELEAU					
•			GRONNEBERG			MARSDEN			RUED					
•			GUNDERSON			MARTIN, C #38			RUSSELL					
•			GUNSCH			MARTIN, G #43			RYLANCE					
•			HAUGLAND			MARTINSON			SCHINDLER					
•			HAUSAUER, A #49			MATCHIE			SCHUJETT					
•			HAUSAUER, L #25			MCCAFFREY			SCOFIELD					
•			HERMAN			MCCALUVRAN			SOLBERG					
•			HERSLIP			MEIERS			STENEHEJM					

• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	•
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	•
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDER	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2122. A Bill for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to a minimum term of imprisonment for committing a felony while in possession of an explosive or a firearm.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 4; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBEC			• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER	•		• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2150. A Bill for an Act to amend and reenact subsection 3 of section 39-10-05 of the North Dakota Century Code, relating to traffic-control signal legends and permitting certain turn movements on red signal.

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, 8.

REGULAR SESSION			NORTH DAKOTA HOUSE OF REPRESENTATIVES						1977 LEGISLATURE		
			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNO			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDORF					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2160. A Bill for an Act to amend and reenact sections 62-01-08 and 62-01-09 and subsection 4 of section 62-01-14 of the North Dakota Century Code, relating to regulation of the sale of pistols.

Which has 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, 8.

REGULAR SESSION			NORTH DAKOTA HOUSE OF REPRESENTATIVES						1977 LEGISLATURE		
			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNO			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDORF					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2167. A Bill for an Act to amend and reenact subsection 1 of section 14-15-11 of the North Dakota Century Code, relating to persons entitled to notice of petition for adoption.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 9; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL		•			
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUEP					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCALLVRAIN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS		•	• STRINDE					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD		•			
• JACOBSON			• MEYER	•		• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2170. A Bill for an Act to amend and reenact sections 50-24-33 and 50-24.1-07 of the North Dakota Century Code, relating to recovery from the estates of medical assistance recipients and from the estates of recipients of assistance to the aged, blind, or disabled.

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, 7; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER		•	• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					

● GUNSCH	● MARTIN G. # 43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. # 49	● MATHIE	● SCHUETT
● HAUSAUER, L. # 25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAULVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2179. A Bill for an Act to amend and reenact section 11-18-17 of the North Dakota Century Code, relating to the establishment of a county card file 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, 90; nays, 2; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAULAIR			● KERMOIT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPDAHL			● WENTZ		
● COMRY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. # 12			● POWERS					
● DUBORD			● LARSON, G. # 29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. # 38			● RUSSELL					
● GUNSCH			● MARTIN, G. # 43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. # 49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. # 25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAULVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER		●	● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker:

I have the honor to inform you that the Senate requests the return of Senate Bill 2505.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Erickson moved that Senate Bill No. 2185 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Winge moved that Senate Bill No. 2505 be returned to the House from the Committee on Natural Resources, which motion prevailed.

Rep. Strinden moved that the House accede to the Senate's request for the return of Senate Bill No. 2505, which motion prevailed.

Rep. Rylance moved that Senate Bill No. 2242 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Rylance moved that Senate Bill No. 2242 be re-referred to the Committee on Education, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2210. A Bill for an Act to repeal section 39-05-06 of the North Dakota Century Code, relating to verification of applications for certificate of title.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 65; nays, 30; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC	•		• MUSHIK			• VANDER VORST	•	
• BERG	•		• KNUDSON	•		• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR	•		• NORDBY		•	• WALSH		
• BLACK			• KUCHERA	•		• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE	•	
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29	•		• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING	•		• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER	•		• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED	•				
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETZ					
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAULVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN	•				
• HILL			• METZ			• SWIONTEK					
• HORGAN	•		• METZGER	•		• THORSGARD					
• JACOBSON			• MEYER	•		• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2214. A Bill for an Act to relieve the officers, employees, and agents of nonprofit ambulance services from liability for treatment rendered at the scene of an emergency; 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR	•		• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					

• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCHE	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAIN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

• **Senate Bill No. 2225.** A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the contents of number plates, size of letters and numerals on plates; and to provide an exception to annual validation evidence for certain number plates.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• KUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• FAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEFF			• RICHARD					
• FLEMING			• LISFJA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAIN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

• **Senate Bill No. 2251.** A Bill for an Act to amend and reenact subsection 4 of section 50-02-04 of the North Dakota Century Code, relating to gaining county residence for poor relief purposes while residing in a licensed home for the aged and infirm or licensed nursing home.

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, 60; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMBOTT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DUBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill lost.

Senate Bill No. 2316. A Bill for an Act to amend and reenact section 40-20-05 of the North Dakota Century Code, relating to chief of police and police officer powers and duties, and allowing hot pursuit by a police officer beyond the one and one-half mile limits of a city to make an arrest when obtaining aid of a peace officer having jurisdiction beyond that limit would cause a delay permitting escape.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMBOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that a committee of two be appointed to escort

Miss Pammy Falcon, 1977 Easter Seal Child, to the rostrum, which motion prevailed.

RECOGNITION

Miss Pammy Falcon, granddaughter of Mr. and Mrs. Jens Lund, Stanton, North Dakota, the 1977 Easter Seal Child, and Mrs. Doris Kyser, President of the Board of Directors, and Mr. Wilbur Ashworth, Executive Director of the Easter Seal Society, were escorted to the rostrum. Mr. Ashworth briefly addressed the Assembly, expressing his thanks on behalf of the Easter Seal Association for the support of the Legislature. Mr. and Mrs. Jens Lund, grandparents of the Easter Seal Child, were then recognized by the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 2370. A Bill for an Act to amend and reenact subsection 13 of section 20.1-02-05 of the North Dakota Century Code, relating to residency requirements for hunting 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, 85; nays, 5; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELLEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCHE			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2376. A Bill for an Act to amend and reenact section 40-27-13, subsection 4 of section 40-36-05, and subsection 3 of section 40-36-13 of the North Dakota Century Code, relating to refunding callable bonds issued to purchase outstanding special assessment warrants of a municipality, what the resolution of the municipality's governing body may provide in issuing revenue bond refunding bonds, and what the governing body must determine to sell or exchange revenue bond refunding bonds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETZ					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.
Senate Bill No. 2389. A Bill for an Act to amend and reenact sections 4-11-04 and 4-11-06 of the North Dakota Century Code, relating to the bond and fee for a wholesale potato dealer'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, 85; nays, 4; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OPEDAHL			• WEBER		
• CHRISTENSEN			• LANG			• O'SHEA			• WENTZ		
• CONMY			• LANGLEY			• PETERSON			• WINGE		
• CRABTREE			• LARDY			• POWERS			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• RAU					
• DUBORD			• LARSON, G. #29			• REED			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• RICHARD					
• ERICKSON			• LEE			• RICHIE					
• FLEMING			• LIPSIEA			• RICHTER					
• GACKLE			• LOKKEN			• RIEHL					
• GENGLER			• LUNDENE			• ROCHELEAU					
• GERL			• MAIXNER			• RUED					
• GRONNEBERG			• MARSDEN			• RUSSELL					
• GUNDERSON			• MARTIN, C. #38			• RYLANCE					
• GUNSCH			• MARTIN, G. #43			• SCHINDLER					
• HAUGLAND			• MARTINSON			• SCHUETZ					
• HAUSAUER, A. #49			• MATCHIE			• SCOFIELD					
• HAUSAUER, L. #25			• McCAFFREY			• SOLBERG					
• HERMAN			• MCGAUVVRAN			• STENEHJEM					
• HERSLIP			• MEIERS			• STRINDEN					
• HICKLE			• MERTENS			• SWIONTEK					
• HILL			• METZ			• THORSGARD					
• HORGAN			• METZGER			• TIMM					
• JACOBSON			• MEYER								

So the bill passed and the title was agreed to.
Senate Bill No. 2406. A Bill for an Act to create and enact a new sub-

Senate Bill No. 2247
 Senate Bill No. 2265
 Senate Bill No. 2310
 Senate Bill No. 2314
 Senate Bill No. 2315
 Senate Bill No. 2390

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. 1079
 House Bill No. 1218
 House Bill No. 1302

and refused to concur in the Senate amendment to:

House Bill No. 1084

and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

Rep. G. Larson
 Rep. Erickson
 Rep. Jacobson

Very respectfully,
 ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to return:

Senate Bill No. 2505

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1165
 House Bill No. 1191
 House Bill No. 1253
 House Bill No. 1261
 House Bill No. 1325

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1165

On page 3, line 21, after the word "tions" insert the following: "pursuant to the provisions of Section 28-32 of the North Dakota Century Code"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL No. 1191

On page 1 of the engrossed bill, line 1, delete the words "to chapter"

On page 1 of the engrossed bill, line 2, delete the numerals "25-03"

On page 1 of the engrossed bill, line 8, delete the words and numerals "to chapter 25-03"

And renumber the lines accordingly.

On page 1, line 12, of the engrossed bill, after the word "a" insert the word "hospitalized" and on the same line after the word "patient" delete the following: "hospitalized by court order"

On page 1, line 23, of the engrossed bill, after the word "and" insert the following: "/or"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1253

On page 1, line 1 of the engrossed bill, after the word "appropriation" insert the following: "to the national guard"

On page 1, line 11 of the engrossed bill, after the word "the" delete the words "department of accounts and" and insert in lieu thereof the following: "national guard"

On page 1, line 12 of the engrossed bill, delete the word "purchases" And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1261

On page 1, line 2, of the engrossed bill, after the word "that" delete the words "public employees" and insert in lieu thereof the words "members of the commission"

On page 2, line 25, after the word "No" delete the words "public employee" and insert in lieu thereof the words "member of the commission" And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1325

On page 1, line 20, of the engrossed bill, after the word "within" delete the word "five" and insert in lieu thereof the word "ten"

And renumber the lines and pages accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1053
 House Bill No. 1058
 House Bill No. 1069
 House Bill No. 1103
 House Bill No. 1109
 House Bill No. 1147
 House Bill No. 1168
 House Bill No. 1180
 House Bill No. 1182
 House Bill No. 1183
 House Bill No. 1216
 House Bill No. 1217
 House Bill No. 1220
 House Bill No. 1235
 House Bill No. 1248
 House Bill No. 1367
 House Bill No. 1370
 House Bill No. 1472
 House Bill No. 1493

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1360
 House Bill No. 1376
 House Bill No. 1526

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. 1084:

Senator Sandness
 Senator Nelson
 Senator Tallackson
 House Bill No. 1156:
 Senator Iszler
 Senator Strand
 Senator Schirado

Very respectfully,
 LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House be on the Fifth Order of Business, and at the conclusion of the Fifth Order, the House stand recessed until 1:00 p.m., Wednesday, March 2, 1977, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2178, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same be amended as follows:

On page 2, line 1 of the engrossed bill delete the word "six" and insert in lieu thereof the word "nine"

On page 2, line 2 after the word "justice" insert the words ", three by the governor"

On page 2, line 14 delete the word "two" and insert in lieu thereof the word "three"

On page 2, line 15 delete the word "two" and insert in lieu thereof the word "three"

On page 2, line 16 delete the second word "two" and insert in lieu thereof the word "three"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2178 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2198, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2198 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2237, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2237 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2307, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same be amended as follows:

On page 1, line 13 of the engrossed bill delete the words "thirty-five" and insert in lieu thereof the words "forty-two" and also in line 13 delete the underlined word "two"

On page 1, line 14 delete the word "hundred"

On page 1, line 22 delete the words "thirty-three" and insert in lieu thereof the words "forty"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass, and be re-referred to the Committee on Appropriations.

REP. WINKJER, Chairman

Senate Bill No. 2307 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2393, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2393 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2206, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 1; Absent, 3, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2206 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2457, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2457 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2476, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. WINKJER, Chairman

Senate Bill No. 2476 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2482, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 9 delete the words "in joint tenancy" and insert in lieu thereof the word "jointly"

And renumber the lines accordingly.

And when so amended, recommends that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2482 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2530, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2530 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2531, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2531 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2534, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2534 was placed on the 14th order of business on the calendar for the succeeding legislative day.

House stood recessed until 1:00 p.m., Wednesday, March 2, 1977, pursuant to the motion of Rep. Strinden.

ROY GILBREATH, Chief Clerk



FORTIETH DAY AFTER RECESS AND FORTY-FIRST DAY

Bismarck, March 2, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg 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. 1017
 House Bill No. 1020
 House Bill No. 1030
 House Bill No. 1039
 House Bill No. 1040
 House Bill No. 1051
 House Bill No. 1078
 House Bill No. 1090
 House Bill No. 1101
 House Bill No. 1107
 House Bill No. 1115
 House Bill No. 1117
 House Bill No. 1119
 House Bill No. 1122
 House Bill No. 1123
 House Bill No. 1146
 House Bill No. 1151
 House Bill No. 1153

And find the same correctly Enrolled.

REP. WALSH, Chairman

Rep. Conmy 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. 1036
 House Bill No. 1054
 House Bill No. 1076

And find the same correctly Engrossed and Enrolled.

REP. WALSH, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2059. A Bill for an Act to amend and reenact sections 14-03-07 and 14-03-12 of the North Dakota Century Code, relating to prohibited marriages and marriage prohibition if a person is infected with syphilis in communicable form.

• HICKLE	• MERTENS	• STRINDE
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2151. A Bill for an Act to amend and reenact section 24-01-02 of the North Dakota Century Code, relating to the designation of the state highway 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, 55; nays, 44; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		•	• TINJUM		•
• BACKES		•	• KELLY		•	• MUND		•	• TWETEN		•
• BEAUCLAIR		•	• KERMOTT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT		•	• KLOUBEC		•	• MUSHK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
• DuBORD		•	• LARSON, G. #29		•	• RAU		•	• MR. SPEAKER		
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•			
• GUNSCHE		•	• MARTIN, G. #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETZ		•			
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• McGAUVAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDE		•			
• HILL		•	• METZ		•	• SWIONTEK		•			
• HORGAN		•	• METZGER		•	• THORSGARD		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

So the bill passed and the title was agreed to.

Senate Bill No. 2207. A Bill for an Act to create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to dispensing prescription drugs.

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, 13; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		•	• TINJUM		•
• BACKES		•	• KELLY		•	• MUND		•	• TWETEN		•
• BEAUCLAIR		•	• KERMOTT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT		•	• KLOUBEC		•	• MUSHK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
• DuBORD		•	• LARSON, G. #29		•	• RAU		•	• MR. SPEAKER		
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			

• GENGLER	• LUNDENE	• RIEHL
• GERI	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARS DEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETZ
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2231. A Bill for an Act to create and enact a new section to chapter 57-05 of the North Dakota Century Code, to provide for a tentative assessment of railroad operating property and notice of hearing thereon.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBECC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARRY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARS DEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETZ					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2262. A Bill for an Act to create and enact a new section to chapter 11-15 of the North Dakota Century Code, relating to qualifications for the office of sheriff.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 7; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBECC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		

• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2337. A Bill for an Act to amend and reenact section 5-01-11 of the North Dakota Century Code, relating to unfair competition in the alcoholic beverage 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, 94; nays, 2; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMBTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2411. A Bill for an Act to amend and reenact subsection 2 of section 51-13-02 of the North Dakota Century Code, relating to the printed requirements of retail installment 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, 37; nays, 59; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•		• JOHNSON			• MILLER		•	• TINJUM	
• BACKES			• KELLY			• MUND		•	• TWETEN	•	
• BEAUCLAIR		•	• KERMOTT			• MURPHY		•	• UNHJEM	•	
• BENEDICT		•	• KLOUBEC			• MUSHIK		•	• VANDER VORST	•	
• BERG			• KNUDSON			• NICHOLAS		•	• WAGNER	•	
• BERGER		•	• KRETSCHMAR			• NORDBY		•	• WALSH		
• BLACK		•	• KUCHERA			• OLSON		•	• WEBER	•	
• CHRISTENSEN		•	• LANG			• OPEDAHL		•	• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE		•	• LARDY			• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON		•	• LEE			• RICHARD					
• FLEMING		•	• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49		•	• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25		•	• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN		•	• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

Senate Bill No. 2416. A Bill for an Act to create and enact a new subsection to section 47-19-02 of the North Dakota Century Code, relating to what instruments may be recorded without acknowledgment.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2421. A Bill for an Act to require disclosure of conflict of

interest by municipal officials in contracts in which the municipality is a party; 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, 1; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCHE			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHJETNE		
• HAUSAUER, L. #25			• McCAFFEY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2447. A Bill for an Act to amend and reenact section 43-27-01, subsection 2 of section 43-27-04, and subsection 4 of section 43-27-07 of the North Dakota Century Code, relating to inclusion of electronic mechanisms in the definition of watchmaking, to raise the per diem and mileage expenses of the board of examiners in watchmaking, and to raise the fee for certificates of watchmaking 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, 81; nays, 15; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT					•	• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE		•	• LARDY			• PETERSON		• WINKER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNBERG			• MARSDEN			• RUED		•

• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVIRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk
FORTY-FIRST DAY

Bismarck, March 2, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. DeVern Schwenn, Pastor, First United Methodist Church, Bismarck.

The roll was called, and all members were present except Reps. Lipseia and Schuett.

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. TINJUM, Chairman

Rep. Reed moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Strinden moved that the rules be suspended, and that the deadline as stated in Rule No. 45 for House Bills and Resolutions to be reported out of Committee be changed from 2:00 p.m., on Friday, March 11, the end of the 47th legislative day, until 2:00 p.m. on Monday, March 14, 1977, the beginning of the 49th legislative day, which motion prevailed.

Rep. Wagner moved that the House do concur in the Senate amendments to House Bill No. 1253, which motion prevailed.

Rep. Knudson moved that the House do concur in the Senate amendments to House Bill No. 1261, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2029, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2029 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2030, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 4; Absent, 3, that the same do not pass.

REP. GENGLER, Chairman

Senate Bill No. 2030 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom

was referred Senate Bill No. 2031, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 16, following the word "regularly" insert the words "**but at least once every three months.**"

On page 2, line 14, after the word "**Dakota**" and before the period, insert the following: "**but at least once every three months and such additional times as the majority of the board shall determine**"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2031 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2068, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2068 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2153, has had the same under consideration and recommends, that the same be amended as follows:

On page 2, line 11 after the word "**shall**" insert the following: "**after July 1, 1978.**"

On page 3, line 26 after the word "**shall**" insert the following: "**after July 1, 1978.**"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2153 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2346, has had the same under consideration and recommends, that the same be amended as follows:

On page 1 of the engrossed bill, line 2, after the word "credit" and before the period insert the following: "**to provide an appropriation; and to provide effective dates**"

On page 1 of the engrossed bill, line 10, insert triple parentheses around the word "**sixty-five**" and insert thereafter the word "**sixty-two**"

On page 1 of the engrossed bill, line 12, insert triple parentheses around the word "**sixty-five**" and insert thereafter the word "**sixty-two**"

On page 1, line 14, delete the beginning triple parentheses before the word "**permanently**" and delete the ending triple parentheses after the word "**and**"

On page 1 of the engrossed bill, line 16, delete the word "**eight**" and insert in lieu thereof the word "**seven**" and after the word "**thousand**" insert the words "**five hundred**"

On page 2 of the engrossed bill, line 15, delete the ending triple parentheses and the word "**eighty**", insert ending triple parentheses after the word "**five**" and insert thereafter the word "**eighty**"

On page 2 of the engrossed bill, line 18, insert triple parentheses around the word "**five**" and insert thereafter the word "**two**"

On page 2 of the engrossed bill, line 22, delete the word "seventy-five" and insert in lieu thereof the word "sixty"

On page 2 of the engrossed bill, line 25, delete the word "three" and insert in lieu thereof the word "two" and after the word "thousand" insert the words "four hundred"

On page 2 of the engrossed bill, line 28, after the word "thousand" insert the words "five hundred"

On page 2 of the engrossed bill, line 29, delete the closing triple parentheses and the word "sixty", insert ending triple parentheses around the word "five" and insert thereafter the word "forty"

On page 2 of the engrossed bill, line 31, delete the word "two" and insert in lieu thereof the word "one", insert triple parentheses around the word "five" and insert thereafter the word "six"

On page 2 of the engrossed bill, line 35, after the word "thousand" insert the words "five hundred", delete the word "fifty" and insert in lieu thereof the word "twenty"

On page 3 of the engrossed bill, line 2, delete the words "two thousand" and insert in lieu thereof the words "eight hundred"

On page 3 of the engrossed bill, delete lines 4 through 16

On page 3 of the engrossed bill, line 24, insert triple parentheses around the word "sixty-five" and insert thereafter the word "sixty-two", and delete the beginning triple parentheses

On page 3 of the engrossed bill, line 25, delete the ending triple parentheses after the word "and"

On page 3 of the engrossed bill, line 27, delete the word "eight" and insert in lieu thereof the word "seven"

On page 3 of the engrossed bill, line 28, after the word "thousand" insert the words "five hundred"

On page 3 of the engrossed bill, line 33, insert triple parentheses around the word "sixty-five" and insert thereafter the word "sixty-two"

On page 3 of the engrossed bill, line 34, delete the beginning triple parentheses before the word "permanently" and delete the ending triple parentheses after the word "and"

On page 4 of the engrossed bill, line 1, delete the word "eight" and insert in lieu thereof the word "seven"

On page 4 of the engrossed bill, line 2, after the word "thousand" insert the words "five hundred"

On page 4 of the engrossed bill, line 18, delete the word "three" and insert in lieu thereof the word "four"

On page 4 of the engrossed bill, line 21, delete the word "three" and insert in lieu thereof the word "four"

On page 4 of the engrossed bill, line 22, delete the triple parentheses around the word "one"

On page 4 of the engrossed bill, line 23, delete the word "two", delete the word "fifty" and insert in lieu thereof the word "seventy-five"

On page 4 of the engrossed bill, line 28, insert triple parentheses around the word "March" and insert thereafter the word "June"

On page 5 of the engrossed bill, after line 7, insert the following new sections:

"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 \$1,500,000.00, or so much thereof as may be necessary, to the state treasurer for reimbursement of county tax credits

and for payment of refunds to eligible renters as provided for in this Act. There is further appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$2,500.00, or so much thereof as may be necessary, to the state tax commissioner for the additional costs of administering this Act. The amounts appropriated by this section shall be for the costs of implementing and administering the provisions of this Act, and shall be in addition to the amounts otherwise appropriated for the homestead credit law.

SECTION 3. EFFECTIVE DATES.) The provisions of this Act shall be effective for assessments of property made on or after January 1, 1977, and for payments for rent for periods beginning on or after January 1, 1977."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. GACKLE, Chairman

Senate Bill No. 2346 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2403, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2403 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2445, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 2, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2445 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2446, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

Senate Bill No. 2446 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2514, has had the same under consideration and recommends, that the same be amended as follows:

On page 4, line 3 of the engrossed bill, following the numeral "6." delete the remainder of the line and insert in lieu thereof:

"EFFECTIVE DATE.) The provisions of this Act shall not apply to any contracts let before January 1, 1977."

On page 4 delete all of line 4

And renumber the lines and pages accordingly

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2514 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3096, has had the same under con-

sideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 2, line 16, after the word "Education" insert the words "and the effectiveness of the board membership selection process"

On page 2, after line 16, insert the following new paragraph:

"BE IT FURTHER RESOLVED, that the Legislative Council appoint the Commissioner of Higher Education and two former Board of Higher Education members to the interim study committee. Such citizen members shall be entitled to the same per diem and travel expenses as received by the legislative committee members; and"

And renumber the lines and pages accordingly

And when so amended, recommends the same be re-referred to the Legislative Council Resolutions Committee.

REP. KNUDSON, Chairman

House Concurrent Resolution Bill No. 3096 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2091, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 4; Absent, 3, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2091 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2197, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2197 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2276, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2276 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2296, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 3 of the engrossed bill insert triple parentheses around the word "thirteen" and insert in lieu thereof the word "fifteen"

On page 2, line 10 after the word "thirty" insert the word "-six"

On page 2, line 11 place triple parentheses around the word "thirteen" and insert in lieu thereof the word "fifteen"

On page 2, line 17 place triple parentheses around the word "thirteen" and insert in lieu thereof the word "fifteen"

And renumber the lines and pages accordingly

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2296 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2479, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 12 delete the words "estate, interest or"
 And renumber the lines accordingly
 And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2479 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2519, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 20 delete the word "a" at the end of the line and insert in lieu thereof the words "an infraction."

On page 1 delete all of line 21

And renumber the lines accordingly

And when so amended, recommends, the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2519 was placed on the 6th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Winkjer moved that the amendments to Senate Bill No. 2178 as recommended by the Committee on Judiciary as printed on page 1045 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2307 as recommended by the Committee on Judiciary as printed on pages 1045 and 1046 of the House Journal be adopted, which motion failed on a verification vote.

Senate Bill No. 2307 was re-referred to the Committee on Appropriations without amendments.

Rep. Winkjer moved that the amendments to Senate Bill No. 2482 as recommended by the Committee on Judiciary as printed on page 1046 of the House Journal be adopted, which motion prevailed.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Erickson for the introduction of a concurrent resolution and a bill, which request has been approved.

Further, Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Solberg for the introduction of a concurrent resolution, which request has been approved.

REP. STRINDEN, REP. BACKES, Co-chairmen

Rep. Kretschmar 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 Reps. Backes, Strinden, Kretschmar and Mushik for the introduction of a resolution, which request has been approved.

Further, your Committee on Delayed Bills respectfully reports it has considered a request from Rep. Langley for the introduction of a Bill, which request has been approved.

REP. BACKES, REP. STRINDEN, Co-Chairmen

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Rep. Langley through the Delayed Bills Committee introduced:

House Bill No. 1599. A Bill for an Act to amend and reenact section 2-07-11.1 of the North Dakota Century Code, relating to county appropriations for weather modification.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Erickson through the Delayed Bills Committee introduced:

House Bill No. 1600. A Bill for an Act to amend and reenact subsection 2 of section 39-06.1-06 and subparagraph a of paragraph 11 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the statutory fee and point assessment for exceeding the fifty-five-mile-per-hour speed limit by no more than ten miles per hour.

Was read the first time and referred to the committee on Transportation.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Rep. Backes, Strinden, Kretschmar and Mushik, through the Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3099. A concurrent resolution recognizing the value of the legislative internship program and commending its participants.

Which was read the first time.

Representative Strinden moved that the rules be suspended, that House Concurrent Resolution No. 3099 not be referred to committee, not printed as a bill but printed in the journal, be placed on the calendar, and laid over one legislative day, which motion prevailed.

Rep. Solberg through the Delayed Bills Committee introduced:

House Concurrent Resolution No. 3100. A concurrent resolution directing the Legislative Council to study legislative rules.

Was read the first time and referred to the committee on Legislative Council Resolutions.

Rep. Erickson through the Delayed Bills Committee introduced:

House Concurrent Resolution No. 3101. A concurrent resolution urging Congress to raise the national speed limit to 65 miles per hour.

Which was read the first time.

Representative Erickson moved that the rules be suspended, that House Concurrent Resolution No. 3101 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3101

Introduced by Rep. Erickson through the Delayed Bills Committee.

A concurrent resolution urging Congress to raise the national speed limit to 65 miles per hour.

WHEREAS, Congress has imposed a national highway speed limit of 55 miles per hour in all states receiving federal highway aid funds, including North Dakota; and

WHEREAS, there is evidence that the 55 mile-per-hour limit reduces the efficiency of motor vehicle engines used in long-haul trucking; and

WHEREAS, interstate highways are engineered for safety at speeds of 75 miles per hour; and

WHEREAS, a higher speed limit would allow a reasonably satisfying rate of travel and still result in material fuel conservation; and

WHEREAS, the 55 mile-per-hour speed limit has been difficult to enforce; and

● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHEM
● HICKLE	● MERTENS	● STRINDEM
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2453. A Bill for an Act to amend and reenact subsection 6 of section 60-02-16, and sections 60-02-17, 60-02-30, 60-02-31, and 60-02-32 of the North Dakota Century Code, relating to warehouse receipts, warehouse and storage contracts, termination of public grain warehouse storage contracts, notice of termination to the owner of the storage contract, and reissued storage receipts; and providing a storage contract termination date for dry edible beans, a storage charge for dry edible beans, no obligation on a warehouseman to renew a dry edible bean storage contract, and notice of the intent not to renew a dry edible bean storage contract.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMBTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONAMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY		●	● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD		●	● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER		●	● LUNDENE			● RIEHL					
● GERL		●	● MAISKNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHEM					
● HICKLE			● MERTENS			● STRINDEM					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2484. A Bill for an Act to create and enact a new chapter of the North Dakota Century Code, relating to the sale of honey 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, 87; nays, 7; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT	•		• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG	•		• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES	•		• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUEJ					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWINTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2418. A Bill for an Act establishing minimum educational requirements for certain insurance agents and providing certain exceptions for these requirements.

Which has been read with Committee Recommendation Do Not Pass.

Rep. Crabtree requested that he be excused from voting on Senate Bill No. 2418, because of a conflict of interest.

Rep. Kretschmar moved that Rep. Crabtree and all others who feel they have a conflict of interest be allowed to vote on Senate Bill No. 2418, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 66; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUEJ					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN					

HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill lost.

Senate Bill No. 2470. A Bill for an Act to amend and reenact section 54-23A-06 of the North Dakota Century Code, relating to restrictions on the use and possession of radio scanners capable of receiving peace officer and ambulance service messages; and providing a penalty.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 11; nays, 85; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON		•	JOHNSON		•	MILLER		•	
BACKES		•	KELLY		•	MUND	•	TINJUM	•
BEAUCLAIR		•	KERMOTT		•	MURPHY		TWETEN	•
BENEDICT		•	KLOUBEC		•	MUSHIK		UNJEM	•
BERG		•	KRUDSON		•	NICHOLAS		VANDER VORST	•
BERGER		•	KRETSCHMAR		•	NORDBY		WAGNER	•
BLACK		•	KUCHERA		•	OLSON		WALSH	•
CHRISTENSEN		•	LANG		•	OPEDAHI		WEBER	•
CONMY		•	LANGLEY		•	O'SHEA		WENTZ	•
CRABTREE		•	LARJY		•	PETERSON		WINKJER	•
DOTZENROD		•	LARSON, B. #12		•	POWERS			
DuBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER
EAGLES		•	LAUGHLIN		•	REED		•	
ERICKSON		•	LEE		•	RICHARD		•	
FLEHING		•	LIPSEA		•	RICHIE		•	
GACKLE		•	LOKKEN		•	RICHTER		•	
GENGLER		•	LUNDENE		•	RIEHL		•	
GERL		•	MAIXNER		•	ROCHELLEAU		•	
GRONNEBERG		•	MARSDEN		•	RUED		•	
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•	
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•	
HAUGLAND		•	MARTHNSON		•	SCHINDLER		•	
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•	
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		•	
HERMAN		•	MCGAUVRAN		•	SOLBERG		•	
HERSLIP		•	MEIERS		•	STENEJEM		•	
HICKLE		•	MERTENS		•	STRINDEN		•	
HILL		•	METZ		•	SWIONTEK		•	
HORGAN		•	METZGER		•	THORSGARD		•	
JACOBSON		•	MEYER		•	TIMM		•	

So the bill lost.

MOTION

Rep. Rylance moved that the rules be suspended, and that Senate Bill No. 2492 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2020. A Bill for an Act to amend and reenact sections 54-10-13 and 54-10-14 of the North Dakota Century Code, relating to audits by the state auditor.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KRUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHI		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE

● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETZ	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McCAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSgard	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

MOTION

Rep. Gengler moved that the rules be suspended, and that Senate Bill No. 2035 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2042. A Bill for an Act to amend and reenact section 34-13-01 of the North Dakota Century Code, relating to the definition of "employment agent" or "employment agency".

Which has 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, 27; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	
● ANDERSON			● JOHNSON		● MILLER			● TINJUA			
● BACKES			● KELLY	●	● MUND			● TWETEN			
● BEAUCLAIR	●		● KERMOTT		● MURPHY			● UNHJEM			
● BENEDICT	●		● KLOUBEC		● MUSHIK		●	● VANDER VORST			
● BERG			● KNUDSON		● NICHOLAS			● WAGNER			
● BERGER			● KRETSCHMAR		● NORDBY		●	● WALSH			●
● BLACK			● KUCHERA		● OLSON			● WEBER			
● CHRISTENSEN			● LANG		● OPEDAHL			● WENTZ			●
● CONMY			● LANGLEY		● O'SHEA			● WINGE			
● CRABTREE			● LARDY	●	● PETERSON			● WINKJER			
● DOTZENROD			● LARSON, B. #12		● POWERS		●				
● DUBORD	●		● LARSON, G. #29		● RAU			● MR. SPEAKER			
● EAGLES			● LAUGHLIN		● REED		●				
● ERICKSON			● LEE		● RICHARD						
● FLEMING			● LIPSIA		● RICHIE						
● GACKLE			● LUNDENE	●	● RICHTER		●				
● GENGLER	●		● MAIXNER	●	● RIEHL						
● GERL	●		● MARSDEN	●	● ROCHELEAU						
● GRONNEBERG			● MARTIN, C. #38		● RUED						
● GUNDERSON			● MARTIN, G. #43		● RUSSELL						
● GUNSCH			● MARTINSON		● RYLANCE		●				
● HAUGLAND			● MATCHIE	●	● SCHINDLER						
● HAUSAUER, A. #49			● McCAFFREY	●	● SCOFIELD						
● HAUSAUER, L. #25			● McCAUVRAN		● SOLBERG						
● HERMAN			● MEIERS	●	● STENEHJEM		●				
● HERSLIP			● MERTENS	●	● STRINDEN						
● HICKLE			● METZ	●	● SWIONTEK						
● HILL	●		● METZGER		● THORSgard						
● HORGAN	●		● MEYER	●	● TIMM						
● JACOBSON											

So the bill passed and the title was agreed to.

Senate Bill No. 2120. A Bill for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to execution of instruments 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, 93; nays, 3; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2131. A Bill for an Act to regulate the appearance of salvage yards and automobile graveyards, and to provide 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, 38; nays, 59; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

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 amended:

Senate Bill No. 2058
Senate Bill No. 2223
Senate Bill No. 2324
Senate Bill No. 2431
Senate Bill No. 2442

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. 2181
Senate Bill No. 2182
Senate Bill No. 2183
Senate Bill No. 2186
Senate Bill No. 2229
Senate Bill No. 2253
Senate Bill No. 2257
Senate Bill No. 2259
Senate Bill No. 2261
Senate Bill No. 2299
Senate Bill No. 2354
Senate Bill No. 2366

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1440

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1440

On page 1, line 11, after the word "to" delete the word "residents" and insert in lieu thereof the following: "those who have resided in this state for at least one year"

On page 1, line 12, delete the words "of this state"

And renumber the lines and pages accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1055
House Bill No. 1068

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1088
House Bill No. 1111
House Bill No. 1112
House Bill No. 1142
House Bill No. 1154
House Bill No. 1172

House Bill No. 1177

House Concurrent Resolution No. 3040

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2021

Senate Bill No. 2100

Senate Bill No. 2103

Senate Bill No. 2115

Senate Bill No. 2119

Senate Bill No. 2121

Senate Bill No. 2134

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. 2100

Senate Bill No. 2103

Senate Bill No. 2115

Senate Bill No. 2119

Senate Bill No. 2121

Senate Bill No. 2134

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. 1017

House Bill No. 1020

House Bill No. 1030

House Bill No. 1033

House Bill No. 1036

House Bill No. 1039

House Bill No. 1040

House Bill No. 1051

House Bill No. 1054

House Bill No. 1076

House Bill No. 1078

House Bill No. 1090

House Bill No. 1101

House Bill No. 1107

House Bill No. 1115

House Bill No. 1117

House Bill No. 1119

House Bill No. 1122

House Bill No. 1123

House Bill No. 1146

House Bill No. 1151

House Bill No. 1153

And the Speaker signed the same in the presence of the House of Representatives.

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2021
Senate Bill No. 2100
Senate Bill No. 2103
Senate Bill No. 2115
Senate Bill No. 2119
Senate Bill No. 2121
Senate Bill No. 2134

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1017
House Bill No. 1020
House Bill No. 1030
House Bill No. 1033
House Bill No. 1036
House Bill No. 1039
House Bill No. 1040
House Bill No. 1051
House Bill No. 1054
House Bill No. 1076
House Bill No. 1078
House Bill No. 1090
House Bill No. 1101
House Bill No. 1107
House Bill No. 1115
House Bill No. 1117
House Bill No. 1119
House Bill No. 1122
House Bill No. 1123
House Bill No. 1146
House Bill No. 1151
House Bill No. 1153

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

Rep. Strinden moved that the House stand recessed until 1:30 p.m., Thursday, March 3, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FIRST DAY AFTER RECESS AND FORTY-SECOND DAY

Bismarck, March 3, 1977

The House convened at 1:30 p.m., pursuant to recess taken, with Acting Speaker Fleming presiding.

Rep. Peterson requested that the record show that Speaker Solberg, Reps. Backes, Strinden, Kretschmar and Mushik are absent on official business of the House, meeting at the International Peace Garden with their counterparts in the Manitoba Legislature and the Manitoba Premier on matters concerning the Garrison Diversion project.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1017

House Bill No. 1020

House Bill No. 1030

House Bill No. 1033

House Bill No. 1036

House Bill No. 1039

House Bill No. 1040

House Bill No. 1051

House Bill No. 1054

House Bill No. 1076

House Bill No. 1078

House Bill No. 1090

House Bill No. 1101

House Bill No. 1107

House Bill No. 1115

House Bill No. 1117

House Bill No. 1119

House Bill No. 1122

House Bill No. 1123

House Bill No. 1146

House Bill No. 1151

House Bill No. 1153

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. 1020

House Bill No. 1030

House Bill No. 1033

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Lee announced that a former Representative was in the chambers, and requested that the house recognize former Rep. Virgil Haman, and Rep. Haman was thereupon introduced to the House.

MOTION

Rep. Mertens moved that the House reconsider its action by which Senate Bill No. 2131 was lost, which motion prevailed on a verification vote.

Rep. Maixner moved that Senate Bill No. 2131 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Peterson moved that the absent members be excused, which motion prevailed.

Rep. Peterson moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk FORTY-SECOND DAY

Bismarck, March 3, 1977

The House convened at 2:00 p.m., with Acting Speaker Fleming presiding.

The prayer was offered by Fr. Gerald Ruelle, Chaplain, St. Alexius Hospital, Bismarck.

The roll was called, and all members were present except Reps. Backes, Kretschmar, Mushik, Schuett, Strinden, Thorsgard and Speaker Solberg.

A quorum was declared by Acting Speaker Fleming.

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 1057, delete line 25, and insert in lieu thereof "July 1, 1978,"

Page 1057, delete line 27, and insert in lieu thereof "July 1, 1978,"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Stenhjem 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 Senate Bill No. 2126, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same be amended as follows:

On page 1, line 7 of the engrossed bill, after the word "commissions" insert the words "; and to provide an appropriation"

On page 6, after line 32, insert the following new section:

"SECTION 8. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$400,000.00 to the state planning division for equal distribution, not less than \$50,000.00 to each regional council during the biennium beginning July 1, 1977, and ending June 30, 1979."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass, and be re-referred to the committee on Appropriations.

REP. RYLANCE, Chairman

Senate Bill No. 2126 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2139, has had the same under consideration and recommends, that the same be amended as follows:

On page 5, line 14 of the engrossed bill, after the word "suspend" insert the words "on a pro rata basis or shall offer a similar credit"

On page 5, line 18, after the word "notified," insert the words "in writing"

On page 5, line 19, after the period insert the following new language: "The owner shall not be required to surrender the motor vehicle license plates during the policy suspension period."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2139 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2152, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2152 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2157, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 11 of the engrossed bill before the period, insert the following"; and declaring an emergency"

On page 8, after line 3, add the following new section:

"SECTION 10. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2157 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2158, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2158 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation 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 1, after the word "ACT" insert the following: "to provide for income tax deductions for contributions to certain individual retirement accounts;"

On page 1, line 4, delete the word "and" and at the end of the line insert before the period the following: "and declaring an emergency"

On page 1, following line 8, insert the following new section:

"SECTION 1. DEDUCTION OF CONTRIBUTIONS TO INDIVIDUAL RETIREMENT ACCOUNT.) Any member of an armed forces reserve component and any volunteer firefighter who establishes an individual retirement account in a taxable year beginning in calendar year 1976, pursuant to section 219 of the United States Internal Revenue Code of 1954 as amended by the 1976 Federal Tax Reform Act may deduct for state income tax purposes the same amount of his contributions to the individual retirement account as he deducted for federal income tax purposes."

On page 1, line 18, delete the words "This section" and insert in lieu thereof the words "Section 2 of this Act"

On page 1, following line 20, 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, pages, and sections accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2190 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2196, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2196 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2202, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 4, line 12, of the engrossed bill delete the word "three" and insert in lieu thereof the word "five"

On page 4, line 35, delete the word "mortgage" and insert in lieu thereof the words "page and two dollars for each additional page"

On page 5, line 1, delete the words "or mineral instrument" and also on line 1 delete the words "one dollar" and insert in lieu thereof the words "three dollars"

On page 5, line 14, delete the words "three dollars" and insert in lieu thereof the words "the same charge as for recording that instrument"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2202 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2204, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 14, insert beginning triple parentheses after the word "held" and delete the triple parentheses around the word "and" and delete the words "as the maximum"

On page 1, line 15, delete the words "amount of the"

On page 1, line 16, insert ending triple parentheses after the comma

On page 1, line 23, following the period, insert the following: "Nothing

herein shall be construed to prevent the municipality from receiving the amount, not in excess of the amount of the bond, necessary to compensate the municipality for correction, repair or replacement caused by default of the contractor which does not constitute complete failure of performance by the contractor."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2204 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2233, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 2; Absent, 3, that the same be amended as follows:

On page 1, line 3, after the word "counties" delete the words ", and to" and insert in lieu thereof a period

On page 1, delete all of lines 4 and 5

On page 2, delete all of lines 7 through 35

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2233 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2291, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 5; Absent, 2, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2291 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2292, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 7; Absent, 1, that the same be placed on calendar without recommendation.

And be re-referred to the committee on Appropriations.

REP. RYLANCE, Chairman

Senate Bill No. 2292 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2302, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

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 create and enact a new subsection to section 18-10-06 of the North Dakota Century Code, to allow compensation to be paid to the chief of a rural fire protection district.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) A new subsection to section 18-10-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

In its sole discretion, to compensate the chief of the rural fire protection

district for time spent in the performance of his duties as the fire chief, when the board determines that the chief may suffer economic loss because of the amount of time taken from his regular employment."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2302 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2342, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2342 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2360, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2360 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2263, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2263 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2380, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

And be re-referred to the committee on Appropriations.

REP. RYLANCE, Chairman

Senate Bill No. 2380 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2404, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 7; Absent, 1, that the same be placed on calendar without recommendation.

REP. RYLANCE, Chairman

Senate Bill No. 2404 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2405, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2405 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2413, has had the same under consideration and

recommends, by a vote of Ayes, 8; Nays, 5; Absent, 2, that the same do not pass.

REP. WINGE, Chairman

Senate Bill No. 2413 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2427, has had the same under consideration and recommends, that the same be amended as follows:

On page 2, line 5, following the word "who" insert the words "are subject to a religious vow of poverty and"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2427 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2429, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 4 of the engrossed bill, after the word "therein" insert the following: "; and declaring an emergency"

On page 1, following line 24, 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, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2429 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2428, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same be amended as follows:

On page 1, line 4, after the word "operations" insert the following: "; and to repeal subsection 5 of section 38-18-06 of the North Dakota Century Code, relating to district court actions when a surface owner does not consent to strip mining by an owner of a severed mineral interest"

On page 1, line 17, delete the triple parentheses around the word "ten"

On page 1, line 18, delete the word "three"

On page 2, line 7, delete the triple parentheses around the word "ten" and also on line 7, delete the word "three"

On page 2, line 10, delete the triple parentheses around the word "ten" and also on line 10, delete the word "three"

On page 2, following line 15, insert the following new section:

"SECTION 3. REPEAL.) Subsection 5 of section 38-18-06 of the 1975 Supplement to the North Dakota Century Code is hereby repealed."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2428 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions, to whom was

referred Senate Bill No. 2498, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 1, line 11, delete the word "twenty" and insert in lieu thereof the word "ten"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2498 was placed on the 6th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Gengler moved that the amendments to Senate Bill No. 2031 as recommended by the Committee on Industry, Business and Labor as printed on pages 1056 and 1057 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2153 as recommended by the Committee on Industry, Business and Labor as printed on page 1057 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2296 as recommended by the Committee on Judiciary as printed on page 1060 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to Senate Bill No. 2346 as recommended by the Committee on Finance and Taxation as printed on pages 1057, 1058 and 1059 of the House Journal be adopted, which motion prevailed.

Senate Bill No. 2346 was re-referred to the Committee on Appropriations.

Rep. Winkjer moved that the amendments to Senate Bill No. 2479 as recommended by the Committee on Judiciary as printed on pages 1060 and 1061 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to Senate Bill No. 2514 as recommended by the Committee on Finance and Taxation as printed on page 1059 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2519 as recommended by the Committee on Judiciary as printed on page 1061 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to House Concurrent Resolution No. 3096 as recommended by the Committee on Education as printed on pages 1059 and 1060 of the House Journal be adopted, which motion prevailed.

House Concurrent Resolution No. 3096 was re-referred to the Legislative Council Resolutions Committee.

MOTIONS

Rep. Wagner moved that Senate Bill No. 2292 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Wagner moved that Senate Bill No. 2292 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Winkjer moved that Senate Bill No. 2516 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Winkjer moved that Senate Bill No. 2516 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

RECOGNITION

Acting Speaker Fleming announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Leonard Fagerholt, and Rep. Fagerholt was thereupon introduced to the House.

REPORT OF PROCEDURAL COMMITTEES.

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Charles Russell for the introduction of a Concurrent Resolution, which request has been approved.

REP. STRINDEN, REP. BACKES, Co-Chairmen

Rep. William Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Russell through the Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3102. A concurrent resolution directing the Legislative Council to study deferred payment grain contracts, the jurisdiction of the North Dakota Public Service Commission over such contracts, and the merits of providing bond protection for any person entering into deferred payment contracts with a public warehouseman.

Was read the first time and referred to the committee on Agriculture.

SECOND READING OF SENATE BILLS

Senate Bill No. 2198. A Bill for an Act to provide for ante-mortem probate of wills.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERAMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER HORST		
● BERG			● KNUDSON			● NICHOLSON			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G #29			● RAU			MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McCAUVRYAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2206. A Bill for an Act to amend and reenact section 27-02-23 of the North Dakota Century Code, relating to decisions and opinions

of the North Dakota Supreme Court, and to repeal section 27-03-09 of the North Dakota Century Code, relating to the filing of syllabus and furnishing same to publishers of daily newspapers, 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, 82; nays, 6; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY			• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHEMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAO		MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD	•	
• FLEMING			• LIPSIEA	•		• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLAND		
• HAUGLAND			• MARTINSON			• SCHJETER		
• HAUSAUER, A. #49			• MARTIE			• SCOFIELD		
• HAUSAUER, L. #25			• McCAFFREY			• SOLBERG		
• HERMAN			• McGAUVRAN			• STENEHJEM	•	
• HERSLIP			• MEIERS			• STRINDE		
• HICKLE			• MERTENS			• SWIONTEK		
• HILL			• METZ			• THORSKARD		
• HORGAN	•		• METZGER			• TIMM		
• JACOBSON			• MEYER	•				

So the bill passed and the title was agreed to,

Senate Bill No. 2211. A Bill for an Act to amend and reenact subsection 10 of section 57-38-14 of the North Dakota Century Code, relating to allocation of corporate income in special cases; 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, 93; nays, 0; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY			• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHEMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAO		MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		

• GUNSCH	• MARTIN G. #43	• RYLAND
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEM
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2212. A Bill for an Act to create and enact a new section to chapter 57-39.2 and to chapter 57-40.2 of the North Dakota Century Code, relating to the liability of corporate officers.

Which has been read.

Rep. Metzger moved that the rules be suspended and that Senate Bill No. 2212 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, 51; nays, 43; absent and not voting, 6.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ANDERSON			• JOHNSON			• MILLER			• TINJUM					
• BACKES			• KELLY			• MUND			• TWETEN		•			
• BEAUCLAIR			• KERWOTT			• MURPHY			• VANHJEM		•			
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		•			
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•			
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•			
• BLACK			• KUCHERA			• OLSON			• WEBER		•			
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•			
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		•			
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•			
• DOTZENROD			• LARSON, B. #12			• POWERS								
• DUBORD			• LARSON, G. #29			• RALU			MR. SPEAKER					
• EAGLES			• LAUGHLIN			• REED								
• ERICKSON			• LEE			• RICHARD								
• FLEMING			• LIPSIEA			• RICHIE								
• GACKLE			• LOKKEN			• RICHTER								
• GENGLER			• LUNDENE			• RIEHL								
• GERL			• MAIXNER			• ROCHELEAU								
• GRÖNNBERG			• MARSDEN			• RUED								
• GUNDERSON			• MARTIN, C. #38			• RUSSELL								
• GUNSCH			• MARTIN, G. #43			• RYLAND								
• HAUGLAND			• MARTINSON			• SCHINDLER								
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT								
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD								
• HERMAN			• MCGAUVRAN			• SOLBERG								
• HERSLIP			• MEIERS			• STENEHJEM								
• HICKLE			• MERTENS			• STRINDEM								
• HILL			• METZ			• SWIONTEK								
• HORGAN			• METZGER			• THORSGARD								
• JACOBSON			• MEYER			• TIMM								

So the bill passed and the title was agreed to.

Senate Bill No. 2230. A Bill for an Act to create and enact subsection 27 to section 57-38-01 and subsections 5 and 6 to section 57-38-58 of the North Dakota Century Code, relating to definitions; to amend and reenact sections 57-01-10, 57-38-09.1, 57-38-62 and subsection 1 of section 57-38-66 of the North Dakota Century Code, relating to income tax and business and corporation privilege tax; to repeal subsections 7, 8, 9, 12, 13, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, and 26 of section 57-38-01 of the North Dakota Century Code, relating to income tax definitions; 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, 88; nays, 2; absent and not voting, 10.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK	•		• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN			• REED			MR SPEAKER		
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHER			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2237. A Bill for an Act to amend and reenact section 12.1-04-02 of the North Dakota Century Code, relating to intoxication as a defense to a criminal charge.

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, 7; absent and not voting, 11.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR		•	• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK	•		• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHER			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM		•			
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2281. A Bill for an Act to create and enact a new section to chapter 54-10 of the North Dakota Century Code, granting authority to the state auditor to examine information relating to operations of governmental units subject to audit.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 91; nays, 0; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUFD					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIP			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					
											MR SPEAKER

So the bill passed and the title was agreed to.

Senate Bill No. 2375. A Bill for an Act to amend and reenact sections 21-03-47, 40-22-43, 40-35-04, 40-35-05, and 40-57-07 of the North Dakota Century Code, relating to the limitation of actions regarding the validity of certain bonds, certain taxes, and special assessments and to procedures pertaining to such bonds and special assessments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 83; nays, 5; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					

GERL	MAIXNER	ROCHELEAU
GRONNEBERG	MARSDEN	RUED
GUNDERSON	MARTIN, C. #38	RUSSELL
GUNSCH	MARTIN G. #43	RYLANCE
HAUGLAND	MARTINSON	SCHINDLER
HAUSAUER, A. #49	MATCHER	SCHUETT
HAUSAUER, L. #25	MCCAFFREY	SCOFIELD
HERMAN	MCGAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDER
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2393. A Bill for an Act to amend and reenact subsection 2 of section 11-15-07 of the North Dakota Century Code, relating to fees for service of process.

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, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHER			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONWAY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIE			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHER			SCHUETT					
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDER					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2412. A Bill for an Act to amend and reenact Section 6-03-05 of the North Dakota Century Code, relating to limitation on bank loans secured by 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, 86; nays, 1; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHER			OLSON			WEBER		

• CHRISTENSEN	• LANG	• OPEDAH	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARDSEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDE	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2449. 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 as amended by chapter 417 of the 1973 Session Laws of North Dakota; relating to salaries of elected state officials; to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the salary of the labor commissioner; 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, 65; nays, 26; absent and not voting, 9.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		• MILLER		• TINJUM	
• BACKES		•	• KELLY		• MUND		• TWETEN	
• BEAUCLAIR		•	• KERMBOTT		• MURPHY		• UNHJEM	
• BENEDICT		•	• KLOUBEC		• MUSHIK		• VANDER VORST	•
• BERG		•	• KNUDSON		• NICHOLAS		• WAGNER	
• BERGER		•	• KRETSCHMAR		• NORDBY		• WALSH	
• BLACK		•	• KUCHERA		• OLSON		• WEBER	
• CHRISTENSEN		•	• LANG		• OPEDAH		• WENTZ	
• CONMY		•	• LANGLEY		• O'SHEA		• WINGE	
• CRABTREE		•	• LARDY		• PETERSON		• WINKJER	
• DOTZENROD		•	• LARSON, B. #12		• POWERS			
• DuBORD		•	• LARSON, G. #29		• RAU		MR. SPEAKER	
• EAGLES		•	• LAUGHLIN		• REED			
• ERICKSON		•	• LEE		• RICHARD			
• FLEMING		•	• LIPSIEA		• RICHIE			
• GACKLE		•	• LOKKEN		• RICHTER			
• GENGLER		•	• LUNDENE		• RIEHL			
• GERL		•	• MAIXNER		• ROCHELEAU			
• GRONNEBERG		•	• MARDSEN		• RUED			
• GUNDERSON		•	• MARTIN, C. #38		• RUSSELL			
• GUNSCH		•	• MARTIN, G. #43		• RYLANCE			
• HAUGLAND		•	• MARTINSON		• SCHINDLER			
• HAUSAUER, A. #49		•	• MATCHIE		• SCHUETT			
• HAUSAUER, L. #25		•	• McCAFFREY		• SCOFIELD			
• HERMAN		•	• MCGAUVRAN		• SOLBERG			
• HERSLIP		•	• MEIERS		• STENEHJEM			
• HICKLE		•	• MERTENS		• STRINDE			
• HILL		•	• METZ		• SWONTEK			
• HORGAN		•	• METZGER		• THORSGARD			
• JACOBSON		•	• MEYER		• TIMM			

So the bill lost for want of a two-thirds majority.

Senate Bill No. 2450. A Bill for an Act to provide for the salary of the public service commissioner elected to the term of office commencing on January 1, 1979; to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the salary of the labor commissioner and to amend and reenact section 49-01-05 of the North Dakota Century

Code as amended by section 4 of chapter 417 of the 1973 Session Laws of North Dakota, relating to the salaries of the public service commissioners; and to provide effective dates.

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, 20; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEB					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill. No. 2457. A Bill for an Act to provide power in trustee to convey and transfer 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, 88; nays, 1; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					

• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDER
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2530. A Bill for an Act to amend and reenact section 27-08-34 of the North Dakota Century Code, relating to change of judge in preliminary examinations held in county court with increased jurisdiction.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK	•		• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU					MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHTER					
• GACKLE			• LOKKEN			• RIEHL					
• GENGLER			• LUNDENE			• RQCHELEAU					
• GERL			• MAIXNER			• RUED					
• GRONNEBERG			• MARSDEN			• RUSSELL					
• GUNDERSON			• MARTIN, C. #38			• RYLANCE					
• GUNSCH			• MARTIN, G. #43			• SCHINDLER					
• HAUGLAND			• MARTINSON			• SCHJETNE					
• HAUSAUER, A. #49			• MATCHE			• SCOFIELD					
• HAUSAUER, L. #25			• MCGAFFREY			• SOLBERG					
• HERMAN			• MCGAUVRAN			• STENEHJEM					
• HERSLIP			• MEIERS			• STRINDER					
• HICKLE			• MERTENS			• SWIONTEK					
• HILL			• METZ			• THORSGARD					
• HORGAN			• METZGER			• TIMM					
• JACOBSON			• MEYER								

So the bill passed and the title was agreed to.

Senate Bill No. 2531. A Bill for an Act to repeal subsection 2 of section 12.1-32-11 of the North Dakota Century Code, relating to the aggregate total term of imprisonment for sentences for multiple offenses.

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 7; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK	•		• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU					MR. SPEAKER

• EAGLES	• LAUGHLIN	• REED
• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• MCCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEJEM
• HICKLE	• MERTENS	• STRINDEM
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

MOTIONS

Rep. Conmy moved that Senate Bill No. 2534 be re-referred to the Committee on Judiciary, which motion was subsequently withdrawn.

Rep. Gerl moved that the rules be suspended and Senate Bill No. 2534 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1079. A Bill for an Act to amend section 28-26-01 of the North Dakota Century Code, relating to the awarding of costs and attorney's fees to the prevailing party in a civil case.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 15.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNNEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDERHORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHEKA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN			• REED			MR. SPEAKER		
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEM					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1218. A Bill for an Act to amend and reenact subsection 2 of section 43-28-02 of the North Dakota Century Code, relating to persons exempt for the licensing provisions for dentists.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY	•		• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHEMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONWAY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAINXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVVRAN			• SOLBERG		
• HERSHIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRONDEK		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1302. A Bill for an Act to amend and reenact section 31-01-11 of the North Dakota Century Code, relating to the right to subpoena an interpreter for a witness.

Which has 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, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY	•		• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHEMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONWAY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAINXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVVRAN			• SOLBERG		
• HERSHIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRONDEK		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2492. A Bill for an Act to limit the number of full-time salaried state employees to not more than two percent of the state's population and to limit the number of part-time state employees to not more than one percent of the state's population.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 70; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENFDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHER		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHI		•	WENTZ		•
CONAMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHI		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, I. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McCAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDE		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

MOTIONS

Rep. Gengler moved that Senate Bill No. 2030 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Mertens moved that the rules be suspended, and that Senate Bill No. 2029 be laid over one legislative day, which motion prevailed.

Rep. Mertens moved that the rules be suspended, and that Senate Bill No. 2068 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2091. A Bill for an Act to provide that persons damaging the property of others be liable for damages and to provide that resulting judgments not be subject to cancellation or discharge in bankruptcy nor subject to the statute of limitations.

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, 9; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•			•			•		
ANDERSON			JOHNSON			MILLER			TINJUM		

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMOTT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBECC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHER	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAO	MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERI	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDER	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.
Senate Bill No. 2178. A Bill for an Act to establish a judicial nominating committee to submit lists of candidates to the governor from which to fill vacancies on the supreme court and district court pursuant to section 97 of the North Dakota Constitution, and to declare 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, 81; nays, 7; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBECC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAO			MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2197. A Bill for an Act to amend and reenact sections 32-03-05 and 32-03-07 of the North Dakota Century Code, relating to the awarding of interest and exemplary damages.

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, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK	•		• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #47			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MELERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Knudson requested unanimous consent of the House to amend Senate Bill No. 2276, which request was granted.

Rep. Knudson moved that Senate Bill No. 2276 be amended as follows: Page 1, line 6, delete the word "satsifaction" and insert in lieu thereof the word "satisfaction".

Which motion prevailed.

Rep. Knudson moved that the rules be suspended, and that Senate Bill No. 2276 be placed on the calendar for second reading, as amended, which motion prevailed.

Senate Bill No. 2276. A Bill for an Act to amend and reenact section 47-16-36 of the North Dakota Century Code, relating to the duty of a lessee to have a terminated or forfeited oil, gas, or other mineral lease recorded and allowing a lessor to record an affidavit of forfeiture upon failure of lessee to do so; and providing for a change from an affidavit of forfeiture to a satisfaction of lease.

Which has 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, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK	•		• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		

• BERGER	KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• COMMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEJEM	
• HICKLE	• MERTENS	• STRINDEK	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2403. A Bill for an Act to amend and reenact Section 1-03-04 of the North Dakota Century Code, to provide for a ten day notice on the part of a bank to remain closed on a business day and to provide for closing in event of 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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM	•	
• BACKES	•		• KELLY			• MUND			• TWETEN	•	
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM	•	
• BENEDICT			• KLONBEC			• NICHOLAS			• VANDER VORST	•	
• BERG			• KRETSCHMAR			• NORDBY			• WAGNER	•	
• BERGER			• KUCHERA			• OLSON			• WALSH	•	
• BLACK			• LANG			• OPEDAHL			• WEBER	•	
• CHRISTENSEN			• LANGLEY			• O'SHEA			• WENTZ	•	
• COMMY			• LARDY			• PETERSON			• WINGE	•	
• CRABTREE			• LARSON, B. #12			• POWERS	•		• WINKJER	•	
• DOTZENROD			• LARSON, G. #29			• RAU					MR. SPEAKER
• DUBORD			• LAUGHLIN			• REED					
• EAGLES			• LEE			• RICHARD					
• ERICKSON			• LIPSIEA			• RICHIE					
• FLEMING			• LOKKEN			• RICHTER					
• GACKLE			• LUNDENE			• RIEHL					
• GENGLER			• MAXNER			• ROCHELEAU					
• GERL			• MARSDEN			• RUED					
• GRONNEBERG			• MARTIN, C. #38			• RUSSELL					
• GUNDERSON			• MARTIN, G. #43			• RYLANCE					
• GUNSCH			• MARTINSON			• SCHINDLER					
• HAUGLAND			• MATCHIE			• SCHUETT					
• HAUSAUER, A. #49			• McCAFFREY			• SCOFIELD					
• HAUSAUER, L. #25			• McGAUVAN			• SOLBERG					
• HERMAN			• MEIERS			• STENEJEM					
• HERSLIP			• MERTENS			• STRINDEK					
• HICKLE			• METZ			• SWONTEK					
• HILL			• METZGER			• THORSGARD					
• HORGAN			• MEYER			• TIMM					
• JACOBSON											

So the bill passed and the title was agreed to.

Senate Bill No. 2445. A Bill for an Act to create and enact section 57-39.2-14.1 of the North Dakota Century Code, relating to direct payment of sales and use tax to the commissioner; to amend and reenact subsection 1 of section 57-40.2-07 of the North Dakota Century Code relating to the collection of use tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 13.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETZ		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• METZ			• STRINDER		
• HILL			• MERTENS			• SWIONEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2482. A Bill for an Act to amend and reenact section 37-1-12 of the North Dakota Century Code, relating to denial of access to safe deposit box without order of county court.

Which has 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, 2; absent and not voting, 13.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETZ		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDER		

• HILL	• METZ	• SWONTEK
• HORGAN	• METZGER	• THORSGRD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION
House Concurrent Resolution No. 3099. A concurrent resolution recognizing the value of the legislative internship program and commending its participants.

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. 1253. A Bill for an Act to provide an appropriation to the national guard to indemnify E. P. Price for the loss of turkeys and property due to activities of 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, 67, nays, 18; absent and not voting, 15.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUNDT		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEBAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		
• EAGLES			• LAUGHLIN			• REED		MR. SPEAKER
• ERICKSON			• LEF			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENERJEM		
• HICKLE			• MERTENS			• STRINDER		
• HILL			• METZ			• SWONTEK		
• HORGAN			• METZGER			• THORSGRD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1261. A Bill for an Act to amend and reenact section 15-38-17 of the North Dakota Century Code, to assure that members of the commission shall not lose their regular salary or commission compensation while serving on official business of the teachers' professional practices 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, 71; nays, 17; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		
• BACKES			• KELLY			• MUND		• TINJUM
• BEAUCLAIR			• KERMOTT			• MURPHY		• TWETEN
• BENEDICT			• KLOUBEC		•	• MUSHIK		• UNHJEM
• BERG			• KNUDSON			• NICHOLAS		• VANDER VORST
• BERGER			• KRETSCHMAR			• NORDBY		• WAGNER
• BLACK			• KUCHERA			• OLSON		• WALSH
• CHRISTENSEN			• LANG			• OPEDAHL		• WEBER
• CONMY			• LANGLEY			• O'SHEA		• WENTZ
• CRABTREE		•	• LARDY			• PETERSON		• WINGE
• DOTZENROD			• LARSON, B. #12			• POWERS		• WINKLER
• DuBROD			• LARSON, G. #29			• RAO		
• EAGLES			• LAUGHLIN			• REED		MR. SPEAKER
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE		•	• LOKKEN			• RICHTER		•
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN		•	• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		•
• HERMAN			• McGAUVRAN		•	• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE		•	• MERTENS			• STRINDEM		
• HILL			• METZ		•	• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		•

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. 2151
- Senate Bill No. 2160
- Senate Bill No. 2179
- Senate Bill No. 2210
- Senate Bill No. 2214
- Senate Bill No. 2262
- Senate Bill No. 2370
- Senate Bill No. 2406
- 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 passed unchanged:

- Senate Bill No. 2053
- Senate Bill No. 2059
- Senate Bill No. 2101
- Senate Bill No. 2132
- Senate Bill No. 2150
- Senate Bill No. 2167
- Senate Bill No. 2170
- Senate Bill No. 2207
- Senate Bill No. 2225
- Senate Bill No. 2231
- Senate Bill No. 2316
- Senate Bill No. 2337
- Senate Bill No. 2376

Senate Bill No. 2389
 Senate Bill No. 2416
 Senate Bill No. 2447

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. 2251
 Senate Bill No. 2411
 Senate Bill No. 2481

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. 3101

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1094
 House Bill No. 1200
 House Bill No. 1326
 House Bill No. 1435

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1042
 House Bill No. 1085
 House Bill No. 1128
 House Bill No. 1141
 House Bill No. 1186
 House Bill No. 1215
 House Bill No. 1228
 House Bill No. 1239
 House Bill No. 1243
 House Bill No. 1256
 House Bill No. 1266
 House Bill No. 1287
 House Bill No. 1297
 House Bill No. 1343
 House Bill No. 1359
 House Bill No. 1437
 House Bill No. 1438
 House Bill No. 1459

House Bill No. 1482

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1148

House Bill No. 1321

House Bill No. 1357

House Bill No. 1474

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1148

On page 1, line 11 of the engrossed bill delete "INSURANCE" and insert in lieu thereof "ISSUANCE"

Page 2, line 8 delete the triple parentheses around the word "four"

Page 2, line 9, delete the word "six"

Page 2, line 12, delete the triple parentheses around the word "four" and delete the word "six"

Page 2, line 18, after the period insert the following new language: "For each snowmobile registered under the provisions of this chapter, there shall be assessed a snowmobile trail tax in the amount of two dollars."

Page 2, line 35 delete the following "One-third of the snowmobile registration and insert in lieu thereof the following new language: The snowmobile trail tax shall be deposited in a state snowmobile fund in the state treasury. The State Outdoor Recreation Agency may expend from such fund any monies as it deems necessary for purposes of establishing snowmobile facilities."

Page 3, delete all of lines 1 through 6

And renumber the lines and pages accordingly.

PROPOSED AMENDMENT TO HOUSE BILL 1321

On page 21, line 2 of the engrossed bill, delete the word "four" and insert in lieu thereof the word "three"

PROPOSED AMENDMENTS TO HOUSE BILL No. 1357

On page 2, line 6, after the word "conviction" delete the following: "or adjudication"

On page 2, line 7, after the word "criminal" delete the following: "or noncriminal"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1474

On page 1, line 3 of the engrossed bill, after the word "drought" insert the following:

"and to provide for the reporting of net operating losses for income tax purposes"

On page 1, after line 20, insert the following new section:

"SECTION 2. REPORTING NET OPERATING LOSS.) A taxpayer who incurred a net operating loss for a taxable year ending after December 31, 1975, who, pursuant to section 172 of the United States Internal Revenue Code of 1954 as amended by the 1976 Federal Tax Reform Act, elected not to carry back such loss to a preceding year, shall, for state income tax purposes, carry forward the loss in the same manner as for federal income tax purposes."

On page 1, line 21, after the word "of" insert the words "section 1 of"

And renumber the lines, sections, and pages accordingly.

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 2058.

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. 1253-1261.

ROY GILBREATH, Chief Clerk

Rep. Peterson moved that the House stand recessed until 1:00 p.m., Friday, March 4, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SECOND DAY BEFORE RECESS AND FORTY-THIRD DAY

Bismarck, March 4, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

MOTION

Rep. Strinden moved that the rules be suspended, and that all of those bills listed on the calendar for consideration after 2:00 p.m., be considered at this time, which motion prevailed.

MOTION

Rep. Metzger moved that the rules be suspended, and that Senate Bill No. 2031 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2153. A Bill for an Act to create and enact a new section to chapter 6-03 of the North Dakota Century Code, relating to requiring state banks to have federal deposit insurance corporation insurance of deposits; to amend and reenact sections 6-02-03, 6-02-07, and 6-03-01 of the North Dakota Century Code, relating to capital stock, surplus, and federal deposit insurance requirements for state banking associations, organization certificates of state banking associations, and certificates of authority of state banking associations; 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•			•	KELLY		•	MUND		•	TWETEN	
•			•	KERMOTT		•	MURPHY		•	UNHJEM	
•			•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•			•	KNUDSON		•	NICHOLAS		•	WAGNER	
•			•	KRETSCHMAR		•	NORDBY		•	WALSH	
•			•	KUCHERA		•	OLSON		•	WEBER	
•			•	LANG		•	OPEDAHL		•	WENTZ	
•			•	LANGLEY		•	O'SHEA		•	WINGE	
•			•	LARDY		•	PETERSON		•	WINKJER	
•			•	LARSON, B. #12		•	POWERS				
•			•	LARSON, G. #29		•	RAU		•	MR. SPEAKER	
•			•	LAUGHLIN		•	REED				
•			•	LEE		•	RICHARD				
•			•	LIPSIA		•	RICHIE				
•			•	LOKKEN		•	RICHTER				
•			•	LUNDENE		•	RIEHL				
•			•	MAIXNER		•	RÖCHELEAU				
•			•	MARSDEN		•	RUED				
•			•	MARTIN, C. #38		•	RUSSELL				
•			•	MARTIN, G. #43		•	RYLANCE				
•			•	MARTINSON		•	SCHINDLER				
•			•	MATCHIE		•	SCHUETT				
•			•	MCCAFFREY		•	SCOFIELD				
•			•	MCGAUVRAN		•	SOLBERG				

• HERSLIP	• MEIERS	• STENEHEJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2296. A Bill for an Act to amend and reenact section 46-05-03 of the North Dakota Century Code, relating to the fees for printing 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, 96; nays, 1; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHEJEM		
• BENEDICT			• KLOUBEC			• MUSHK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENZ		
• CONNAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAH			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHER					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUD					
• GUNDERSON			• MARTIN, C #38			• RUGER					
• GUNSCH			• MARTIN, G #43			• RYLANDER					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCGAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2479. A Bill for an Act to amend and reenact subsection 2 of section 32-15-22 of the North Dakota Century Code, relating to the assessment of damages in eminent domain.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHEJEM		
• BENEDICT			• KLOUBEC			• MUSHK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENZ		
• CONNAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAH			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					

• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

MOTIONS

Rep. Gackle moved that the House reconsider its action by which the amendments to Senate Bill No. 2514 were adopted, which motion prevailed.

Rep. Gackle moved that the House reconsider its action by which the Committee Report recommending amendment to Senate Bill No. 2514 was accepted, which motion prevailed.

Rep. Gackle moved that Senate Bill No. 2514 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2519. A Bill for an Act to amend and reenact section 44-04-18 of the North Dakota Century Code, relating to a penalty for violating the open records 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, 98; nays, 0; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERWITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLUJBEK			• MUSHK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• COMPTON			• LANGLEY			• O'SHEA			• WINGE		
• COPATREE			• LARDY			• PETERSON			• WINKER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2413. A Bill for an Act to amend and reenact section 20.1-08-03 of the North Dakota Century Code, relating to limitations on the

governor's proclamation powers for the taking of fur-bearers with traps by nonresidents.

Which has been read with Committee Recommendation Do Not Pass.
ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 93; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	O'SHEA		•	WENTZ		•
CONMY		•	LANGLEY		•	PETERSON		•	WINGE		•
CRABTREE		•	LARDY		•	POWERS		•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	RAU		•			•
DuBORD		•	LARSON, G #29		•	REED		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	RICHARD		•			
ERICKSON		•	LEE		•	RICHIE		•			
FLEMINO		•	LIPSIEA		•	RICHTER		•			
GACKLE		•	LOKKEN		•	RIEHL		•			
GENGLER		•	LUNDENE		•	ROCHELEAU		•			
GERL		•	MAIXNER		•	RUED		•			
GRONNEBERG		•	MARSDEN		•	RUSSELL		•			
GUNDERSON		•	MARTIN, C #38		•	RYLANCE		•			
GUNSCH		•	MARTIN, G #43		•	SCHINDLER		•			
HAUGLAND		•	MARTINSON		•	SCHUETT		•			
HAUSAUER, A #49		•	MATCHE		•	SCOFIELD		•			
HAUSAUER, L #25		•	McCAFFREY		•	SOLBERG		•			
HERMAN		•	McGAUVRAN		•	STENEHJEM		•			
HERSLIP		•	MEIERS		•	STRINDEN		•			
HICKLE		•	MERTENS		•	SWIONTEK		•			
HILL		•	METZ		•	THORSGARD		•			
HORGAN		•	METZGER		•	TIMM		•			
JACOBSON		•	MEYER		•						

So the bill lost.

Senate Bill No. 2029. A Bill for an Act to provide for a postsecondary education commission, its membership, terms, compensation, and powers and duties; for receipt of federal and state moneys, its appropriation and expenditure; and to repeal sections 15-10-29, 15-10-30, 15-10-31, and 15-10-32 of the North Dakota Century Code, relating to the higher education facilities commission, its membership, appointment, term, vacancies, and powers and duties; receipt, deposit, appropriation, and expenditure of federal money; and compensation and travel expenses for 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, 97; nays, 0; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					

• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. # 43	• RYLANDCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Mertens moved that the rules be suspended, and that Senate Bill No. 2068 be laid over one legislative day, which motion prevailed on a verification vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2152. A Bill for an Act to authorize the director of institutions to sell and convey three tracts of land owned by the state of North Dakota and used by 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, 89; navs, 7; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. # 43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2158. A Bill for an Act to create a new section in title 65 relating to privacy of claimants' records; and to amend and reenact subsections 8, 17, 18, 19, 20, 21, and 22 of section 65-01-02, sections 65-01-03, 65-01-10, 65-02-05, 65-02-08, 65-04-17, 65-05-01, 65-05-02, 65-05-09, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-16, 65-05-17, 65-05-19, 65-05-21, 65-05-25, 65-05-26, 65-05-28, 65-05-30 and 65-07-01 of the North Dakota Century Code, relating to definitions, presumption of employee status, waiver of rights

to compensation, office space for the bureau, rule-making power of the bureau, experience rating, filing of claims, form of claims, disability benefits, permanent impairment, scheduled injuries, partial loss of use, aggravation of pre-existing conditions, death benefits, death benefits to spouses and orphans, nondependency benefits, marriage settlement, lump sum settlement, burial expenses, medical examination of injured employees, release of medical information, and coverage of employers, volunteers, and the self-employed.

Which has been read.

Rep. Mund moved that the House dispense with the reading of the title to Senate Bill No. 2158, which motion prevailed.

Rep. Kloubec moved that Senate Bill No. 2158 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senate Bill No. 2196. A Bill for an Act to amend and reenact subsection 1 of section 53-02-01 and section 53-02-08 of the North Dakota Century Code, relating to the definition of a music festival and to law officers required to be present at public dances.

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, 43; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
•		•	•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWITEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHEIM	•
•	BENEDICT		•	KLOUBEC		•	MUSHK		•	VANDER VURST	
•	BERG	•	•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRITSCHMAR		•	NORDBY		•	WALSH	•
•	BLACK	•	•	KUCHER		•	OLSON		•	WEHR	
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ	
•	CONMY	•	•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRAFTREE	•	•	LARDY		•	PETERSON		•	WINKER	
•	DOTZENROD		•	LARSON, B #12		•	POWERS		•		
•	DUBORD		•	LARSON, G #79		•	RAIL		•	MR. SPEAKER	
•	EAGLES	•	•	LAUGHLIN		•	REID		•		
•	ERICKSON	•	•	LEE		•	RICHARD		•		
•	FLEMING		•	LIPSEA		•	RICHIE		•		
•	GACKLE	•	•	LOKKEN		•	RICHTER		•		
•	GENGLER		•	LUNDENE		•	RIEHL		•		
•	GERL		•	MAIXNER		•	ROCHELLE		•		
•	GRONNBERG		•	MARSDEN		•	RUED		•		
•	GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•		
•	GUNSCH	•	•	MARTIN, C #43		•	RYLANCE		•		
•	HAUGLAND		•	MARTINSON		•	SCHINDLER		•		
•	HAUSAUER, A #49	•	•	MATCHEE		•	SCHULTZ		•		
•	HAUSAUER, L #25		•	MCCAFFREY		•	SCOFFIELD		•		
•	HERMAN		•	MCGAUVRAN		•	SOBERG		•		
•	HERSHP		•	MEIERS		•	STENHJEM		•		
•	NICKLE	•	•	MERTENS		•	STRINDEN		•		
•	HILL		•	METZ		•	SWONIKF		•		
•	MORGAN		•	METZGER		•	THORSGARD		•		
•	JACOBSON		•	MEYER		•	TIMPA		•		

So the bill passed and the title was agreed to.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-THIRD DAY

Bismarck, March 4, 1977

The House convened at 2:00 p.m. with Speaker Soberg presiding.

The prayer was offered by Rev. Don DeKok, Pastor, Bismarck Reformed Church, Bismarck.

The roll was called, and all members were present except Rep. Fleming, Richie, Schuett and Swiontek.

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:

On page 1082, delete line 65

On page 1083, delete lines 2, 3 and 4, and insert in lieu thereof the following: "Senate Bill No. 2206. A Bill for an Act to amend and reenact section 27-02-23 of the North Dakota Century Code, relating to decision and opinions of the North Dakota Supreme Court, and to repeal section 27-03-09 of the North Dakota Century Code, relating to the filing of syllabus and furnishing same to publishers of daily newspapers."

On page 1100, delete lines 19, 20, 21 and 22

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Kelly moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2071, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 2 after the word "bailiffs" insert the following " , and declaring an emergency"

On page 1, after line 16 insert the following new section:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2071 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2145, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same be amended as follows:

On page 1, line 21 of the engrossed bill after the word "court" delete the word "shall" and insert in lieu thereof the words "may at its discretion"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2145 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2147, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 3; Absent, 3, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2147 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2149, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2149 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2148, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 1, line 17, after the word "shall" insert the word "not"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2148 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2162, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2162 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2168, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do not pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2168 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2185, has had the same under consideration and recommends, that the same be amended as follows:

On page 2, line 6 delete the word "twenty" and insert in lieu thereof the word "thirty"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2185 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2184, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 2, line 13 delete the word "three" and insert in lieu thereof the words "one dollar"

On page 2, line 14 delete the word "dollars"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2184 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2221, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 2, line 10 of the engrossed bill delete "and upon the payment of a fee not to" and insert in lieu thereof the following: "with the laws governing motor vehicle registration"

On page 2, line 11 delete the words "exceed five dollars"

And renumber the lines and pages accordingly.

And when so amended, recommends that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2221 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2222, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 1; Absent, 3, that the same be amended as follows:

On page 1, line 17 of the engrossed bill delete the word "twenty-five" and insert in lieu thereof the word "fifteen"

On page 3, line 2 after the word and period "proceedings." insert the following:

"Any applicant bonded pursuant to the provisions of chapters 39-18 or 39-22 shall not be required to furnish the surety bond provided for in this section whenever the bond issued pursuant to chapters 39-18 or 39-22 is written to include the requirements of this section."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2222 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2285, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2285 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2292, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 1, that the same do not pass.

REP. RYLANCE, Chairman

Senate Bill No. 2292 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2295, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 3; Absent, 3, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2295 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2328, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2328 was placed on the 14th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2338, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. HAUGLAND, Chairman

Senate Bill No. 2338 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2349, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 2; Absent, 3, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2849 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2355, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same be amended as follows:

On page 1, line 13 of the engrossed bill delete the numeral "4" and insert in lieu thereof the numeral "3"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2355 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2356, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2356 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2372, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 13, of the engrossed bill delete the words "for general purposes"

On page 1, line 15, after the word "mills" insert the following: "for the purpose of creating and maintaining a city employees' pension plan" and also on line 15, delete the words "by sixty" and insert in lieu thereof the following: "at any regular or special city election by an affirmative vote of at least sixty percent of the electors voting on the issue."

On page 1, delete all of lines 16 and 17

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2372 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2425, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 18, of the engrossed bill insert beginning and ending triple parentheses around the word "three" and insert in lieu thereof the word "two"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2425 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2471, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same be amended as follows:

On page 1, line 2 of the engrossed bill, delete the word "bank"

On page 1, line 11, place triple parentheses around the word "BANK"

On page 1, line 11 after the word "bank" insert the words "or savings and loan association"

On page 1, line 18, after the word "cent" insert the words "simple interest"

On page 1, line 19 insert beginning triple parentheses before the word "total" and insert ending triple parentheses after the word "amount" and insert in lieu thereof the words "unpaid balance"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2471 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2478, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2478 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2501, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2501 was placed on the 14th, order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2506, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same do not pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2506 was placed on the 14th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2518, has had the same under consideration and

recommends, by a vote of Ayes, 9; Nays, 0; Absent, 6, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2518 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2532, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2532 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2539, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 1; Absent, 4, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2539 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3091, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. HAUGLAND, Chairman

House Concurrent Resolution No. 3091 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3092, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. HAUGLAND, Chairman

House Concurrent Resolution No. 3092 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Concurrent Resolution No. 4044, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. HAUGLAND, Chairman

Senate Concurrent Resolution No. 4044 was placed on the 14th. order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Rylance moved that the amendments to Senate Bill No. 2126 as recommended by the Committee on State and Federal Government as printed on page 1076 of the House Journal be adopted, which motion prevailed.

Senate Bill No. 2126 was re-referred to the Committee on Appropriations.

Rep. Gengler moved that the amendments to Senate Bill No. 2139 as recommended by the Committee on Industry, Business and Labor as printed on page 1075 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2157 as recommended by the Committee on Industry, Business and Labor as

printed on page 1076 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to Senate Bill No. 2190 as recommended by the Committee on Finance and Taxation as printed on pages 1076 and 1077 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2202 as recommended by the Committee on Political Subdivisions as printed on page 1077 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2204 as recommended by the Committee on Industry, Business and Labor as printed on pages 1077 and 1078 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2233 as recommended by the Committee on Political Subdivisions as printed on page 1078 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2302 as recommended by the Committee on Political Subdivisions as printed on pages 1078 and 1079 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to Senate Bill No. 2427 as recommended by the Committee on Finance and Taxation as printed on page 1080 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2428 as recommended by the Committee on Natural Resources as printed on page 1080 of the House Journal be adopted.

MOTION

Rep. Strinden moved that the question of the adoption of the amendments to Senate Bill No. 2428 be divided as follows:

Division A:

On page 1, line 4, after the word "operations" insert the following: "and to repeal subsection 5 of section 38-18-06 of the North Dakota Century Code, relating to district court actions when a surface owner does not consent to strip mining by an owner of a severed mineral interest"

On page 2, following line 15, insert the following new section:

"SECTION 3, REPEAL.) Subsection 5 of section 38-18-06 of the 1975 Supplement to the North Dakota Century Code is hereby repealed.

Division B:

On page 1, line 17, delete the triple parentheses around the word "ten"

On page 1, line 18, delete the word "three"

On page 2, line 7, delete the triple parentheses around the word "ten" and also on line 7, delete the word "three"

On page 2, line 10, delete the triple parentheses around the word "ten" and also on line 10, delete the word "three"

Speaker Solberg explained that should the motion of Rep. Strinden prevail, the House will vote according to the division as stated in the motion. Thereafter, the House will vote on the final passage of the amendments to Senate Bill No. 2428, excluding those portions which did not pass on the division of the question.

The motion of Rep. Strinden prevailed.

Rep. Rylance requested a call of the House, which request was granted.

Rep. Rylance moved that the House dispense with the Call of the House, which motion prevailed.

The question then was on the adoption of the amendments shown under Division A in Rep. Strinden's motion, which motion prevailed on a verification vote.

The question then was on the adoption of the amendments shown under Division B in Rep. Strinden's motion, which motion prevailed.

The question then was on the adoption of the amendments shown on page 1080 of the House Journal, including Sections A and B as shown in Rep. Strinden's motion, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2429 as recommended by the Committee on Natural Resources as printed on page 1080 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2498 as recommended by the Committee on Political Subdivisions as printed on pages 1080 and 1081 of the House Journal be adopted, which motion prevailed.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Gerl and Rep. Mushik for the introduction of a concurrent resolution which request has been approved.

REP. BACKES, REP. STRINDEN, Co-Chairmen

Rep. Kretschmar 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. Strinden and Rep. Backes for the introduction of a concurrent resolution, which request has been approved.

REP. STRINDEN, REP. BACKES, Co-Chairmen

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Strinden and Backes introduced:

House Concurrent Resolution No. 3103. A concurrent resolution citing the legislative interest of North Dakota, and her sister state South Dakota, in, and their support of, Missouri River development in the form of the Oahe and Garrison projects, and memorializing the President and the Congress of the United States not to withdraw federal support from these projects.

Which was read the first time.

Representative Strinden moved that the rules be suspended, that House Concurrent Resolution No. 3103 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3103

Introduced by Representatives Strinden, Backes.

A concurrent resolution citing the legislative interest of North Dakota, and her sister state South Dakota, in, and their support of, Missouri River development in the form of the Oahe and Garrison projects, and memorializing the President and the Congress of the United States not to withdraw federal support from these projects.

WHEREAS, South Dakota and North Dakota recognize the importance of utilizing the waters of the Upper Missouri River Basin for their mutual benefit in meeting the basic needs for human consumption, for domestic

uses, and to grow food, the very essentials of life sustaining activities; and

WHEREAS, North Dakota and South Dakota, two of the most agriculturally oriented states in the nation, are facing the very real and immediate problems of drought, problems which could have a significant impact not only in the United States, but also in the world's agricultural market; and

WHEREAS, cities in North Dakota and South Dakota are in some instances being forced to implement water rationing as water supplies continue to dwindle at an alarming rate; and

WHEREAS, the citizens of the Garrison Diversion Conservancy District and the Oahe Conservancy Subdistrict have expended significant amounts of money in preparation for the operation and maintenance of the projects; and

WHEREAS, the State of North Dakota has suffered the loss of 568,000 acres of fertile river bottom farmland for the construction of Missouri River reservoirs necessary as a first stage in the development of the entire Missouri River Basin; and

WHEREAS, the State of South Dakota has suffered a similar loss of 509,000 acres of river bottom farmland; and

WHEREAS, the states of North Dakota and South Dakota believe that this loss of 1,077,000 acres of agriculturally productive land can be fairly compensated for by federal support for the irrigation of other agricultural lands utilizing water from the Garrison and Oahe Reservoirs; and

WHEREAS, the benefits from the reservoir construction on the mainstem of the Missouri River in the form of flood control, navigation, and power generation have accrued, to a great extent, to out-of-state interests; and

WHEREAS, the Oahe project in South Dakota and the Garrison project in North Dakota constitute interlocking aspects of the coordinated Missouri River development program; and

WHEREAS, the proposed discontinuance of funding at the federal level for either program would jeopardize the overall development of the water resources in the Dakotas; and

WHEREAS, North Dakota and South Dakota, as sister states, recognize the necessity of working together to protect our mutual inheritance of Missouri River water;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That North Dakota join with her sister state South Dakota to memorialize the President and the Congress of the United States not to place a moratorium upon the development of the Garrison or the Oahe projects, and to proceed with their completion with all deliberate speed; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the President of the United States, each member of the South Dakota and North Dakota Congressional Delegations, the Secretary of the Interior, the Governor of North Dakota, the Governor of South Dakota, and the South Dakota Senate and House of Representatives.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3103. A concurrent resolution citing the legislative interest of North Dakota, and her sister state South Dakota, in, and their support of, Missouri River development in the form of the Oahe and Garrison projects, and memorializing the President and the Congress of the United States not to withdraw federal support from these projects.

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.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Gerl and Mushik introduced:

House Concurrent Resolution No. 3104. A concurrent resolution congratulating the Mandan High School wrestling team and its coach, Dave Mellen, for winning the State Class A wrestling championship.

Which was read the first time.

Representative Gerl moved that the rules be suspended, that House Concurrent Resolution No. 3104 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage; which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3104

Introduced by Representatives Gerl, Mushik.

A concurrent resolution congratulating the Mandan High School wrestling team and its coach, Dave Mellen, for winning the State Class A wrestling championship.

WHEREAS, the Mandan High School wrestling team blitzed the field by racking up a record 195½ points to win the State Class A wrestling championship in Bismarck Friday and Saturday, February 25-26, 1977; and

WHEREAS, the Mandan Braves, in what was expected to be a close meet, exploded for 175½ points through the semifinals, the most sensational start any team has ever had in the state mat classic since it began in 1958; and

WHEREAS, the Braves grapplers were ably coached by Dave Mellen, who, in his three years at Mandan High School, has tutored the Braves matmen to a sparkling 35-4-1 dual meet record and two third place finishes in the two previous mat finals; and

WHEREAS, Mandan's domination over the year-end mat extravaganza was clearly shown to the wrestling aficionados on hand for the meet at Bismarck's Civic Center when all 11 of the Braves in the meet scored points and nine of them advanced to the finals where five of them won individual state championships; and

WHEREAS, the record 195½ points eclipsed the previous record of 146 set by Bismarck High School in 1975, and the Mandan championship ended Bismarck's string of consecutive state championships at five;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Forty-fifth Legislative Assembly, which is going to the mat itself wrestling with some weighty problems of state, extend its sincere congratulations on a job exceedingly well done to the Mandan High

School wrestling team and its coach, Dave Mellen, for winning the 1977 State Class A wrestling championship; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the superintendent of Mandan High School and to wrestling coach Dave Mellen.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3104. A concurrent resolution congratulating the Mandan High School wrestling team and its coach, Dave Mellen, for winning the State Class A wrestling championship.

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. Strinden moved that the House reconsider its action by which Senate Bill No. 2449 was lost for want of a constitutional majority, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2449. 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 as amended by chapter 417 of the 1973 Session Laws of North Dakota, relating to salaries of elected state officials; to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the salary of the labor commissioner; 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, 86; nays, 10; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNJHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON		•	• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE		•			
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MAARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH		•	• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETZ					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• MORGAN			• METZGER			• THORSGARD		•			
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 19; absent and not voting, 10.

REGULAR SESSION									*ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ANDERSON			• JOHNSON			• MILLER			• TINJUM					
• BACKES			• KELLY			• MUND			• TWETEN					
• BEAUCLAIR		•	• KERMOTT		•	• MURPHY		•	• UNHJEM					
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•			
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER					
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH					
• BLACK			• KUCHERA		•	• OLSON			• WEBER					
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ					
• CONNY		•	• LANGLEY			• O'SHEA			• WINGE					
• CRABTREE		•	• LARDY			• PETERSON			• WINKJER		•			
• DOTZENROD			• LARSON, B #12			• POWERS								
• DUBORD			• LARSON, G #29			• RAU		•	• MR SPEAKER					
• EAGLES			• LAUGHLIN			• REED								
• ERICKSON			• LEE			• RICHARD								
• FLEMING			• LIPSIEA		•	• RICHIE								
• GACKLE			• LOKKEN			• RICHTER		•						
• GENGLER			• LUNDENE			• RIEHL		•						
• GERI			• MAIXNER			• ROCHELEAU								
• GRONNEBERG			• MAARSDEN		•	• RUED		•						
• GUNDERSON		•	• MARTIN, C #38			• RUSSELL								
• GUNSCH			• MARTIN, G #43			• RYLANDER								
• HAUG AND			• MARTINSON			• SCHINDLER								
• HAUSAUER, A #49		•	• MARTINSON			• SCHULTZ								
• HAUSAUER, L #25			• McCAFREY			• SCOFIELD								
• HERMAN			• McGAUVRAIN		•	• SOLBERG								
• HERSLIP			• MEIERS			• STENEHJEM								
• HICKLE			• MERTENS			• STRINDEN								
• HILL			• METZ			• SWIONTEK								
• HORGAN			• METZGER			• THORSGARD								
• JACOBSON			• MEYER		•	• TIMM		•						

So the bill passed and the title was agreed to.

MOTION

Rep. Scofield moved that Senate Bill No. 2342 be re-referred to the Committee on State and Federal Government, which motion failed on a verification vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2342. A Bill for an Act to amend and reenact sections 12-48-03.1 and 12-48-06 of the North Dakota Century Code, relating to the director of institutions establishing and engaging in new prison industries and the sale of prison products; and to repeal sections 12-48-12, 12-48-13, and 12-48-23 of the North Dakota Century Code, relating to the manufacture and sale of license plates and road signs, and employment of penitentiary inmates in book salvage.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 41; absent and not voting, 9.

REGULAR SESSION									ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ANDERSON			• JOHNSON			• MILLER			• TINJUM					
• BACKES			• KELLY			• MUND			• TWETEN		•			
• BEAUCLAIR			• KERMOTT		•	• MURPHY			• UNHJEM					
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST					
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER					
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH					
• BLACK			• KUCHERA		•	• OLSON			• WEBER					
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ					
• CONNY		•	• LANGLEY			• O'SHEA			• WINGE					
• CRABTREE		•	• LARDY			• PETERSON			• WINKJER					
• DOTZENROD			• LARSON, B #12			• POWERS								
• DUBORD			• LARSON, G #29			• RAU		•	• MR SPEAKER					
• EAGLES		•	• LAUGHLIN			• REED								

ERICKSON	•	LEE	•	• RICHARD	•
FLEMIN	•	LIPSIEA	•	RICHIE	•
GACKLE	•	LOKKEN	•	RICHTER	•
GENGLER	•	LUNDENE	•	RIEHL	•
GERL	•	MAIXNER	•	ROCHELEAU	•
GRONNEBERG	•	MARSDEN	•	RUED	•
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•
HAUGLAND	•	MARTINSON	•	SCHINDLER	•
HAUSAUER, A. #49	•	MATCHIE	•	SCHUET	•
HAUSAUER, L. #25	•	McCAFFREY	•	SCOFIELD	•
HERMAN	•	McGAUVRAN	•	SOLBERG	•
HERSLIP	•	MEIERS	•	STENEHEM	•
HICKLE	•	MERTENS	•	STRINDEN	•
HILL	•	METZ	•	SWIONTEK	•
HORGAN	•	METZGER	•	THORSGARD	•
JACOBSON	•	MEYER	•	TIMM	•

So the bill lost for want of a constitutional majority.

MOTION

Rep. Lang moved that the rules be suspended, and that Senate Bill No. 2360 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2405. A Bill for an Act to amend and reenact section 57-22-02.1 of the North Dakota Century Code, relating to the county auditor publishing a list and maintaining a record of delinquent personal property taxes; and eliminating the requirement of publication in the official county newspaper.

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, 0; absent and not voting, 15.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY	•		• MUND			• TWETEN		
• BEAULAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH	•	
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED	•				
• ERICKSON			• LEE			• RICHARD					
• FLEMIN			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED	•				
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUET	•				
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS	•		• STENEHEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2534. A Bill for an Act to amend and reenact subsection 2 of section 12.1-21-05 of the North Dakota Century Code, relating to the penalties for criminal mischief.

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, 8; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY	•		• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT		•	• MURPHY	•	• UNHJEM
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG			• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK		•	• KUCHERA		•	• OLSON	•	• WEBER
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY	•		• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES		•	• LAUGHLIN			• REED		
• ERICKSON			• LEE		•	• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE	•		• LOKKEN		•	• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU	•	
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFFELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENHJEM		•
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER	•		• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2404. A Bill for an Act to create and enact a new section to chapter 54-52.1 of the North Dakota Century Code, relating to the establishment and operation of a state employee health insurance trust fund; and to amend and reenact subsection 7 of section 54-52-04 of the North Dakota Century Code, relating to the duties of the public employees retirement board as trustee for a state employee health insurance trust fund.

Which has been read with Committee Report Without Recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 44; absent and not voting, 15.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT		•	• MURPHY		• UNHJEM
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG			• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK		•	• KUCHERA		•	• OLSON	•	• WEBER
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES		•	• LAUGHLIN			• REED		
• ERICKSON			• LEE		•	• RICHARD		
• FLEMING			• LIPSIEA		•	• RICHIE		
• GACKLE	•		• LOKKEN		•	• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU	•	
• GRONNEBERG			• MARSDEN		•	• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		

• GUNSCH	• MARTIN, G. # 43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHER	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAR	• McCAUVYRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHIEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill lost.

Senate Bill No. 2031. A Bill for an Act to amend and reenact section 6-09.1-03 of the North Dakota Century Code, relating to the authority of the advisory board of directors to 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, 85; nays, 0; absent and not voting, 15.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEM		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. # 43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHER			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAR			• McCAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHIEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Erickson moved that the House not concur on Senate amendments to House Bill No. 1148, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1148:

- Rep. Timm
- Rep. Gunderson
- Rep. Metzger

MOTIONS

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1321, which motion prevailed.

Rep. Erickson moved that the House do concur in the Senate amendments to House Bill No. 1357, which motion prevailed.

Rep. Dotzenrod moved that the House do concur in the Senate amendments to House Bill No. 1474, 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. 2020
Senate Bill No. 2120
Senate Bill No. 2452
Senate Bill No. 2453
Senate Bill No. 2484

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. 2042

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. 2418
Senate Bill No. 2470

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1174
House Bill No. 1255
House Bill No. 1479

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1174

On page 1, line 15, of the engrossed bill, after the word "one" delete the triple parentheses around the word "-half"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1255

On page 1, line 16, after the word "court" insert the following: "of an amount not to exceed fifty dollars"

On page 1, line 20, after the word "court" insert the following: "of an amount not to exceed one hundred fifty dollars"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1479

On page 1, line 13, after the word "to" delete the word "ten" and insert in lieu thereof the word "five" and on the same line, after the word "for" delete the word "ten" and insert in lieu thereof the word "two"

And renumber the lines and pages accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1021
House Bill No. 1221
House Bill No. 1224
House Bill No. 1251

House Bill No. 1314
House Bill No. 1327
House Bill No. 1409
House Bill No. 1463
House Bill No. 1464
House Bill No. 1481
House Bill No. 1510
House Bill No. 1575
House Bill No. 1594
House Concurrent Resolution No. 3033
House Concurrent Resolution No. 3054

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1019
House Bill No. 1335
House Bill No. 1421
House Bill No. 1584

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned until 2:00 p.m., Monday, March 7, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FOURTH DAY

Bismarck, March 7, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. James L. Probert, Pastor, First Presbyterian Church, Bismarck.

The roll was called, and all members were present except Reps. Berg, Gerl, Olson and Swiontek.

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 Before Recess and Forty-third Day, and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Reed moved that the report 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:

House Bill No. 1031

House Bill No. 1057

House Bill No. 1060

House Bill No. 1105

House Bill No. 1106

House Bill No. 1113

House Bill No. 1133

House Bill No. 1134

House Bill No. 1152

House Bill No. 1155

House Bill No. 1157

House Bill No. 1158

House Bill No. 1166

House Bill No. 1167

House Bill No. 1187

House Bill No. 1189

House Bill No. 1265

House Bill No. 1348

And find the same correctly Enrolled.

REP. WALSH, Chairman

Rep. Conmy 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. 1032

House Bill No. 1064

And find the same correctly Engrossed and Enrolled.

REP. WALSH, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Eagles moved that the amendments to House Bill No. 1052 as recommended by the Conference Committee on House Bill No. 1052 as printed on pages 1119 and 1120 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2071 as recommended by the Committee on Judiciary as printed on page 1109 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2145 as recommended by the Committee on Judiciary as printed on page 1109 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2148 as recommended by the Committee on Transportation as printed on page 1110 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2184 as recommended by the Committee on Transportation as printed on page 1110 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2185 as recommended by the Committee on Transportation as printed on page 1110 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2221 as recommended by the Committee on Transportation as printed on page 1111 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2222 as recommended by the Committee on Transportation as printed on page 1111 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2355 as recommended by the Committee on Transportation as printed on page 1112 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2372 as recommended by the Committee on Political Subdivisions as printed on page 1112 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2425 as recommended by the Committee on Political Subdivisions as printed on page 1113 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2471 as recommended by the Committee on Industry, Business and Labor as printed on page 1113 of the House Journal be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Marsden: "Speaker Solberg, Ladies and Gentlemen:

"I rise on a point of personal privilege and request that my remarks be printed in the Journal.

"Because of a front page story in a North Dakota daily newspaper last week, I am prompted to make this statement for the public record. That story intimated that House Bill No. 1258 was 'slipped' through the House of Representatives. I believe that to be not the fact since I, personally, stood on this floor and explained every detail of that Bill on the day it was passed and every member had the complete copy of the re-written Bill

before them in their bill book.

"I'd also like to add that at no time did I ever refer to the tax as a 'surtax' — another daily newspaper came up with that description. While on that point, to the Senator who was quoted as saying 'It is unfortunate this thing was sold as a 1½ percent surcharge.' I would suggest that he read the Bill and not depend on the newspapers to describe it for him.

"Those of us who spoke in favor of passage suggested to this assembly that we pass the Bill as a possible — possible alternative to the revenue sharing Bill that had been passed by the Senate. I am well aware that is the basis on which many of you voted 'AYE' and I don't believe you need to apologize for doing that.

"I do not mean to imply that House Bill No. 1258 is the best answer to the revenue sharing concept. Like any Bill, it is an idea. However, I do say that it is a responsible approach because it does not just appropriate money but it also provides the means of raising the money to appropriate. It is not difficult to think up ways for government to spend money for good causes (of which there are many) but since we cannot print money here in Bismarck — as they do in Washington, D. C. — we must first collect it from the taxpayers of this state. Some people often publicly suggest that corporations and big business should pay all of the taxes needed. I do not happen to buy that philosophy and believe the term 'taxpayer' applies to most all of the state's citizens, especially those who are subject to income tax. Whether or not the state's taxable income level is fair and equitable is another question.

"However, the reason for this statement is not to defend or debate the Bill itself, I will let the members of the Senate do that at this point in time.

"I have been a longtime defender of freedom of the press and I will continue to be since that is an essential part of this Republic. I also believe that with that freedom goes the duty of being responsible. The headline which said 'Bill Slips by Raising State Income Tax 40 Percent' does not meet that responsibility in my mind. Although it was not an outright untruth, it certainly was a distortion of the facts.

"Furthermore, when speaking about the effects of the Bill, it appears that they took the inflation credit against the income taxes due when in fact the inflation credit, at present, does not exist without this Bill and should have been applied at least separately as an offset to the local governmental services tax if they were really going to describe the effects fairly. In addition to that, since repeal of the Business Privilege Tax is also in the Bill, the further effect of that off-setting credit should have also been explained more fully.

"I believe it to be the responsibility of the press to see that their headlines are fair and that their news stories are accurate. I don't believe that the story in question completely meets that responsibility which is so necessary if freedom of the press is to survive. I sincerely hope that those of you of the press carefully consider what I have said today. Freedom is not free — freedom must be earned. We must accept the responsibility required if we are to preserve all of our Freedoms. May God help us in that endeavor. Thank you."

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1156 had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill 1156

be amended as follows:

On page 1, line 22 of the engrossed bill after the period insert the following:

“This section shall not apply to the use of a two-way citizens band radio, a two-way business radio, or a two-way amateur radio in an automobile or any other motor vehicle.”

And renumber the lines and pages accordingly.

For the Senate:

Senator Iszler

Senator Strand

Senator Schirado

For the House:

Rep. Scofield

Rep. Rau

Rep. O'Shea

Rep. Scofield moved that the report be adopted, which motion prevailed.

House Bill No. 1156 was placed on the 6th order of business on the calendar for the succeeding legislative day.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2016, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2016 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2038, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 3; Absent, 2, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2038 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2136, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2136 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2187, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2187 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2192, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2192 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2203, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2, line 18, delete the first word "or" and insert in lieu thereof the word "of"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2203 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2205, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 12, after the comma insert the following: "for good and valuable consideration,"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2205 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2208, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2208 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2269, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2269 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2287, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2287 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2289, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2289 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2290, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0,

that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2290 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2334, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2334 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2401, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same be amended as follows:

On page 1, line 9, delete the word "bank" and insert in lieu thereof the words "banking association"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2401 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2408, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, line 33, delete the word "ten" and insert in lieu thereof the word "twenty"

On page 3, line 9 delete the word "ten" 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. GENGLER, Chairman

Senate Bill No. 2408 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2432, has had the same under consideration and recommends that the same do not pass.

REP. GENGLER, Chairman

Senate Bill No. 2432 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2444, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 1; Absent, 3, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2444 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2467, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2467 was placed on the 14th order of business on the

calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2485, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same do not pass.

REP. WINGE, Chairman

Senate Bill No. 2485 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2529, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2529 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2546, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2546 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3076, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 23, after the comma insert the following: "hotels, motels and other lodging facilities,"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Legislative Council Resolutions Committee.

REP. GENGLER, Chairman

House Concurrent Resolution No. 3076 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred House Concurrent Resolution No. 3093, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 5; Absent, 2, that the same do not pass.

REP. GENGLER, Chairman

House Concurrent Resolution No. 3093 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3094, has had the same under consideration and recommends, that the same be amended as follows:

On page 2, line 2, following the first comma insert the following: "its uses for manufacture of pharmaceuticals and synthetics,"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass. And be referred to the Legislative Council Resolutions Committee.

REP. GENGLER, Chairman

House Concurrent Resolution No. 3094 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred

House Concurrent Resolution No. 3102, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.
 REP. DOTZENROD, Chairman

House Concurrent Resolution No. 3102 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Concurrent Resolution No. 4020, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Concurrent Resolution No. 4020 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 4043, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 3; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Concurrent Resolution No. 4043 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 4050, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINGE, Chairman

Senate Concurrent Resolution No. 4050 was placed on the 14th order of business on the calendar for the succeeding legislative day.

MOTIONS

Rep. Meiers moved that the House reconsider its action by which Senate Bill No. 2342 was lost, which motion prevailed on a verification vote.

Rep. Unhjem moved that Senate Bill No. 2342 be re-referred to the Committee on State and Federal Government, which motion prevailed on a verification vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2139. A Bill for an Act to create and enact subsections 23 and 24 of section 26-41-03, section 26-41-04.1, and subdivision c of subsection 2 of section 26-41-10 of the North Dakota Century Code, relating to no-fault insurance; to amend and reenact subsection 1 of section 26-02-32, subsection 1 of section 26-02-33, subsections 12 and 13 of section 26-41-03, subsection 1 of section 26-41-04, and subsection 1 of section 26-41-08 of the North Dakota Century Code, relating to cancellation and nonrenewal of automobile insurance policies and no-fault insurance.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
		•		KELLY	•		MUND		•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM	•
	BENEDICT	•	•	KLOUBEC		•	MUSHIK	•	•	VANDER VORST	
	BERG	•		KNUDSON	•	•	NICHOLAS		•	WAGNER	

• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAH	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DUBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• MCCAFFREY	• SCOFFIELD	
• HERMAN	• MCGAUVIRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWINTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Backes moved that a committee of two be appointed to escort Senator Oliver Ocasek, President Pro Tem and Majority Leader of the Ohio State Senate, and Chairman of the Midwestern Conference, Council of State Governments, to the rostrum.

Speaker Solberg appointed Reps. Backes and Strinden, who escorted Senator Ocasek to the rostrum. Senator Ocasek then briefly addressed the Assembly.

MOTION

Rep. Gerl moved that the rules be suspended, and that Senate Bill No. 2157 be placed at the foot of the calendar, which motion prevailed.

Rep. Backes moved that the rules be suspended, and that Senate Bill No. 2068 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2068. A Bill for an Act to create and enact sections 54-52-02.4, 54-52-10.1, 54-52-17.1, and 54-52-19.1 of the North Dakota Century Code, relating to the public employees retirement system; to amend and reenact sections 54-52-01, 54-52-02.1, 54-52-02.2, 54-52-02.3, subsection 6 of section 54-52-03, subsections 1 and 4 of section 54-52-04, and sections 54-52-05, 54-52-06, 54-52-06.1, 54-52-10, 54-52-17, and 54-52-21 of the North Dakota Century Code, relating to certain terms, participants, methods of joining, governance, fees, contributions, funds, rights, and benefits of the public employees retirement system; and to repeal sections 54-52-11, 54-52-18, 54-52-19, and 54-52-20 of the North Dakota Century Code, relating to vesting apportionment of benefits and prior service benefits in the public employees retirement system.

Which has been read.

Rep. Matchie requested that he be excused from voting on Senate Bill No. 2068 because of a conflict of interest.

Rep. Backes moved that Rep. Matchie and all others in a like position be allowed to vote on Senate Bill No. 2068, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 9; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER			• TINJUM		
• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST	•	
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON		•	• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDEN			• RIEHL					
• GERI			• MAIXNER			• RICHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCHE			• MARTIN, G #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		•			
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MLIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.
MOTION

Rep. Backes moved that the rules be suspended, that Senate Bill No. 2157 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2157. A Bill for an Act to create and enact a new section to chapter 65-13 of the North Dakota Century Code, relating to excluding prisoners from coverage; to amend and reenact sections 65-13-03, 65-13-04, 65-13-05, subsection 7 of section 65-13-06, section 65-13-08, subsection 3 of section 65-13-17, and section 65-13-18 of the North Dakota Century Code, relating to definitions, making awards, powers and duties of the board, limitations on awards, denial of awards and hearings, appeals, and reports to the governor and legislature; and to repeal sections 65-13-07 and 65-13-09 of the North Dakota Century Code, relating to notice to the attorney general and procedure in contested cases; 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, 93; nays, 7; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON		•	• LEE			• RICHARD					

• FLEMING	• LIPSIA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C # 38	• RUSSELL
• GUNSCHE	• MARTIN, G # 43	• RYLANDER
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A # 49	• MATCHIE	• SCHUETT
• HAUSAUER, L # 25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

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. 2029
- Senate Bill No. 2035
- Senate Bill No. 2091
- Senate Bill No. 2152
- Senate Bill No. 2196
- Senate Bill No. 2197
- Senate Bill No. 2198
- Senate Bill No. 2206
- Senate Bill No. 2211
- Senate Bill No. 2212
- Senate Bill No. 2230
- Senate Bill No. 2237
- Senate Bill No. 2281
- Senate Bill No. 2375
- Senate Bill No. 2393
- Senate Bill No. 2403
- Senate Bill No. 2412
- Senate Bill No. 2445
- Senate Bill No. 2450
- Senate Bill No. 2457
- Senate Bill No. 2530
- Senate Bill No. 2531

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. 2153
- Senate Bill No. 2178
- Senate Bill No. 2276
- Senate Bill No. 2296
- Senate Bill No. 2479
- Senate Bill No. 2482
- Senate Bill No. 2519

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. 2413
- Senate Bill No. 2492

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. 3099

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. 1148 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Timm

Gunderson

Metzger

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1351

House Bill No. 1518

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1369

House Bill No. 1469

House Bill No. 1519

House Bill No. 1529

House Bill No. 1530

House Bill No. 1545

House Bill No. 1555

House Bill No. 1557

House Bill No. 1578

House Bill No. 1591

House Concurrent Resolution No. 3041

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1025

House Bill No. 1211

House Bill No. 1331

House Bill No. 1355

House Bill No. 1411

House Bill No. 1426

House Bill No. 1592

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1025

On page 7 of the engrossed bill, after line 2, insert the following new section:

"SECTION 4. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise ap-

propriated, the sum of \$2,500,000.00, or so much thereof as may be necessary, to the state school construction fund for the purpose of constructing and improving public school buildings and furnishing and equipping the same for the biennium beginning July 1, 1977, and ending June 30, 1979."

On page 7, line 3, after the word "SECTION" delete the numeral "4" and insert in lieu thereof the numeral "5"

And renumber the lines, sections and pages accordingly.

On page 7 of the engrossed bill, delete all of line 3 and the remainder of the bill and insert in lieu thereof 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 accordingly.

Statement of the Purpose of the Amendment:

The purpose of the amendment is to delete the Section providing \$2,500,000.00 for the school construction fund.

PROPOSED AMENDMENT TO HOUSE BILL No. 1211

On page 1, line 18, after the ending triple parentheses delete the words "one hundred" and insert in lieu thereof the words "two thousand"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1331

On page 1, line 22, insert beginning triple parentheses before the numeral "5"

On page 1, line 23, after the word "be" delete the beginning triple parentheses

On page 1, line 24, after the word "five" delete the ending triple parentheses and delete the following: "fifty dollars, in addition to the annual fee"

On page 1, line 24, insert ending triple parentheses after the period

And renumber the lines and pages accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1355

On page 2, line 6, after the word "cause" insert the following:

"or with good cause not involving fault on the part of the employer"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1411

On page 1, line 15, after the period insert the following new language: "The exemption provided under this section shall also apply to any agency or instrumentality of the association and to any agent or employee of the association or any agency or instrumentality thereof."

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1426

On page 2, line 3 of the engrossed bill, after the comma, insert the following "whose interests would be affected,"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1592

On page 1, line 23, of the engrossed bill, after the word "of" insert triple parentheses around the word "two" and insert in lieu thereof the word "five"

And renumber the lines and pages accordingly.

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:
Senate Bill No. 2243

Senate Bill No. 2310

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 concurred in the House amendment to:

Senate Bill No. 2151

Senate Bill No. 2210

Senate Bill No. 2223

Senate Bill No. 2228

Senate Bill No. 2370.

Refused to concur in the House amendment to:

Senate Bill No. 2122

Senate Bill No. 2214

Senate Bill No. 2324

Senate Bill No. 2406

Senate Bill No. 2431

Senate Bill No. 2442

And the President has appointed as a conference committee to act with a like committee from the House,

Senate Bill No. 2122

Senators:

Christenson

Iszler

Schirado

Senate Bill No. 2214

Senators:

Iszler

Holmberg

Schirado

Senate Bill No. 2324

Senators:

Freed

Iszler

Schirado

Senate Bill No. 2406

Senators:

Fritzell

Nelson

Krauter

Senate Bill No. 2431

Senators:

Nelson

Solberg

Orange

Senate Bill No. 2442

Senators:

Peterson

Strand

Berube

LEO LEIDHOLM, Secretary

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2406:

Rep. Tinjum
Rep. Rylance
Rep. Winkjer

MESSAGE TO THE SENATE

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. 2406.

Representatives:

Tinjum
Rylance
Winkjer

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the House stand recessed until 1:00 p.m., Tuesday, March 8, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



FORTY-FOURTH DAY AFTER RECESS AND
FORTY-FIFTH DAY

Bismarck, March 8, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

RECOGNITIONS

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Eldon Larson, and Rep. Larson was thereupon introduced to the House.

Speaker Solberg announced that a former Speaker of the House was in the chambers, and requested that the House recognize former Rep. Bryce Streibel, and Rep. Streibel was thereupon introduced to the House. Rep. Streibel briefly addressed the Assembly.

MOTIONS

Rep. Wagner moved that the House concur in the Senate amendments to House Bill No. 1025, which motion prevailed.

Rep. Wagner moved that the rules be suspended, and House Bill No. 1025 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILLS

House Bill No. 1025. A Bill for an Act to amend and reenact sections 15-60-03, 15-60-04, and subsection 1 of section 57-15-16 of the North Dakota Century Code, relating to limitations on school construction fund expenditures, and allocation of tax levies of school districts which have not been allocated by contract with the state school construction fund; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOETT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					

● GENGLER	● LUNDENE	● RIEHL
● GERI	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANDCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSgard
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTION

Rep. Laughlin moved that the House not concur on Senate amendments to House Bill No. 1174, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1174:

- Rep. Langley
- Rep. Herslip
- Rep. A. Hausauer

MOTION

Rep. Tinjum moved that the rules be suspended, and that Senate Bill No. 2485 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2485. A Bill for an Act to amend and reenact subsection 6 of section 20.1-01-02 of the North Dakota Century Code, relating to definitions of game birds to include mourning doves.

Which has been read with Committee Recommendation Do Not Pass.

Rep. Marsden requested that he be excused from voting on Senate Bill No. 2485 because of a conflict of interest.

Rep. Mushik moved that Rep. Marsden and others with a conflict of interest be allowed to vote on Senate Bill No. 2485, which motion prevailed.

Rep. Peterson 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, 35; nays, 62; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
ANDERSON		●	JOHNSON		●	MILLER		●	TINJUM		●
BACKES	●		KELLY		●	MUND		●	TWETEN		●
BEAUCLAIR		●	KERMOTT		●	MURPHY		●	UNHJEM		●
BENEDICT		●	KLOUBEC		●	MUSHIK		●	VANDER VORST		●
BERG		●	KNUDSON		●	NICHOLAS		●	WAGNER		●
BERGER		●	KRETSCHMAR		●	NORDBY		●	WALSH		●
BLACK		●	KUCHERA		●	OLSON		●	WEBER		●
CHRISTENSEN		●	LANG		●	OPEDAHK		●	WENTZ		●
CONWAY		●	LANGLEY		●	O'SHEA		●	WINGE		●
CRABTREE		●	LADY		●	PETERSON		●	WINKLER		●
DOTZENROD		●	LARSON, B. #12		●	POWERS		●			
DUBORD		●	LARSON, G. #29		●	RAU		●	MR. SPEAKER		●
EAGLES		●	LAUGHLIN		●	REED		●			
ERICKSON		●	LEE		●	RICHARD		●			
FLEMING		●	LIPSIEA		●	RICHIE		●			
GACKLE		●	LOKKEN		●	RICHTER		●			
GENGLER		●	LLUNDENE		●	RIEHL		●			
GERI		●	MAIXNER		●	ROCHELEAU		●			
GRONNEBERG		●	MARSDEN		●	RUED		●			
GUNDERSON		●	MARTIN, C. #38		●	RUSSELL		●			

● GUNSCH	● MARTIN G # 43	● RYLAND
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A #49	● MATCHE	● SCHUETT
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill lost.

POINT OF PERSONAL PRIVILEGE

Rep. Winge: "Mr. Speaker:

"I rise on a point of personal privilege.

"There was an article in the paper the other day referring to a hearing before the Natural Resources Committee that I believe is an indictment of the Natural Resources Committee that I do not really feel was either necessary or deserved. I think we should take note of that fact. I am referring at this time to the article of the FARGO FORUM on Sunday, March 6, 1977, on hunting, written by John Lohman.

(Mr. Winge then read the article in its entirety.)

"I feel that these were quite serious charges. Since I am chairman of that committee, I feel that it was a direct reflection on the committee itself. I would take the direct responsibility for any action within the committee, and I do not really feel that the committee should have to take that kind of abuse."

MOTION

Rep. Herslip moved that the House reconsider its action by which Senate Bill No. 2139 was passed, which motion prevailed on a verification vote.

Rep. Herslip moved that Senate Bill No. 2139 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed on a verification vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2190. A Bill for an Act to provide for income tax deductions for contributions to certain individual retirement accounts; to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to the federalization of the North Dakota income tax law through December 31, 1976; 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, as amended, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUNO			● TWETEN	●	
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHN			● WENTZ		
● CONWAY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON B #12			● POWERS					
● DUBORD			● LARSON G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					

● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONBERG	● MARSDEN	● RUED.
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDER
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Mushik moved that the absent members be excused, which motion prevailed.

Rep. Mushik moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk
FORTY-FIFTH DAY

Bismarck, March 8, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. George Walker, Pastor, First Evangelical Free Church, Bismarck.

The roll was called, and all members were present except Reps. Backes, Kuchera, Lang and Strinden.

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 and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Stenehjerm moved that the report be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Lundene: "Mr. Speaker:

"I rise on a point of personal privilege.

"Let the record show that I attempted to vote NO on Senate Bill No. 2068, but the automatic voting machine recorded me as absent and not voting. I would like the record to show that my vote should have been NO.

"Thank you."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2025, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 2, line 11, of the engrossed bill, after the period insert the following words: "Notification shall be made by the placement agency. Where the parent or parents of the child were residents of the district at the time of placement under subsections one through three of this section, but such parent or both parents subsequently gain residence in another school district, so that there is no parent residing in said residence district, then the tuition and excess cost due the admitting district shall be paid by the new district of residence in which the parent or parents reside."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2025 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2030, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 1, that the same do not pass.

REP. GENGLER, Chairman

Senate Bill No. 2030 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2045, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same be amended as follows:

On page 6 of the engrossed bill, after line 4, insert the following new subsection:

"4. An employer to establish bona fide employment policies relating to the hiring or retention of spouses of existing employees. As used in this subsection, "existing employees" include employees whose marriage is subsequent to their employment by the employer in question."

On page 6, line 14, after the word "differences" insert the following: "are not the result of an intention to discriminate because of race, color, religion, national origin, sex, age, or marital status, and that such differences"

On page 6, line 17, delete the comma and words ", nor is it" and insert the following in lieu thereof: ". It is not"

On page 16, line 5, delete the word "a" and insert in lieu thereof the words and period "an infraction."

On page 16, delete line 6

And renumber the lines, pages, sections and subsections accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2045 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2141, 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 "subsection" and before the period insert the following: ", except that as to intangible personal property the decedent may specify the county or counties of situs within the state of North Dakota in his will" and also on line 23 delete the following: "How-"

On page 1, delete line 24

On page 2, delete lines 1 through 3

On page 2, line 14, delete the words "The location certificate" and insert in lieu thereof the following: "If the decedent specified the county or counties of situs within the state of North Dakota for intangible personal property in his will as provided in subsection 6 of section 57-37.1-01, the certificate of location for that property shall be in accordance with the decedent's wishes."

On page 2, delete lines 15 through 17

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2141 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2159, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2159 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2175, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2175 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2209, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 24, after the word "prosecutor" insert the words "defense counsel"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2209 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2213, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 1, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2213 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2220, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2220 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2242, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2242 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2246, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2246 was placed on the 14th order of business on the calendar for the succeeding legislative day.

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 be amended as follows:

On page 1, line 2 of the engrossed bill, delete the following: "with respect to holding company"

On page 1, line 3, delete the word "banks"

On page 3, line 15, delete the following: ", and such busi-"

On page 3, line 16, delete the following: "ness as is incidental thereto"

On page 3, line 17, following the word "not" insert the words "exercise any of the powers provided in subsection 8 of section 6-03-02, nor"

On page 3, line 21, following the word "state" insert the words "in the same building" and also on line 21, delete the words "within the corporate limits of any city"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2331 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2339, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 3, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2339 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2342, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, delete line 20 and insert in lieu thereof the word "All"

On page 2, line 21, after the word "entities" insert the word "may"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2342 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2350, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 2; Absent, 2, that the same do not pass.

REP. GACKLE, Chairman

Senate Bill No. 2350 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2359, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 1, that the same be amended as follows:

On page 1 on the engrossed bill, line 2, delete the word "and"

On page 1, delete lines 3 and 4

On page 1, line 13, insert a period after the word "employment"

On page 1, delete line 14

On page 1, delete lines 16 and 17

On page 1, line 18, delete the words "had an opportunity to review the material."

On page 1, after line 21, insert the following new section:

"SECTION 3. RIGHT TO OBJECT TO MATERIAL IN FILE.) If the teacher believes that any material placed in his file is inappropriate or in error, he may seek review of the placement of such material in the file."

On page 2, line 3, after the word "file" insert a period and delete the words "or if said complaint is to be used in any manner as a"

On page 2, line 4, delete all language

On page 2, line 9, after the word "employment." insert the words "The teacher shall pay for the cost of such reproduction."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2359 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2384, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same be amended as follows:

On page 2 of the engrossed bill delete lines 5 through 10

On page 2, line 11, delete the words "the land" and insert in lieu thereof the words "the Board of Higher Education is authorized to create a non-profit corporation whose members shall be: one member of the State Board of Higher Education; one member of the legislature from the affected districts designated by the legislative council; the director of the main experiment station or his designee; one member of the Dickinson City Commission; one member of the Dickinson school board; one member of the Dickinson planning and zoning commission; and one member at large selected by the designated committee members. This non-profit corporation will facilitate the sale and conveyance of the land described in Section 1 for the Board. The Board of Higher Education shall not sell the land at less than the appraised value of the comparable property being sold at the time of the sale and it shall be sold within ten years. The Board shall deed nine and two-tenths acres more or less to Dickinson State College for future use."

On page 2, delete lines 12 through 32

On page 2, line 33, delete the words "All payments received by the state board of" and insert in lieu thereof the words "The net proceeds from the disposition of the property described in section 1 shall be deposited in the general fund of the state treasury."

On page 2, delete lines 34 and 35

On page 3, delete line 1

On page 3, line 33, delete the words "any rents or profits" and insert in lieu thereof the words "the net"

On page 3, line 34, delete the first "or"

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass and be referred to the committee on Appropriations.

REP. RYLANCE, Chairman

Senate Bill No. 2384 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2459, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2459 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2509, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2509 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2514, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 3 of the engrossed bill, after the word "fuels" insert the words "in motor vehicles or"

On page 1, line 15, after the word "Code" insert the words "that a nonrefundable tax be imposed on sales and deliveries of special fuels for use in motor vehicles and"

On page 3, line 1, insert before the period the following: ", provided that the sale or delivery of special fuel for use in a motor vehicle shall not be exempt"

On page 4, line 3, following the numeral "6." delete the remainder of the line and insert in lieu thereof:

"EFFECTIVE DATE.) The provisions of this Act shall not apply to any contracts let before January 1, 1977."

On page 4, delete all of line 4

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2514 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2538, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same do not pass.

REP. KNUDSON, Chairman

Senate Bill No. 2538 was placed on the 14th order of business on the calendar for the succeeding legislative day.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Thor Gronvold, and Rep. Gronvold was thereupon introduced to the House.

SIXTH ORDER OF BUSINESS

Rep. Scofield moved that the amendments to House Bill No. 1156 as recommended by the Conference Committee on House Bill No. 1156 as printed on pages 1129 and 1130 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2203 as recommended by the Committee on Natural Resources as printed on page 1131 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2205 as recommended by the Committee on Natural Resources as printed on page 1131 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2401 as recommended by the Committee on Industry, Business and Labor as printed on page 1132 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2408 as recommended by the Committee on Industry, Business and Labor as printed on page 1132 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Concurrent Resolution No. 3076 as recommended by the Committee on Industry, Business and Labor as printed on page 1133 of the House Journal be adopted, which motion prevailed.

House Concurrent Resolution No. 3076 was re-referred to the Legislative Council Resolutions Committee.

Rep. Gengler moved that the amendments to House Concurrent Resolution No. 3094 as recommended by the Committee on Industry, Business and Labor as printed on page 1133 of the House Journal be adopted, which motion prevailed.

House Concurrent Resolution No. 3094 was re-referred to the Legislative Council Resolutions Committee.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2243

Senate Bill No. 2310

And the Speaker signed the same in the presence of the House of Representatives.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1031

House Bill No. 1032

House Bill No. 1057

House Bill No. 1060

House Bill No. 1064

House Bill No. 1105

House Bill No. 1106

House Bill No. 1113

House Bill No. 1133

House Bill No. 1134

House Bill No. 1152

House Bill No. 1155

House Bill No. 1157

House Bill No. 1158

House Bill No. 1166

House Bill No. 1167

House Bill No. 1187

House Bill No. 1189

House Bill No. 1265

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMOY	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDERVORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAH	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

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 40-57-03 of the North Dakota Century Code, relating to municipal industrial development projects of cities and counties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 2; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDERVORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2302. A Bill for an Act to create and enact a new subsection to section 18-10-06 of the North Dakota Century Code, to allow compensation to be paid to the chief of a rural fire protection 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, 92; nays, 4; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		•
• BEAULCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON		•	• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEH					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2427. A Bill for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to property exempt from 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, 65; nays, 31; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		•
• BEAULCLAIR			• KERMOTT			• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON		•	• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEH					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

• DUBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDER	
• HILL	• METZ	• SWINTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTIONS

Rep. McCaffrey requested unanimous consent of the House to amend Senate Bill No. 2498, which request was granted.

Rep. McCaffrey moved that the rules be suspended, and that Senate Bill No. 2498 be amended as follows:

On page 1, line 3, delete the word "twenty" and insert in lieu thereof the word "ten" which motion prevailed.

Rep. McCaffrey moved that the rules be suspended, and that Senate Bill No. 2498 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2498. A Bill for an Act to create and enact a new section to chapter 4-02 of the North Dakota Century Code, to provide that a county fair association which fails to hold a fair for ten years will lose its official authorization.

Which has 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, 10; absent and not voting, 6.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN		•	• LANG			• OPEDAHL		• WENZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKER
• DOTZENKOD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDER		
• HILL			• METZ			• SWINTEK		

• HORGAN	• METZGER	• THORSKARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2168. A Bill for an Act to create and enact sections 14-17-04.1 and 14-17-04.2 of the North Dakota Century Code, relating to artificial insemination and artificial implantation.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 67; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		•
• BACKES			• KELLY			• MUJNO		• TINJUM
• BEAUCLAIR		•	• KERMOTT			• MURPHY		• TWETEN
• BENEDICT		•	• KLOUBEC			• MUSHIK		• UNHJEM
• BERG		•	• KNUDSON		•	• NICHOLAS		• VANDER VORST
• BERGER			• KRETSCHMAR		•	• NORDBY		• WAGNER
• BLACK			• KUCHERA		•	• OLSON		• WALSH
• CHRISTENSEN		•	• LANG			• OPEDAHL		• WEBER
• CONMY		•	• LANGLEY			• O'SHEA		• WENTZ
• CRABTREE		•	• LARDY		•	• PETERSON		• WINGE
• DOTZENROD		•	• LARSON, B #12			• POWERS		• WINKJER
• DUBORD		•	• LARSON, G #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN		•	• REED		
• ERICKSON		•	• LEE		•	• RICHARD		
• FLEMING		•	• LIPSIEA			• RICHIE		
• GACKLE		•	• LOKKEN		•	• RICHTER		
• GENGLER			• LUNDENE		•	• RIEHL		
• GERI		•	• MAIXNER		•	• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON		•	• MARTIN, C #38			• RUSSELL		
• GUNSCH		•	• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON		•	• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE		•	• SCHUETT		
• HAUSAUER, L #25		•	• MACAFFREY			• SCOFIELD		
• HERMAN		•	• McCALIVRAN		•	• SOLBERG		
• HERSLIP		•	• MEIERS			• STENEHJEM		
• HICKLE		•	• MERTENS		•	• STRINDEN		
• HILL			• METZ		•	• SWIONTEK		
• HORGAN		•	• METZGER			• THORSKARD		
• JACOBSON		•	• MEYER		•	• TIMM		

So the bill lost.

MOTION

Rep. Mushik moved that the rules be suspended, and that Senate Bill No. 2292 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2506. A Bill for an Act to amend and reenact subsection 1 of section 26-39-01 and section 26-39-03 of the North Dakota Century Code, relating to the definition of a licensed treatment facility in regard to mental illness and addiction insurance coverage.

Which has been read with Committee Recommendation Do Not Pass.

Rep. Wagner requested that he be excused from voting on Senate Bill No. 2506 because of a conflict of interest.

Rep. Mushik moved that Rep. Wagner and all others with a conflict of interest be allowed to vote on Senate Bill No. 2506, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 65; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON			• MILLER		• TINJUM

BACKES ●	KELLY ●	MUND ●	TWETEN ●
● BEAUCLAIR	KERMOTT ●	MURPHY ●	UNHJEM ●
● BENEDICT	KLOUBEC ●	● MUSHK	● VANDER VORST
BERG ●	● KNUDSON	NICHOLAS ●	WAGNER ●
BERGER ●	● KRETSCHMAR	NORDBY ●	● WALSH
BLACK ●	● KUCHERA	OLSON ●	● WEBER
CHRISTENSEN ●	LANG ●	OPEDAH ●	● WENTZ
CONMY ●	LANCLEY ●	● O'SHEA	● WINGE
CRABTREE ●	LARDY ●	PETERSON ●	WINKJER ●
DOTZENROD ●	LARSON, B. #12 ●	● POWERS	
● DuBORD	LARSON, G. #29 ●	RAU ●	MR. SPEAKER ●
EAGLES ●	● LAUGHLIN	REED ●	
ERICKSON ●	LEE ●	RICHARD ●	
● FLEMING	LIPSIA ●	RICHIE ●	
GACKLE ●	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	RIEHL ●	
● GERL	● MAIXNER	● ROCHELEAU	
GRONNEBERG ●	MARSDEN ●	RUED ●	
GUNDERSON ●	● MARTIN, C. #38	RUSSELL ●	
GUNTSCH ●	MARTIN, G. #43 ●	RYLANCE ●	
HAUGLAND ●	● MARTINSON	SCHINDLER ●	
HAUSAUER, A. #49 ●	MATCH ●	SCHUETT ●	
HAUSAUER, I. #25 ●	● McCAFFREY	SCOFIELD ●	
HERMAN ●	McGALIVRAN ●	SOLBERG ●	
HERSLIP ●	● MEIERS	● STENERJEM	
HICKLE ●	MERTENS ●	STRINDEN ●	
● HILL	METZ ●	SWIONTEK ●	
● HORGAN	METZGER ●	THORSGARD ●	
● JACOBSON	MEYER ●	TIMM ●	

So the bill lost.

MOTIONS

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1211, which motion prevailed.

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1255, which motion prevailed.

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1355, which motion prevailed.

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1426, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg appointed the following to Conference Committees:
On Senate Bill No. 2122:

Rep. Conmy

Rep. Reed

Rep. Benedict

On Senate Bill No. 2214:

Rep. Wentz

Rep. Russell

Rep. Lundene

On Senate Bill No. 2324:

Rep. Kretschmar

Rep. Russell

Rep. Hill

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2431 and Senate Bill No. 2442:

Rep. Lipsia

Rep. Black

Rep. McCaffrey

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4084

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1207
House Bill No. 1328
House Bill No. 1341
House Bill No. 1389

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1179
House Bill No. 1225
House Bill No. 1257
House Bill No. 1307
House Bill No. 1323
House Bill No. 1338
House Bill No. 1349
House Bill No. 1350
House Bill No. 1401
House Bill No. 1416
House Bill No. 1473
House Bill No. 1527
House Bill No. 1532
House Bill No. 1539
House Concurrent Resolution No. 3038
House Concurrent Resolution No. 3057
House Concurrent Resolution No. 3061

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1252
House Bill No. 1337
House Bill No. 1531

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1252

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to authorize the state game and fish department to allocate funds for pheasant propagation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. STATE GAME AND FISH DEPARTMENT TO ALLOCATE FUNDS FOR PHEASANT PROPAGATION -- (LEGISLATIVE INTENT.) The state game and fish department is hereby authorized to allocate funds not to exceed the sum of \$60,000.00 from its appropriation for the biennium beginning July 1, 1977, and ending June 30, 1979, for the purpose of having the state penitentiary raise pheasants for release by the state game and fish department. It is the intent of the legislative assembly that if the pheasant propagation program is successful the program shall be continued beyond the biennium ending June 30, 1979."

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1337

On page 1 of the engrossed bill, line 5, delete the words "an absence of" and insert in lieu thereof the following: "the lack of special services and facilities necessary for the handicapped students"

On page 1, line 6, delete the words "appropriate public institutions"

On page 2, line 6, delete the words "an absence of appropriate qualified" and insert in lieu thereof the following: "the lack of special services or facilities, or both, necessary to meet the postsecondary educational needs of the handicapped students"

On page 2, line 7, delete the words "postsecondary institutions"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1531

On page 2, after line 3 of the engrossed bill, insert the following new subsection: "4. Any person making a report in good faith pursuant to this Act shall be immune from liability for making said report."

And renumber the lines and pages accordingly.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2243

Senate Bill No. 2310

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1031

House Bill No. 1032

House Bill No. 1057

House Bill No. 1060

House Bill No. 1064

House Bill No. 1105

House Bill No. 1106

House Bill No. 1113

House Bill No. 1133

House Bill No. 1134

House Bill No. 1152

House Bill No. 1155

House Bill No. 1157

House Bill No. 1158

House Bill No. 1166

House Bill No. 1167

House Bill No. 1187

House Bill No. 1189

House Bill No. 1265

House Bill No. 1348

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 amended:

Senate Bill No. 2031

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. 2263

Senate Bill No. 2449

Senate Bill No. 2291

Senate Bill No. 2534

Senate Bill No. 2405

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. 2404

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. 3103

House Concurrent Resolution No. 3104

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. 1025 and refused to concur in the Senate amendment to House Bill No. 1174 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

House Bill No. 1174:

Rep. Langley

Rep. Herslip

Rep. A. Hausauer

Very respectfully,
ROY GILBREATH, Chief Clerk

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. 2122, Senate Bill No. 2214, Senate Bill No. 2324, Senate Bill No. 2431, Senate Bill No. 2442, Representatives:

Senate Bill No. 2122:

Rep. Conmy

Rep. Reed

Rep. Benedict

Senate Bill No. 2214:

Rep. Wentz

Rep. Russell

Rep. Lundene

Senate Bill No. 2324:

Rep. Kretschmar

Rep. Russell

Rep. Hill

Senate Bill No. 2431:

Rep. Lipsiea

Rep. Black

Rep. McCaffrey

Senate Bill No. 2442:

Rep. Lipsiea

Rep. Black

Rep. McCaffrey

Very respectfully,
ROY GILBREATH, Chief Clerk

Rep. Mushik moved that the House stand recessed until 1:00 p.m., Wednesday, March 9, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FIFTH DAY AFTER RECESS AND FORTY-SIXTH DAY

Bismarck, March 9, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1031
House Bill No. 1032
House Bill No. 1057
House Bill No. 1060
House Bill No. 1064
House Bill No. 1105
House Bill No. 1106
House Bill No. 1113
House Bill No. 1133
House Bill No. 1134
House Bill No. 1152
House Bill No. 1155
House Bill No. 1157
House Bill No. 1158
House Bill No. 1166
House Bill No. 1167
House Bill No. 1187
House Bill No. 1189
House Bill No. 1265
House Bill No. 1348

which the President has signed.

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEES

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1031
House Bill No. 1032
House Bill No. 1057
House Bill No. 1060
House Bill No. 1064
House Bill No. 1105
House Bill No. 1106
House Bill No. 1113
House Bill No. 1133
House Bill No. 1134
House Bill No. 1152

- House Bill No. 1155
- House Bill No. 1157
- House Bill No. 1158
- House Bill No. 1166
- House Bill No. 1167
- House Bill No. 1187
- House Bill No. 1189
- House Bill No. 1265
- House Bill No. 1348

Were delivered to the Governor for his approval at the hour of 11:55 o'clock a.m., March 9, 1977.

REP. L. HAUSAUER, Chairman

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Concurrent Resolution No. 3076

House Concurrent Resolution No. 3094

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Rep. Horgan moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2147. A Bill for an Act to create and enact a new paragraph to subdivision a of subsection 1 of section 29-01-01 of the North Dakota Century Code, relating to designation of park service vehicles as class A authorized emergency 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, 91; nays, 3; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERWITT			• MURPHY	•		• UNHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNEUBSON			• NICHOLAS			• WAGNER		
• BERGEN			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ	•	
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAUL			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKER			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN	•		• RUED	•				
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANDER					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MACCAFREY			• SCOFIELD					
• HERMAN			• MCCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL	•		• MITZ			• SWORTEK					
• HORGAN			• METZGER			• THONGSARD					
• JACOBSON			• MEYER			• TMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2149. A Bill for an Act to create and enact a new sub-

section to section 39-06-21 of the North Dakota Century Code, relating to the retention of drivers license records; to amend and reenact sections 39-06-22, 39-06-33 and 39-06-36 and subsection 3 of section 39-06.1-13 of the North Dakota Century Code, relating to the retention of court records and accident reports, suspension of driver licenses and hearings thereon, the restoration of revoked driver licenses and the reduction of the point total on driver records.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ	•	
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• FRICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLE			• LUNDENE			• RIEHL					
• GER			• MAIXNER			• ROCHEFAU					
• GRONNERBERG			• MARSDEN			• RUED					
• CUNDEYSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANDER					
• HINJGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHE			• SCHUETT					
• HAUSAUER, L. #25			• McAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSHIP			• MEIERS			• STERNHJEM					
• PICKEL			• MERTENS			• STRINGERS					
• HILL			• METZ			• SWONKEY					
• HORGAN			• MEYER			• THURSGARD					
• JACOBSON						• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2162. A Bill for an Act to amend and reenact section 39-08-10 of the North Dakota Century Code, relating to an officer's duty to make and forward a written report of a motor vehicle accident.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ	•	
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• FRICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					

● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERI	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAR	● METZGER	● THORSORRD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2285. A Bill for an Act to amend and reenact section 39-06-42 and subsection 4 of section 39-08-01 of the North Dakota Century Code, relating to the impoundment of motor vehicle number plates instead of motor vehicles as an additional penalty for driving while under the influence of intoxicating liquor or driving while a driver's license has been suspended or revoked; and to provide 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, 77; nays, 19; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BAKES			● KELLY			● MUNO			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY		●	● UNJEM		●
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		●
● BERG		●	● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		●
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		
● DOTZENROD		●	● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU					
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE		●			
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERI			● MAIXNER			● ROCHELEAU		●			
● GRONNEBERG			● MARSDEN		●	● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE		●	● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM		●			
● HICKLE		●	● MERTENS		●	● STRINDEN					
● HILL			● METZ		●	● SWIONTEK					
● HORGAR			● METZGER			● THORSORRD					
● JACOBSON			● MEYER			● TIMM					
									MR. SPEAKER		●

So the bill passed and the title was agreed to.

Senate Bill No. 2295. A Bill for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to the issuance of photo identification cards for nondrivers by the highway commissioner; to repeal section 14-10-16 and chapter 14-16 of the North Dakota Century Code, relating to the issuance of identification cards by the clerk of the district court; and to provide 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, 90; nays, 5; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ	•	
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING		•	• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2328. A Bill for an Act to provide for the regulation of smoking in certain places of public assembly; to repeal sections 48-05-07 and 48-05-08 of the North Dakota Century Code, relating to designated areas for smoking or nonsmoking in publicly owned buildings; and to provide 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, 79; nays, 19; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2349. A Bill for an Act to amend and reenact section 39-22-02 of the North Dakota Century Code, relating to motor vehicle dealer licensing and the sale of motor vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 14; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND	•	•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY	•	•	UNHEIM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY	•	•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ	
•	CONMY	•	•	LANGLEY	•	•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKLER	•
•	DOTZENROD	•	•	LARSON, B #12	•	•	POWERS				
•	DUBORD		•	LARSON, G #29		•	RAU		•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERICKSON		•	LEE		•	RICHARD				
•	FLEMING		•	LIPSICA		•	RICHIE				
•	GACKLE		•	LOKKEN		•	RICHTER				
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERL		•	MALTYNER		•	ROCHELEAU				
•	GRONNEBERG		•	MARSDEN		•	RUEB				
•	GUNDERSON		•	MARTIN, C #36	•	•	RUSSELL				
•	GUNSCH		•	MARTIN, G #43		•	RYLANDER				
•	HAUGLAND		•	MARTINSON		•	SCHINDLER				
•	HAUSAUER, A #49		•	MATCHEE		•	SCHUEFF				
•	HAUSAUER, L #25		•	MCCAFFREY		•	SCOFIELD				
•	HERMAN		•	MCGAUVAN		•	SOLBERG				
•	HERSLIP		•	MEIERS		•	STENHEJER				
•	HICKLE		•	MERTENS		•	STRINDE				
•	HILL		•	METZ	•	•	SWUNTEK				
•	HORGAN		•	METZGER		•	THORJGARD	•			
•	JACOBSON		•	MEYER	•	•	TIMM				

So the bill passed and the title was agreed to.

Senate Bill No. 2356. A Bill for an Act to create and enact a new section to chapter 55-10 of the North Dakota Century Code, relating to defacement of historical markers, 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHEIM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ	
•	CONMY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKLER	
•	DOTZENROD		•	LARSON, B #12		•	POWERS				
•	DUBORD		•	LARSON, G #29		•	RAU		•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERICKSON		•	LEE		•	RICHARD				
•	FLEMING		•	LIPSICA		•	RICHIE				
•	GACKLE		•	LOKKEN		•	RICHTER				
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERL		•	MALTYNER		•	ROCHELEAU				
•	GRONNEBERG		•	MARSDEN		•	RUEB				
•	GUNDERSON		•	MARTIN, C #36		•	RUSSELL				

● GUNSCHE	● MARTIN, G. # 43	● RYLAND
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. # 49	● MATCHIE	● SCHUETT
● HAUSAUER, L. # 25	● McAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSHIP	● MEIKS	● STENHJEM
● HICKLE	● MERTENS	● STRINDHEIM
● HILL	● METZ	● SWINTEK
● HORGAN	● METZGER	● THORSGAARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Rep. Mushik moved that the absent members be excused, which motion prevailed.

Rep. Mushik moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk
FORTY-SIXTH DAY

Bismarck, March 9, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Fr. Victor Feser of the Annunciation Priory, Bismarck.

The roll was called, and all members were present except Reps. Backes and Mund.

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. TINJUM, Chairman

Rep. Kelly moved that the report be adopted, which motion prevailed.

RECOGNITION

Rep. Metz 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.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

STATE OF NORTH DAKOTA

EXECUTIVE OFFICE

BISMARCK

March 7, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 5, 1977, I signed the following House Bills:

- House Bill No. 1017
- House Bill No. 1020
- House Bill No. 1030
- House Bill No. 1033
- House Bill No. 1036
- House Bill No. 1039
- House Bill No. 1040
- House Bill No. 1051
- House Bill No. 1054
- House Bill No. 1076
- House Bill No. 1078

House Bill No. 1090
 House Bill No. 1101
 House Bill No. 1107
 House Bill No. 1115
 House Bill No. 1117
 House Bill No. 1119
 House Bill No. 1122
 House Bill No. 1123
 House Bill No. 1146
 House Bill No. 1151
 House Bill No. 1153

Sincerely yours,
 ARTHUR A. LINK, Governor

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2033, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2033 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2034, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2034 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2051, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 19 place beginning triple parentheses before the word "from"

On page 1, line 20 place ending triple parentheses after the word "twenty-four" and insert in lieu thereof the words "not less than eighteen"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2051 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2106, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2106 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2107, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2107 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2163, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

Senate Bill No. 2163 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2217, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2217 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2218, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 14 of the engrossed bill, after the word "battery," insert the following: "or gross sexual imposition,"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2218 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2226, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2226 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2267, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

Senate Bill No. 2267 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2327, has had the same under consideration and recommends, that the same be amended as follows:

On page 4, line 17, after the period delete the following: "Members who leave the"

On page 4, delete all of lines 18 through 20

On page 9, after line 1 insert the following new paragraph:

"A central credit union with corporate shareholdings equal to or in excess of seventy-five percent of its total assets may by vote of its board of directors elect exemption of insurance of share and deposit accounts under provisions of Title II of the National Credit Union Act."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2327 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2345, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. WINKJER, Chairman

Senate Bill No. 2345 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2353, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same be amended as follows:

On page 1, line 11 delete the word "when"

On page 1, delete all of lines 12, 13 and 14

On page 1, line 15 delete the words "the product was designed,"

On page 1, line 16 delete the word "unreasonably" and also in line 16 delete the words "to the user or consumer"

On page 1, line 23 after the word "product" insert the words "within this state"

On page 1, line 24 delete the words "to a" and insert in lieu thereof a period

On page 2, delete all of line 1

On page 2, line 3 delete the words "an original" and insert in lieu thereof the word "a"

On page 2, line 25 delete the words "a personal representative" and insert in lieu thereof the words "the estate"

On page 2, line 29 delete the word "eight" and insert in lieu thereof the word "fourteen"

On page 3, line 8 delete the word "eight" and insert in lieu thereof the word "fourteen"

On page 3, delete all of lines 10, 11, 12 and 13

On page 3, line 15 delete the words "full and"

On page 3, line 16 delete the word "complete"

On page 3, delete all of lines 17 through 35 and insert in lieu thereof the following:

"1. Assumption of risk, including but not limited to the voluntary exposure to danger, created by the inherent nature of the product, or because of the condition of the product following a prolonged course of normal use, with knowledge or notice to a reasonable person that the use of the product may create an unreasonable hazard to the user or consumer.

2. Negligence of user, including assumption of risk as defined above, and including misuse of a product for a purpose or in a manner or activity other than that or those for which or in which it was reasonably intended by a manufacturer, or a use that should reasonably be anticipated by the manufacturer, if the user acted intentionally or through negligence.

3. Modification of product, which includes the causation of injury or damages because of the alteration or modification of the product by the user, consumer, or a third party, if:

a. The alteration or modification of the product had the effect of changing the purpose, the use, or the manner of use of the product as intended or advertised by the manufacturer; and

b. The injury would not have occurred but for this alteration or modification.

4. Failure to maintain, which includes the causation of injury or damages by the altered condition of the product by reason of the failure of the product owner, user or consumer to properly maintain, service or repair the product, if:

a. The altered condition had the effect of changing the purpose, the use, or the manner of use of the product as intended or advertised by the manufacturer; and

b. The injury or damage would not have occurred but for the altered condition of the product.

Defenses described herein relating to acts or omissions of the injured party shall be construed and applied pursuant to section 9-10-07 of the North Dakota Century Code."

On page 4, delete all of lines 1 through 35

On page 5, delete all of line 1

And renumber the lines, sections and pages accordingly.

And when so amended, recommends the same Do Not Pass.

REP. WINKJER, Chairman

Senate Bill No. 2353 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2364, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2364 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2367, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2367 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2378, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 18 of the engrossed bill delete the words "The North"

On page 1, delete all of lines 19 through 24

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2378 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2382, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2382 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2391, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2391 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2398, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2398 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2415, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2415 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2419, has had the same under consideration and recommends, that the same do not pass.

REP. GENGLER, Chairman

Senate Bill No. 2419 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2420, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2420 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2436, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2436 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2456, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2456 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2462, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same do not pass.

REP. KNUDSON, Chairman

Senate Bill No. 2462 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2495, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 1; Absent, 2, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2495 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom

was referred Senate Bill No. 2516, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same do not pass.

REP. GENGLER, Chairman

Senate Bill No. 2516 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2527, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2527 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2540, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2540 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2541, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2541 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2543, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2543 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2544, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2544 was placed on the 14th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Knudson moved that the amendments to Senate Bill No. 2025 as recommended by the Committee on Education as printed on page 1146 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2045 as recommended by the Committee on State and Federal Government as printed on page 1147 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to Senate Bill No. 2141 as recommended by the Committee on Finance and Taxation as printed on page 1147 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2209 as recommended by the Committee on State and Federal Government as printed on page 1148 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2331 as

recommended by the Committee on Industry, Business and Labor as printed on page 1149 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2342 as recommended by the Committee on State and Federal Government as printed on page 1149 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2359 as recommended by the Committee on Education as printed on pages 1149 and 1150 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2384 as recommended by the Committee on State and Federal Government as printed on page 1150 of the House Journal be adopted, which motion prevailed.

Senate Bill No. 2384 was re-referred to the Committee on Appropriations.

Rep. Gackle moved that the amendments to Senate Bill No. 2514 as recommended by the Committee on Finance and Taxation as printed on page 1151 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Mushik moved that the rules be suspended and that House Concurrent Resolution No. 3093 and Senate Bill No. 2432 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3093. A concurrent resolution directing the Legislative Council to study the statutes relating to consumer transactions to determine the feasibility of adopting a consolidated comprehensive consumer act.

Was read the second time with Committee Recommendation Do Not Pass.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared lost on a verification vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2432. A Bill for an Act to amend and reenact section 6-09-01 of the North Dakota Century Code, relating to the Bank of North Dakota.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 71; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			JOHNSON			MILLER					TINJUM
			KELLY			MUND					TWETEN
			KERMOTT			MURPHY					UNHJEM
			KLOUBEC			MUSHIK					VANDER VORST
			KNUDSON			NICHOLAS					WAGNER
			KRETSCHMAR			NORDBY					WALSH
			KUCHERA			OLSON					WEBER
			LANG			OPEDAHL					WENTZ
			LANGLEY			O'SHEA					WINGE
			LARDY			PETERSON					WINKJER
			LARSON, B. #12			POWERS					
			LARSON, G. #29			RAU					MR SPEAKER

.. EAGLES ..	.. LAUGHLIN ..	.. REED ..
.. ERICKSON ..	.. LEE ..	.. RICHARD ..
.. FLEMING ..	.. LIPSIA ..	.. RICHIE ..
.. GACKLE ..	.. LOKKEN ..	.. RICHTER ..
.. GENGLER ..	.. LUNDENE ..	.. RIEHL ..
.. GERL ..	.. MAIXNER ..	.. ROCHELEAU ..
.. GRONNEBERG ..	.. MARSDEN ..	.. RUED ..
.. GUNDERSON ..	.. MARTIN, C. #38 ..	.. RUSSELL ..
.. GUNSCH ..	.. MARTIN, G. #43 ..	.. RYLANCE ..
.. HAUGLAND ..	.. MARTINSON ..	.. SCHINDLER ..
.. HAUSAUER, A. #49 ..	.. MATCHIE ..	.. SCHUETT ..
.. HAUSAUER, L. #25 ..	.. McCAFFREY ..	.. SCOFIELD ..
.. HERMAN ..	.. McGAUVRAN ..	.. SOLBERG ..
.. HERSLIP ..	.. MEIERS ..	.. STENHJEM ..
.. HICKLE ..	.. MERTENS ..	.. STRINDEN ..
.. HILL ..	.. METZ ..	.. SWONTEK ..
.. HORGAN ..	.. METZGER ..	.. THORSGARD ..
.. JACOBSON ..	.. MEYER ..	.. TIMM ..

So the bill lost.

POINT OF PERSONAL PRIVILEGE

Rep. Conmy: "Mr. Speaker, Members of this Assembly:

"I rise to a point of personal privilege.

"I am sure all of you by now have the most recent communication from the Right-to-Life Association. I would like to explain to you what transpired and illustrate to you my position.

"In the last campaign, I received a questionnaire from the Right-to-Life Association. One of the questions I could not answer yes or no, so I wrote a two-page response to that question, and I did answer the question, but not in the form I was supposed to use. After that two-page, somewhat detailed answer, the Right-to-Life Association or Dr. Fortman or whoever was hired for this purpose listed that I had failed to answer the question. Perhaps I might better have answered with a ten-page letter. The information was distributed that Conmy failed to answer a crucial question of the Right-to-Life Association.

"When the memorialization, as it is called, came up before Judiciary, I voted no. It was a 13 to 2 vote, and I was one of the 2, and I explained my vote by pointing out my displeasure for the action taken by Dr. Fortman and the Association in the last election, and I indicated my no vote was my payment to them for their actions toward me and, I suppose, toward many in this chamber.

"I did not make reference to Dr. Fortman's family. I did not use the word 'pedigree.' I used the word 'pettifog' which means to quibble over petty details.

"As Rep. Haugland will verify, I carried this matter in the past for the Right-to-Life Association before Dr. Fortman took over this Association. I think it is wonderful he devotes his time to this cause. I did want to inform you, however, of the background leading up to my statement and the publicity which has been given to it. This letter illustrates my position. I disagreed with him, and now I am an advocate of the slaughter of unborn children. This letter illustrates my opposition to Dr. Fortman and his tactics, and is a far better illustration than I could say."

MOTION

Rep. Jacobson moved that Senate Bill No. 2360 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2478. A Bill for an Act to amend and reenact section 39-06-04 of the North Dakota Century Code, relating to the hours of operation of a motorcycle by persons holding only an instruction 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, 87; nays, 5; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
•			•	JOHNSON		•	MILLER	•	TINJUM
•			•	KELLY		•	MUND	•	TWETEN
•			•	KERMOTT		•	MURPHY	•	UNHJEM
•			•	KLOUBEC		•	MUSHIK	•	VANDER VORST
•			•	KNUDSON		•	NICHOLAS	•	WAGNER
•			•	KRETSCHMAR		•	NORDBY	•	WALSH
•			•	KUCHERA		•	OLSON	•	WEBER
•			•	LANG		•	OPEDAH	•	WENTZ
•			•	LANGLEY		•	O'SHEA	•	WINGE
•			•	LARDY		•	PETERSON	•	WINKJER
•			•	LARSON, B. #12		•	POWERS		
•			•	LARSON, G. #29		•	RAU	•	MR SPEAKER
•			•	LAUGHLIN		•	REED		
•			•	LEE		•	RICHARD		
•			•	LIPSIEA		•	RICHIE		
•			•	LOKKEN		•	RICHTER		
•			•	LUNDENE		•	RIEHL		
•			•	MAIXNER		•	ROCHELEAU		
•			•	MARSDEN		•	RUED		
•			•	MARTIN, C. #38		•	RUSSELL		
•			•	MARTIN, G. #43		•	RYLANCE		
•			•	MARTINSON		•	SCHINDLER		
•			•	MATCHIE		•	SCHUETT		
•			•	McCAFFREY		•	SCOFIELD		
•			•	McGAUVRAIN		•	SOLBERG		
•			•	MEIERS		•	STENEHJEM		
•			•	MERTENS		•	STRINDER		
•			•	METZ		•	SWIONTEK		
•			•	METZGER		•	THORSGRARD		
•			•	MEYER		•	TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2501. A Bill for an Act to amend and reenact section 23-06-03 of the North Dakota Century Code, relating to the duty of burial. 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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
•			•	JOHNSON		•	MILLER	•	TINJUM
•			•	KELLY		•	MUND	•	TWETEN
•			•	KERMOTT		•	MURPHY	•	UNHJEM
•			•	KLOUBEC		•	MUSHIK	•	VANDER VORST
•			•	KNUDSON		•	NICHOLAS	•	WAGNER
•			•	KRETSCHMAR		•	NORDBY	•	WALSH
•			•	KUCHERA		•	OLSON	•	WEBER
•			•	LANG		•	OPEDAH	•	WENTZ
•			•	LANGLEY		•	O'SHEA	•	WINGE
•			•	LARDY		•	PETERSON	•	WINKJER
•			•	LARSON, B. #12		•	POWERS		
•			•	LARSON, G. #29		•	RAU	•	MR SPEAKER
•			•	LAUGHLIN		•	REED		
•			•	LEE		•	RICHARD		
•			•	LIPSIEA		•	RICHIE		
•			•	LOKKEN		•	RICHTER		
•			•	LUNDENE		•	RIEHL		
•			•	MAIXNER		•	ROCHELEAU		
•			•	MARSDEN		•	RUED		
•			•	MARTIN, C. #38		•	RUSSELL		
•			•	MARTIN, G. #43		•	RYLANCE		
•			•	MARTINSON		•	SCHINDLER		
•			•	MATCHIE		•	SCHUETT		
•			•	McCAFFREY		•	SCOFIELD		
•			•	McGAUVRAIN		•	SOLBERG		
•			•	MEIERS		•	STENEHJEM		
•			•	MERTENS		•	STRINDER		
•			•	METZ		•	SWIONTEK		
•			•	METZGER		•	THORSGRARD		
•			•	MEYER		•	TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2518. A Bill for an Act to amend and reenact subsection 1 of section 39-12-05 of the North Dakota Century Code, relating to motor vehicle weight limitations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		
• BEAUCLAIR			• KERÅOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER		•	• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHE			• SCHLIETT					
• HAUSAUER, L. #25			• McCAFFREY		•	• SCOFIELD					
• HERMAN			• McGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEIM					
• HICKLE			• MERTENS			• STRINDEM					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2532. A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to the authority of municipalities to issue refunding bonds with respect to municipal industrial development projects; 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERÅOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAU					

• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDE
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGRAD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTIONS

Rep. Lee requested unanimous consent of the House to amend Senate Bill No. 2539, which request was granted.

Rep. Lee moved that the rules be suspended, and that Senate Bill No. 2539 be amended as follows:

On page 1, line 14, delete the word "marshall" and insert in lieu thereof the word "marshal" which motion prevailed.

Rep. Lee moved that the rules be suspended, and that Senate Bill No. 2539, as amended, be placed on Second Reading and Final Passage, which motion prevailed.

Senate Bill No. 2539. A Bill for an Act to amend and reenact subsection 2 of section 39-10-43 of the North Dakota Century Code, relating to certain vehicles being required to stop at railroad grade crossings at which traffic is controlled by a police officer.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 5; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDIC			• KLOUBEK			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHIL		• WENTZ
• COMMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARBY		•	• PETERSON		• WINKLER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MN. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		•
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43	•		• RYLANCE		•
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDE		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGRAD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4044. A concurrent resolution urging the State Department of Health to exercise discretion in requiring small

communities to meet the criteria for solid waste management established in Chapter 23-29 of the North Dakota Century Code.

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 verification vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1321. A Bill for an Act to create and enact a new section to chapter 30.1-04, a new subsection to section 30.1-05-02, and a new subsection to section 30.1-14-01 of the North Dakota Century Code, relating to persons related to decedent through two lines, bona fide purchaser, and applicant's submission to jurisdiction; to amend and reenact sections 30.1-04-09 and 30.1-05-02, subsection 1 of section 30.1-05-05, section 30.1-05-06, subsection 1 of section 30.1-05-07, sections 30.1-08-04, 30.1-09-08, 30.1-09-11, 30.1-10-01, subsection 2 of section 30.1-10-02, sections 30.1-12-06, 30.1-14-01, 30.1-15-07, 30.1-19-02, 30.1-19-14, 30.1-20-10, 30.1-21-04, 30.1-31-04, and 30.1-31-06 of the North Dakota Century Code, to provide amendments to the Uniform Probate Code and relating to meaning of child, augmented estate, proceeding for elective share, effect of election on benefits by will or statute, charging spouse with gifts received, self-proved will, nonademption of specific devises in certain cases, construction of generic terms to accord with relationships as defined for intestate succession, renunciation of succession, definition of surviving spouse, proceedings within the exclusive jurisdiction of court, informal probate or appointment proceedings, formal testacy proceedings, statute of limitations, encumbered assets, purchasers from distributees protected, liability of distributees to claimants, right of survivorship, and accounts and transfers nontestamentary.

Which has 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, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN	•	
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BÉDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUF					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVREAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDE					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1357. A Bill for an Act to amend and reenact section 39-06-32 of the North Dakota Century Code, relating to the power of the highway commissioner to suspend a driver's license for failing to appear in court after signing a promise to do so and for failing to pay a fine or serve a sentence ordered by a court.

Which has 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, 5; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		• MILLER		• TINJUM	
• BACKES		•	• KELLY		• MUND		• TWETEN	
• BEAUCLAIR		•	• KERMOTT		• MURPHY	•	• UNHJEM	
• BENEDICT		•	• KLOUBEC		• MUSHIK		• VANDER VORST	
• BERG		•	• KNUDSON		• NICHOLAS		• WAGNER	
• BERGER		•	• KRETSCHMAR		• NORDBY		• WALSH	
• BLACK		•	• KUCHERA	•	• OLSON		• WEBER	
• CHRISTENSEN		•	• LANG		• OPEDAHL		• WENTZ	
• CONMY		•	• LANGLE	•	• O'SHEA		• WINGE	
• CRABTREE		•	• LARDY	•	• PETERSON		• WINKJER	
• DOTZENROD		•	• LARSON, B. #12		• POWERS			
• DuBORD		•	• LARSON, G. #29		• RAU		• MR. SPEAKER	
• EAGLES		•	• LAUGHLIN		• REED			
• FRICKSON		•	• LEE		• RICHARD			
• FLEMING		•	• LIPSIEA		• RICHIE			
• GACKLE		•	• LOKKEN		• RICHTER			
• GENGLER	•	•	• LUNDENE		• RIEHL			
• GERL	•	•	• MAIXNER		• ROCHELEAU			
• GRONNEBERG		•	• MARSDEN		• RUED			
• GUNDERSON		•	• MARTIN, C. #38		• RUSSELL			
• GUINSCH		•	• MARTIN, G. #43		• RYLAND			
• HAUGLAND		•	• MARTINSON		• SCHINDLER			
• HAUSAUER, A. #49		•	• MATCHIE		• SCHUETT			
• HAUSAUER, L. #25		•	• McCAFFREY		• SCOFIELD			
• HERMAN		•	• McGAUVAN		• SOLBERG			
• HERSLIP		•	• MEIERS		• STENEHJEM			
• HICKLE	•	•	• MERTENS		• STRINDER			
• HILL		•	• METZ		• SWIONTEK			
• HORGAN		•	• METZGER		• THORSGARD			
• JACOBSON		•	• MEYER		• TIMM			

So the bill passed and the title was agreed to.

House Bill No. 1474. A Bill for an Act to provide for the deferral of certain payments received for crop disasters and proceeds from livestock sold because of drought and to provide for the reporting of net operating losses for income tax purposes; to provide an effective date; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		• MILLER		• TINJUM	
• BACKES		•	• KELLY		• MUND		• TWETEN	
• BEAUCLAIR		•	• KERMOTT		• MURPHY		• UNHJEM	
• BENEDICT		•	• KLOUBEC		• MUSHIK		• VANDER VORST	
• BERG		•	• KNUDSON		• NICHOLAS		• WAGNER	
• BERGER		•	• KRETSCHMAR		• NORDBY		• WALSH	
• BLACK		•	• KUCHERA		• OLSON		• WEBER	
• CHRISTENSEN		•	• LANG		• OPEDAHL		• WENTZ	
• CONMY		•	• LANGLE	•	• O'SHEA		• WINGE	
• CRABTREE		•	• LARDY		• PETERSON		• WINKJER	
• DOTZENROD		•	• LARSON, B. #12		• POWERS			
• DuBORD		•	• LARSON, G. #29		• RAU		• MR. SPEAKER	
• EAGLES		•	• LAUGHLIN		• REED			

• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• MCCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDE
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1052. A Bill for an Act to amend and reenact subsection 2 of section 27-20-10 of the North Dakota Century Code, relating to the period of supervision allowed under informal adjustment for a juvenile.

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDE					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Wagner moved that the House not concur on Senate amendments to House Bill No. 1252, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1252:

- Rep. Peterson
- Rep. L. Hausauer
- Rep. Mertens

MOTION

Rep. Rylance moved that the House not concur on Senate amendments to House Bill No. 1325, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1325:

Rep. Lee
Rep. B. Larson
Rep. G. Larson

MOTION

Rep. Winkjer moved that the House not concur on Senate amendments to House Bill No. 1531, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1531:

Rep. Richie
Rep. Stenehjerm
Rep. Hill

MOTIONS

Rep. Gackle moved that the House do concur in the Senate amendments to House Bill No. 1479, which motion prevailed.

Rep. Knudson moved that the House do concur in the Senate amendments to House Bill No. 1337, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1063, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1165, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1191, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1209, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1295, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1331, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1411, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1440, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1592, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4084. A concurrent resolution urging lignite mining companies, state agencies, and political subdivisions to be aware of and work to solve potential problems from haul roads.

Which was read the first time and referred to the Committee on Transportation.

MOTION

Rep. Dotzenrod moved that Senate Bill No. 2016 be re-referred to the Committee on Agriculture, 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. 2157

Senate Bill No. 2190

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. 2068

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. 2485

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1110

House Bill No. 1176

House Bill No. 1254

House Bill No. 1380

House Bill No. 1403

House Bill No. 1414

House Bill No. 1457

House Bill No. 1458

House Bill No. 1537

House Concurrent Resolution No. 3030

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1087

House Bill No. 1476

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1087

On page 1, line 9, delete the words "All real" and insert in lieu thereof the word "Real"

On page 1, line 17, after the word "be" insert the word "properly" and on the same line delete the words "with particularity"

On page 1, line 18, after the first word "the" delete the word "exact" and renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1476

On page 2, line 25, after the first word "the" insert beginning triple parentheses and on the same line after the word "cast" insert ending triple parentheses and insert in lieu thereof the words "property owners"

And renumber the lines accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1097
 House Bill No. 1132
 House Bill No. 1190
 House Bill No. 1363
 House Bill No. 1501

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1022
 House Bill No. 1062
 House Bill No. 1136
 House Bill No. 1171
 House Bill No. 1199
 House Bill No. 1203
 House Bill No. 1204
 House Bill No. 1210
 House Bill No. 1226
 House Bill No. 1230
 House Bill No. 1232
 House Bill No. 1234
 House Bill No. 1238
 House Bill No. 1241
 House Bill No. 1249
 House Bill No. 1274
 House Bill No. 1281
 House Bill No. 1286
 House Bill No. 1303
 House Bill No. 1306
 House Bill No. 1332
 House Bill No. 1428
 House Memorial Resolution No. A
 House Resolution No. 4
 And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Representative Conmy 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. 1025
 And find the same correctly Engrossed and Enrolled.

REP. L. HAUSAUER, Chairman

Representative Conmy 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. 1053
 House Bill No. 1058
 House Bill No. 1069
 House Bill No. 1088
 House Bill No. 1103
 House Bill No. 1109

House Bill No. 1111
House Bill No. 1112
House Bill No. 1142
House Bill No. 1147
House Bill No. 1154
House Bill No. 1168
House Bill No. 1177
House Bill No. 1180
House Bill No. 1182
House Bill No. 1183
House Bill No. 1216
House Bill No. 1217
House Bill No. 1220
House Bill No. 1235
House Bill No. 1248
House Bill No. 1367
House Bill No. 1370
House Bill No. 1472
House Bill No. 1493
House Concurrent Resolution No. 3040
And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Representative Conmy 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. 1034
House Bill No. 1038
House Bill No. 1059

And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Representative Conmy 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 inform you that the House has adopted the conference committee report on:

House Bill No. 1052

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. 1321
House Bill No. 1357
House Bill No. 1474

And refused to concur in the Senate amendment to:

House Bill No. 1252
House Bill No. 1325
House Bill No. 1531

And the Speaker has appointed as a conference committee to act with a like committee from the Senate:

House Bill No. 1252:
Rep. Peterson

Rep. L. Hausauer
Rep. Mertens
House Bill No. 1325:
Rep. Lee
Rep. B. Larson
Rep. G. Larson
House Bill No. 1531:
Rep. Richie
Rep. Stenehjem
Rep. Hill

ROY GILBREATH, Chief Clerk

Rep. Mushik moved that the House stand recessed until 1:00 p.m.,
Thursday, March 10, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SIXTH DAY AFTER RECESS AND FORTY-SEVENTH DAY

Bismarck, March 10, 1977

The House convened at 1:00 p. m., pursuant to recess taken, with Speaker Solberg presiding.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1022
House Bill No. 1025
House Bill No. 1034
House Bill No. 1038
House Bill No. 1053
House Bill No. 1058
House Bill No. 1059
House Bill No. 1062
House Bill No. 1069
House Bill No. 1088
House Bill No. 1103
House Bill No. 1109
House Bill No. 1111
House Bill No. 1112
House Bill No. 1136
House Bill No. 1142
House Bill No. 1147
House Bill No. 1154
House Bill No. 1168
House Bill No. 1171
House Bill No. 1177
House Bill No. 1180
House Bill No. 1182
House Bill No. 1183
House Bill No. 1199
House Bill No. 1203
House Bill No. 1204
House Bill No. 1210
House Bill No. 1216
House Bill No. 1217
House Bill No. 1220
House Bill No. 1226
House Bill No. 1230
House Bill No. 1232
House Bill No. 1234
House Bill No. 1235

House Bill No. 1238
House Bill No. 1241
House Bill No. 1248
House Bill No. 1249
House Bill No. 1274
House Bill No. 1281
House Bill No. 1286
House Bill No. 1303
House Bill No. 1306
House Bill No. 1332
House Bill No. 1367
House Bill No. 1370
House Bill No. 1428
House Bill No. 1472
House Bill No. 1493
House Concurrent Resolution No. 3040
House Memorial Resolution No. A
House Resolution No. 4

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 Memorial Resolution No. A
House Resolution No. 4

Were delivered to the Secretary of State at the hour of 9:50 o'clock a.m., March 10, 1977.

REP. L. HAUSAUER, Chairman

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1022
House Bill No. 1025
House Bill No. 1034
House Bill No. 1038
House Bill No. 1053
House Bill No. 1058
House Bill No. 1059
House Bill No. 1062
House Bill No. 1069
House Bill No. 1088
House Bill No. 1103
House Bill No. 1109
House Bill No. 1111
House Bill No. 1112
House Bill No. 1136
House Bill No. 1142
House Bill No. 1147
House Bill No. 1154
House Bill No. 1168
House Bill No. 1171

- House Bill No. 1177
- House Bill No. 1180
- House Bill No. 1182
- House Bill No. 1183
- House Bill No. 1199
- House Bill No. 1203
- House Bill No. 1204
- House Bill No. 1210
- House Bill No. 1216
- House Bill No. 1217
- House Bill No. 1220
- House Bill No. 1226
- House Bill No. 1230
- House Bill No. 1232
- House Bill No. 1234
- House Bill No. 1235
- House Bill No. 1238
- House Bill No. 1241
- House Bill No. 1248
- House Bill No. 1249
- House Bill No. 1274
- House Bill No. 1281
- House Bill No. 1286
- House Bill No. 1303
- House Bill No. 1306
- House Bill No. 1332
- House Bill No. 1367
- House Bill No. 1370
- House Bill No. 1428
- House Bill No. 1472
- House Bill No. 1493

House Concurrent Resolution No. 3040

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 transmit herewith the following:

- Senate Bill No. 2015
- Senate Bill No. 2019
- Senate Bill No. 2028
- Senate Bill No. 2041
- Senate Bill No. 2043
- Senate Bill No. 2046
- Senate Bill No. 2052
- Senate Bill No. 2061
- Senate Bill No. 2097
- Senate Bill No. 2117
- Senate Bill No. 2161
- Senate Bill No. 2172
- Senate Bill No. 2174

Senate Bill No. 2180
 Senate Bill No. 2181
 Senate Bill No. 2182
 Senate Bill No. 2183
 Senate Bill No. 2186
 Senate Bill No. 2191
 Senate Bill No. 2200
 Senate Bill No. 2215
 Senate Bill No. 2216
 Senate Bill No. 2229
 Senate Bill No. 2235
 Senate Bill No. 2244
 Senate Bill No. 2247
 Senate Bill No. 2253
 Senate Bill No. 2257
 Senate Bill No. 2259
 Senate Bill No. 2261
 Senate Bill No. 2265
 Senate Bill No. 2299
 Senate Bill No. 2314
 Senate Bill No. 2315
 Senate Bill No. 2354
 Senate Bill No. 2366
 Senate Bill No. 2390

Senate Concurrent Resolution No. 4069

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. 2015
 Senate Bill No. 2019
 Senate Bill No. 2028
 Senate Bill No. 2041
 Senate Bill No. 2043
 Senate Bill No. 2046
 Senate Bill No. 2052
 Senate Bill No. 2061
 Senate Bill No. 2097
 Senate Bill No. 2117
 Senate Bill No. 2161
 Senate Bill No. 2172
 Senate Bill No. 2174
 Senate Bill No. 2180
 Senate Bill No. 2181
 Senate Bill No. 2182
 Senate Bill No. 2183
 Senate Bill No. 2186
 Senate Bill No. 2191
 Senate Bill No. 2200
 Senate Bill No. 2215
 Senate Bill No. 2216
 Senate Bill No. 2229
 Senate Bill No. 2235

- Senate Bill No. 2244
- Senate Bill No. 2247
- Senate Bill No. 2253
- Senate Bill No. 2257
- Senate Bill No. 2259
- Senate Bill No. 2261
- Senate Bill No. 2265
- Senate Bill No. 2299
- Senate Bill No. 2314
- Senate Bill No. 2315
- Senate Bill No. 2354
- Senate Bill No. 2366
- Senate Bill No. 2390

Senate Concurrent Resolution No. 4069

And the Speaker signed the same in the presence of the House of Representatives. **ROY GILBREATH**, Chief Clerk

MOTION

Rep. Mushik moved that the rules be suspended, and that all bills on the calendar under the Eleventh Order of Business be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1156. A Bill for an Act to amend and reenact section 54-23A-06 of the North Dakota Century Code relating to law enforcement radio equipment prohibited in private automobiles without permit.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAIJ			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, I #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVYRAN			• SOLBERG					
• HERSLIP			• MEERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDE					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSON					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1211. A Bill for an Act to amend and reenact subsection 1 of section 12.1-21-02 of the North Dakota Century Code, relating to the crime of endangering by fire or explosion.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 5; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES	●		● KELLY			● MUND		●	● TWETEN	●	
● BEAUCLAIR			● KERMOITT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER	●	
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER	●	
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE	●				
● GACKLE	●		● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL	●		● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN	●		● RUED					
● GUNDERSON			● MARTIN, C. #38	●		● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAULVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENHJEM		●			
● HICKLE			● MERTENS	●		● STRINDE	●				
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1255. A Bill for an Act to amend and reenact section 27-11-17 of the North Dakota Century Code, relating to fees for admission to the bar upon examination, and for admission to the bar upon motion.

Which has 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, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES	●		● KELLY			● MUND			● TWETEN	●	
● BEAUCLAIR			● KERMOITT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER	●	
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER	●	
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE	●				
● GACKLE	●		● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL	●		● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE		●			
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAULVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENHJEM					
● HICKLE			● MERTENS			● STRINDE					

● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1355. A Bill for an Act to amend and reenact subsection 2 of section 52-04-07 of the North Dakota Century Code, relating to when unemployment compensation benefits paid are not chargeable to accounts of base-period 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, 91; nays, 0; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES	●		● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAH		● WENTZ
● CONWAY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIKNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #36			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFELD		
● HERMAN			● MCGAUVRAN			● KOLBERG		
● HERSLIP			● MEYER			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDE		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1426. A Bill for an Act to amend and reenact sections 30.1-19-01, 30.1-19-02, and 30.1-19-03, and subsection 1 of section 30.1-19-07 of the North Dakota Century Code, relating to notice to creditors, statutes of limitation, limitations on presentation of claims, and payment of 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, 91; nays, 1; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES	●		● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAH		● WENTZ
● CONWAY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER

• EAGLES	• LAUGHLIN	• REED
• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERI	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDE
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1063. A Bill for an Act to create and enact section 28-32-02.1 of the North Dakota Century Code, relating to adopting a rule describing an agency's organization and functions; and to amend and reenact sections 28-32-01, 28-32-05, 28-32-09, 28-32-12, 28-32-21 of the North Dakota Century Code, relating to definitions, rules of procedure and notice of hearing, depositions and interrogatories, methods of recording testimony, and supreme court review.

Which has 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, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOYT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KUIDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDE					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1165. A Bill for an Act to amend and reenact section 43-23-08 of the North Dakota Century Code, relating to license standards under the 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, 77; nays, 13; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUIR		•	• TWETEN	•	
• BEAUCLAIR			• KERMMOTT			• MURPHY			• UNHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER	•	
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON	•		• LEE			• RICHARD					
• FLEMIN	•		• LIPSIA		•	• RICHIE	•				
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU		•			
• GRONBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL					
• GUNSCH	•		• MARTIN, G. #43		•	• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD	•				
• JACOBSON			• MEYER			• TIMM		•			

So the bill passed and the title was agreed to.

House Bill No. 1191. A Bill for an Act to create and enact a new section of the North Dakota Century Code, relating to referral of patients of the state hospital upon discharge.

Which has 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, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUIR		•	• TWETEN	•	
• BEAUCLAIR			• KERMMOTT			• MURPHY			• UNHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER	•	
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON	•		• LEE			• RICHARD					
• FLEMIN	•		• LIPSIA		•	• RICHIE	•				
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU		•			
• GRONBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C. #38		•	• RUSSELL					
• GUNSCH	•		• MARTIN, G. #43		•	• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD	•				
• JACOBSON			• MEYER			• TIMM		•			

So the bill passed and the title was agreed to.

House Bill No. 1209. A Bill for an Act to amend and reenact section 39-01-02 of the North Dakota Century Code, relating to department names being painted on the side of state-owned 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, 84; nays, 8; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU		•	• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSHIP			• MEIERS			• STENEHJEM					
• HICKLE			• NERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TMM					

So the bill passed and the title was agreed to.

House Bill No. 1295. A Bill for an Act to amend and reenact section 43-34-05 of the North Dakota Century Code, relating to license fees for nursing home administrators.

Which has 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, 10; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY		•	• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN		•	• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12		•	• POWERS					
• DuBORD			• LARSON, G #29			• RAU		•	• MR SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER		•	• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					

● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1331. A Bill for an Act to amend and reenact section 43-31-14 of the North Dakota Century Code, relating to examination and license fees for detection of deception examiners.

Which has 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, 7.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY	●		● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRFTSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN	●		● REED		
● ERICKSON			● LEF			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE	●		● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERI	●		● MAIXNER			● ROCHELEAU	●	
● GRONNEBERG			● MARSDEN			● RUED		
● CUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		●

So the bill passed and the title was agreed to.

House Bill No. 1337. A Bill for an Act to amend and reenact section 15-62.2-01 of the North Dakota Century Code, relating to the North Dakota student financial assistance program, and providing assistance to persons who are attending postsecondary institutions out of state due to a physical or mental handicap and the lack of special services and facilities necessary for the handicapped students within 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, 0; absent and not voting, 7.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES	●		● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRFTSCHMAR			● NORDBY		● WALSH

• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1411. A Bill for an Act to create and enact a new section to chapter 54-18 of the North Dakota Century Code, exempting the North Dakota mill and elevator association from the securities act when it acts in the performance of its marketing functions.

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOET			• MURPHY	•		• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29	•		• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD	•				
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1440. A Bill for an Act to create and enact a new section to Chapter 6-09 of the North Dakota Century Code, relating to the Bank of North Dakota making bank stock loans.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKE	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1479. A Bill for an Act to provide an income tax credit for the installation of solar or wind energy devices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKE	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN		•	• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					•

So the bill passed and the title was agreed to.

House Bill No. 1592. A Bill for an Act to amend and reenact section 43-

07-13 of the North Dakota Century Code, relating to contractor registrar disposing of inactive 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, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DuBORD			● LARSON, G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHI					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNTSCH			● MARTIN, G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Murphy: "Mr. Speaker, and Members of the House:

"I rise to a point of personal privilege — House Rule No. 25 says something to the effect that a member having a conflict of interest should declare that conflict before being allowed to vote and may be allowed to vote by motion of the House. Now I can appreciate that many conflicts are of a minor nature, but so often during this Session one member has been allowed to vote and all other members have been given blanket permission without having declared their conflict. Now, I believe this rule is very necessary and that we haven't been enforcing it adequately. We have voted on several bills pertaining to mineral rights, severed minerals, adverse possession of minerals and the like.

"In many instances some of these bills might involve even millions of dollars per section of land. Now this may have been overlooked on their part but I have been informed that at least some members of this body have voted on these measures without declaring a conflict.

"I think it is a serious matter and perhaps the Rules Committee should review House Rule No. 25 and how it is being applied and either start enforcing the rule or let's do away with it.

"Thank you!"

SECOND READING OF SENATE BILLS

Senate Bill No. 2071. A Bill for an Act to amend and reenact section 27-06-09 of the North Dakota Century Code, relating to compensation of bailiffs, 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, 93; nays, 3; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS	•	• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAH		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER	•		• TIMM		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2145. A Bill for an Act to amend and reenact section 11-11-39 of the North Dakota Century Code, relating to an appeal from a decision of the board of county commissioners.

Which has 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, 9; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS	•	• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON	•	• WEBER
• CHRISTENSEN			• LANG			• OPEDAH		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN	•		• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT	•	
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		

• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2148. A Bill for an Act to amend and reenact section 39-06-27 of the North Dakota Century Code, relating to suspensions of licenses in another state, and to repeal subsection 9 of section 39-06-03 of the North Dakota Century Code, relating to what persons shall not be licensed.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA	•		• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY	•		• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY	•		• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA	•		• RICHIE					
• GACKLE			• LUKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI	•		• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON	•		• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL	•		• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2184. A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to the registration fees for 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, 90; nays, 6; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY	•		• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					

• DuBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	•
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	•
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2185. A Bill for an Act to amend and reenact section 39-05-17 of the North Dakota Century Code, relating to transfer of title of 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, 90; nays, 4; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY	•		• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN	•		• LANG			• OPEDAHL		• WENTZ
• CONAMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G #29	•		• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN	•		• REED		
• ERICKSON			• LEE			• RICHARD	•	
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU	•	
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM	•	
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2221. A Bill for an Act to amend and reenact section 39-04-06 of the North Dakota Century Code, relating to the recision of motor vehicle registration; and to provide for the restoration of suspended registrations.

Which has 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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUFFT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ernest Miedema and Rep. Miedema was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 2222. A Bill for an Act to provide for the licensing and bonding of semitrailer dealers; 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, 90; nays, 5; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUFFT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEM					
• HICKLE			• MERTENS			• STRINDEN					

• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2355. A Bill for an Act to amend and reenact paragraph 15 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the driver's license point penalty assigned for exhibition driving.

Which has 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, 19, absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
		•	•	JOHNSON		•	MILLER		•	TINJUM	•	
			•	KELLY			MUND.		•	TWETEN		
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		
•	BENEDICT			KLOUBEC		•	MUSHIK		•	VANDER VORST	•	
•	BERG		•	KNUDSON			NICHOLAS		•	WAGNER		
•	BERGER			KRETSCHMAR		•	NORDBY		•	WALSH		
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER	•	
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		
•	CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		
	CRABTREE	•	•	LARDY		•	PETERSON		•	WINKJER		
	DOTZENROD	•	•	LARSON, B #12		•	POWERS					
•	DUBORD		•	LARSON, G #29		•	RAU			MR SPEAKER	•	
	EAGLES	•	•	LAUGHLIN		•	REED					
•	ERICKSON		•	LEE		•	RICHARD					
•	FLEMING		•	LIPSIEA		•	RICHIE					
•	GACKLE	•	•	LOKKEN		•	RICHTER					
•	GENGLER		•	LUNDENE		•	RIEHL					
•	GERL		•	MAIXNER		•	ROCHELEAU		•			
•	GRONNEBERG		•	MARSDEN		•	RUED					
•	GUNDERSON		•	MARTIN, C #38		•	RUSSELL					
•	GUNSCH	•	•	MARTIN, G #43		•	RYLANCE					
•	HAUGLAND		•	MARTINSON		•	SCHINDLER					
•	HAUSAUER, A #49		•	MATCHIE		•	SCHUETT					
•	HAUSAUER, L #25		•	McCAFFREY		•	SCOFIELD					
•	HERMAN		•	McGALYRAN		•	SOLBERG					
•	HERSLIP		•	MEIERS		•	STENEHJEM					
•	HICKLE		•	MERTENS		•	STRINDEN					
•	HILL		•	METZ		•	SWIONTEK		•			
•	HORGAN		•	METZGER		•	THORSGARD					
•	JACOBSON	•	•	MEYER		•	TIMM					

So the bill passed and the title was agreed to.

Rep. Mushik moved that the absent members be excused, which motion prevailed.

Rep. Mushik moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SEVENTH DAY

Bismarck, March 10, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding. The prayer was offered by Rev. Joe Agee, Jr., Pastor, Washington Heights Community Church, Bismarck.

The roll was called, and all members were present except Reps. Backes, Strinden, VanderVorst, Wentz and Winkjer.

A quorum was declared by the Speaker.

RECOGNITION

The Sakakawea Girl Scout Council, Troop 256, from Cathedral School in Bismarck participated in a flag ceremony, marking Girl Scout Week. Diane M. Zink was the Caller, and Elizabeth Simon and Susan Senger were the flag carriers. This is the 65th year of Girl Scouting.

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, Forty-fifth Day After Recess and Forty-sixth day and recommends that the same be corrected as follows:

On page 1162, line 42, delete "Rued" and insert in lieu thereof "Reed"

On page 1176; line 18, delete "Rylance" and insert in lieu thereof "Gackle"

On page 1176, line 19, delete "State and Federal Government" and insert in lieu thereof "Finance and Taxation"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Reed 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 Senate Bill No. 2027, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 1, that the same be amended as follows:

On page 1, line 2 of the engrossed bill, after the word "towers" insert the following:

"; to provide for state reimbursement for the loss of revenue to counties and other taxing districts; and to provide an appropriation"

On page 2, following line 15, insert the following:

"SECTION 3. TRANSMISSION TOWER CREDIT — CERTIFICATION.)

Prior to March 1, 1979, 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 to whom the credit provided in section 2 of this Act was allowed for the preceding year, the amount of the credit 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 July 1, 1979, and of each year thereafter, the sum of the amounts computed by multiplying the credit allowed for each such transmission tower 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 2 of this Act was not allowed in whole or in part.

SECTION 4. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$200,000.00, or so much thereof as may be

necessary, to the state treasurer for the reimbursement of county tax credits as provided in this Act, for the biennium beginning July 1, 1977, and ending June 30, 1979. If the appropriation provided in this Act is not sufficient to cover the credits allowed, the state treasurer shall pay only the amount of funds available and a method of proration shall be used that provides each county the same proportion of these funds as the percent of total funds it would have received if the appropriation had been sufficient."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

And be re-referred to the Committee on Appropriations.

REP. GACKLE, Chairman

Senate Bill No. 2027 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2234, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. ERICKSON, Chairman.

Senate Bill No. 2234 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2240, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. ERICKSON, Chairman

Senate Bill No. 2240 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2277, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 24 of the engrossed bill, after the word "account" insert the words "at the maximum rate allowed for passbook savings"

On page 2, line 4 after the period, insert the following new sentence: "A landlord may not demand or receive security, however denominated, in an amount or value in excess of one month's rent."

On page 2, line 6 delete the word "accrued"

On page 2, line 7 delete the words "rent and"

On page 2, line 11 delete the words "accrued rent or"

On page 2, line 12 after the word "itemization" insert the words "together with the amount due"

On page 2, line 20 delete the word "wrongfully" and after the word "withheld" insert the words "without reasonable justification"

On page 2, line 24 after the period insert the following new sentence: "The grantor shall not be relieved of liability under this Act until transfer of the security deposit to the grantee."

On page 2, after line 28 insert the following new subsection:

"5. This Act shall apply to the state and to political subdivisions of the state that lease real property or dwellings and require money as a security deposit."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Vice Chairman

Senate Bill No. 2277 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2279, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 5; Absent, 2, that the same do not pass.

REP. WINGE, Chairman

Senate Bill No. 2279 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2343, has had the same under consideration and recommends, that the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2343 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2347, has had the same under consideration and recommends, that the same be amended as follows:

On page 1, line 16, insert beginning triple parentheses before the word "up"

On page 1, line 18, insert ending triple parentheses after the comma
And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2347 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2379, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same do not pass.

REP. LANG, Chairman

Senate Bill No. 2379 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2388, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 2 of the engrossed bill, line 16, delete the words "a class B mis-"

On page 2, line 17, delete the word "demeanor" and insert in lieu thereof the words "an infraction"

On page 2, line 24, after the word "telephone" insert the words ", co-axial, signaling and other" and on the same line delete the word "or"

On page 2, line 25, after the word "structures" insert the words ", or other circuits and their supporting structures which are not high voltage as defined in Section 1"

On page 2, line 26, after the word "any" insert the word "railroad" and on the same line after the word "equipment" insert the words "or vehicles"

On page 2, line 27, after the word "rails" insert the word "or railroad right-of-way"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2388 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2392, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2392 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2397, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same be amended as follows:

On page 1, line 11 of the engrossed bill, before the word "political" insert the word "national"

On page 1, line 12 delete the words "delegates to the national" and insert in lieu thereof the words "endorsed presidential candidates"

On page 1, line 13 delete the words "party conventions"

On page 1, line 21 delete the word "SELECTION" and insert in lieu thereof the word "INSTRUCTION"

On page 2, line 1 delete the word "hold" and insert in lieu thereof the words "have held"

On page 2, line 2 delete the word "selected" and insert in lieu thereof the word "instructed"

On page 2, line 3 after the word "candidate" insert the word "nominated" and also in line 3 delete the word "preference" and insert in lieu thereof the word "endorsement"

On page 2, line 4 delete the word "primary" and insert in lieu thereof the word "convention"

On page 2, line 7 delete the word "selected" and insert in lieu thereof the word "instructed"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Vice Chairman

Senate Bill No. 2397 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2472, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same do not pass.

REP. LANG, Chairman

Senate Bill No. 2472 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2473, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 2; Absent, 2, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2473 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred

Senate Bill No. 2475, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do pass. And be re-referred to the Committee on Appropriations.

REP. KRETSCHMAR, Vice Chairman

Senate Bill No. 2475 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2536, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2536 was placed on the 14th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Winkjer moved that the amendments to Senate Bill No. 2051 as recommended by the Committee on Judiciary as printed on page 1170 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2218 as recommended by the Committee on Industry, Business and Labor as printed on page 1171 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2327 as recommended by the Committee on Industry, Business and Labor as printed on page 1171 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2353 as recommended by the Committee on Judiciary as printed on pages 1172 and 1173 of the House Journal be adopted, which motion prevailed on a verification vote.

Rep. Winkjer moved that the amendments to Senate Bill No. 2378 as recommended by the Committee on Judiciary as printed on page 1173 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Kelly moved that the House reconsider its action by which Senate Bill No. 2428 was lost, which motion prevailed.

Rep. Maixner requested unanimous consent to amend Senate Bill No. 2428, which request was not granted.

Rep. Maixner moved that Senate Bill No. 2428 be re-referred to the Committee on Natural Resources, which motion prevailed.

Rep. Dotzenrod moved that the House do concur in the Senate amendments to House Bill No. 1087, which motion prevailed.

Rep. Lang moved that the House not concur on Senate amendments to House Bill No. 1476, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1476:

Rep. Wentz

Rep. G. Larson

Rep. Nordby

SECOND READING OF SENATE BILLS

Senate Bill No. 2372. A Bill for an Act to create and enact a new section

to chapter 40-46 of the North Dakota Century Code, relating to the tax levy for city employees' pension 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, 86; nays, 4; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVREAN		•	• SOLBERG		
• HICKLE			• MEIERS			• STENEHJEM		
• HILL			• MERTENS			• STRINDEN		
• HORGAN		•	• METZ			• SWIONTEK		
• JACOBSON			• METZGER			• THORSGARD		
			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2425. A Bill for an Act to amend and reenact sections 11-33-09 and 11-33-10 of the North Dakota Century Code, relating to the publication and effective date of county zoning resolutions and amendments, and to separate hearings on such resolutions and amendments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		

● HAUGLAND	MARTINSON	● SCHINDLER
HAUSAUER, A. #49	● MATCHIE	● SCHUETT
HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2471. A Bill for an Act to amend and reenact Section 13-04-01 of the North Dakota Century Code, relating to installment loan charges.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 12; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● NUSHIK			● VANDER VORST		
● BERG			● KLUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY		●	● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12		●	● POWERS					
● DUBORD			● LARSON, G. #29			● RAU					● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE		●	● LOKKEN			● RICHTER					
● GENGLER		●	● LUNDENE			● RIEHL					
● GERL		●	● MAIXNER			● ROCHELEAU					
● GRÖNNEBERG			● MARSDEN			● RUED					
● GUNDERSON		●	● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN		●	● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN			●		
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER		●	● THORSGARD					
● JACOBSON			● MEYER		●	● TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2038. A Bill for an Act to create and enact section 26-07-14.1 of the North Dakota Century Code, relating to a procedure for the revocation or suspension of the authority of a foreign insurance company to do business in the state; to amend and reenact sections 26-01-07, 26-03-42, 26-03-43, 26-07-14, 26-08-04, 26-08-07, 26-08-18, subsection 6 of section 26-09-01, sections 26-11-02, 26-11-11, 26-14-03, 26-14-05, subsection 4 of section 26-14-08, sections 26-14-12, 26-20-01, and subsection 7 of section 26-21-02 of the North Dakota Century Code, relating to procedure for filing policies and articles of incorporation and amendments thereto with the commissioner of insurance, capital asset and surplus requirements for certain domestic and foreign insurance companies, procedure for revocation of authority of a foreign insurance company to do business in the state, liability of insurance company officers to stockholders and policyholders, collection of premiums by mutual insurance companies, and consolidation and dissolution of domestic insurance companies; and to repeal sections 26-07-12, 26-08-14, 26-08-15, and 26-10-06, and chapters 26-

13 and 26-19, all of the North Dakota Century Code, relating to procedures on revocation of authority of insurance company for discrimination, notice of impairment of capital, assessment of stock, selection of application of surplus, assessment plan accident and sickness insurance companies, and crop hail insurance.

Which has been read.

Rep. Kloubec moved that the House dispense with the reading of the title to Senate Bill No. 2038, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 5; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• FAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2136. A Bill for an Act to create and enact subsection 15 of section 61-24-08 of the North Dakota Century Code, relating to the powers and duties of the Garrison Diversion Conservancy District board of directors; and to amend and reenact section 61-24-03 of the North Dakota Century Code, relating to the election of the same board of directors.

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, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		

• DOTZENROD	• LARSON, B #12	• POWERS	
• DUBORD	• LARSON, G #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDRERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCHE	• MARTIN, G #43	• RYLANDCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVYRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2187. A Bill for an Act to amend and reenact section 49-18-15 of the North Dakota Century Code, relating to motor 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, 91; nays, 0; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• IWETEN		
• BEAULCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDRERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCHE			• MARTIN, G #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2192. A Bill for an Act to amend and reenact section 49-18-21 of the North Dakota Century Code, relating to hearings for contract motor carriers permits.

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, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMOITT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSO	• WINKLER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DUBORD	• LARSON, G #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVIRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that Mr. Oscar Huber of Bowdle, South Dakota, was in the chamber. Mr. Huber is a former member of the South Dakota House of Representatives, where he also served as Chairman of the Education Committee. Rep. Huber was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 2208. A Bill for an act to create and enact sections 4-09-14.1, 4-09-14.2, 4-09-14.3, and 4-09-14.4, of the North Dakota Century Code, requiring fee tags or stamps to be attached to all containers of seed sold in this state for sowing purposes; and to amend and re-enact section 4-09-15 of the North Dakota Century Code, relating to exemptions from certain requirements of the chapter.

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, 7; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSO			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU					
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					

● HERMAN	● MCGAUVVRAN	SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDE
● HILL	● METZ	● SWINTEK
● HORGAN	● METZGER	● THORSKARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2269. A Bill for an Act to authorize the public or private sale of certain premises owned by the state of North Dakota doing business as the university of North Dakota situated in Grand Forks, North Dakota, and for authority to use the proceeds of such sale.

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, 2; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES	●		● KELLY			● MUND	●	● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAH		● WENTZ
● COMMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSO		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS	●	
● DuBORD			● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE	●		● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED	●	
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSK			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MATHISON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHMETT		
● HAUSAUER, L. #25			● MCGAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDE		
● HILL			● METZ			● SWINTEK		
● HORGAN			● METZGER			● THORSKARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

MOTION

Rep. Dotzenrod moved that the rules be suspended, and that Senate Bill No. 2287 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2289. A Bill for an Act to amend and reenact section 46-03-10 of the North Dakota Century Code, relating to arranging laws for publication and providing for adding equivalent metric measurements to laws containing customary measurements.

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, 19; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES	●		● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY	●	● UNHJEM

• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHER	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDE	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2290. A Bill for an Act to provide for the office of the governor to coordinate and plan executive branch conversion to the metric 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, 66; nays, 25; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS		YEAS	N-V	NAYS		YEAS	N-V	NAYS	
• ANDERSON		•		• JOHNSON				• MILLER			• TINJUM
• BÄCKES		•		• KELLY				• MUND			• TWETEN
• BEAUCLAIR				• KERMOITT				• MURPHY		•	• UNHJEM
• BENEDICT				• KLOUBEC				• MUSHIK			• VANDER VORST
• BERG		•		• KNUDSON				• NICHOLAS		•	• WAGNER
• BERGER				• KRETSCHMAR				• NORDBY			• WALSH
• BLACK				• KUCHER				• OLSON			• WEBER
• CHRISTENSEN				• LANG		•		• OPEDAHL			• WENTZ
• CONMY				• LANGLEY				• O'SHEA		•	• WINGE
• CRABTREE		•		• LARDY				• PETERSON			• WINKJER
• DOTZENROD				• LARSON, B. #12				• POWERS			
• DuBORD				• LARSON, G. #29				• RAU			• MR. SPEAKER
• EAGLES				• LAUGHLIN				• REED		•	
• ERICKSON		•		• LEE				• RICHARD			
• FLEMING				• LIPSIEA				• RICHIE			
• GACKLE		•		• LOKKEN				• RICHTER			
• GENGLER				• LUNDENE		•		• RIEHL			
• GERL				• MAIXNER				• ROCHELEAU			
• GRONNEBERG				• MARSDEN		•		• RUED			
• GUNDERSON				• MARTIN, C. #38				• RUSSELL			
• GUNSCH		•		• MARTIN, G. #43				• RYLANCE			
• HAUGLAND				• MARTINSON				• SCHINDLER		•	
• HAUSAUER, A. #49				• MATCHIE				• SCHUETT		•	
• HAUSAUER, L. #25				• McCAFFREY				• SCOFIELD			
• HERMAN				• McGAUVAN				• SOLBERG			
• HERSLIP				• MEIERS				• STENEHJEM			
• HICKLE		•		• MERTENS				• STRINDE		•	
• HILL				• METZ				• SWIONTEK			
• HORGAN				• METZGER		•		• THORSGARD			
• JACOBSON				• MEYER				• TIMM			

So the bill passed and the title was agreed to.

Senate Bill No. 2334. A Bill for an Act to amend and reenact section 44-04-19 of the North Dakota Century Code, relating to open governmental meetings, and providing a penalty for violation by governing body 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, 58; nays, 34; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL					1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT		•	• MURPHY			• UNHJEM		•
• BENEDICT			• KIOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHER			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• MCCAFFREY			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGALVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2444. A Bill for an Act to designate an official state grass.

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, 19; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL					1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		•
• BENEDICT			• KIOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHER			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGALVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Gengler moved that the rules be suspended, and that Senate Bill No. 2246 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2467. A Bill for an Act to create and enact a new subsection to section 39-01-01 of the North Dakota Century Code, providing a definition for "farm trailer"; and to amend and reenact subsection 55 of section 39-01-01, subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, section 39-04-26, and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to the definition of "semitrailer", motor vehicles exempt from registration fees, trailer identification plate fees for privately owned trailers, registration of vehicles transporting property, and to driver's license classifications.

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, 25; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOITT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA	•		• OLSON		•	• WEBER	•	
• CHRISTENSEN			• LANG			• OPDAHL			• WENTZ		
• CONMY		•	• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• FAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN		•	• RICHTER					
• GENGLER		•	• LUNDENE			• RIEHL					
• GERI		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38		•	• RUSSELL					
• GUNSCH		•	• MARTIN, G #43		•	• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHI			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HKIL			• METZ		•	• SWONTEK					
• HORGAN		•	• METZGER		•	• THORSGARD		•			
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1156

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. 1063

House Bill No. 1165

House Bill No. 1191

House Bill No. 1209
House Bill No. 1211
House Bill No. 1255
House Bill No. 1295
House Bill No. 1331
House Bill No. 1337
House Bill No. 1355
House Bill No. 1411
House Bill No. 1426
House Bill No. 1440
House Bill No. 1479
House Bill No. 1592

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2015
Senate Bill No. 2019
Senate Bill No. 2028
Senate Bill No. 2041
Senate Bill No. 2043
Senate Bill No. 2046
Senate Bill No. 2052
Senate Bill No. 2061
Senate Bill No. 2097
Senate Bill No. 2117
Senate Bill No. 2161
Senate Bill No. 2172
Senate Bill No. 2174
Senate Bill No. 2180
Senate Bill No. 2181
Senate Bill No. 2182
Senate Bill No. 2183
Senate Bill No. 2186
Senate Bill No. 2191
Senate Bill No. 2200
Senate Bill No. 2215
Senate Bill No. 2216
Senate Bill No. 2229
Senate Bill No. 2235
Senate Bill No. 2244
Senate Bill No. 2247
Senate Bill No. 2253
Senate Bill No. 2257
Senate Bill No. 2259
Senate Bill No. 2261
Senate Bill No. 2265
Senate Bill No. 2299
Senate Bill No. 2314
Senate Bill No. 2315
Senate Bill No. 2354
Senate Bill No. 2366
Senate Bill No. 2390
Senate Concurrent Resolution No. 4069

Which the Speaker has signed.

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. 2202
Senate Bill No. 2204
Senate Bill No. 2233
Senate Bill No. 2302
Senate Bill No. 2427
Senate Bill No. 2429
Senate Bill No. 2498

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. 2168
Senate Bill No. 2506

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. 2147
Senate Bill No. 2149
Senate Bill No. 2162
Senate Bill No. 2285
Senate Bill No. 2295
Senate Bill No. 2328
Senate Bill No. 2349
Senate Bill No. 2356

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. 1476 and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

Rep. Wentz
Rep. G. Larson
Rep. Nordby

Very respectfully,
ROY GILBREATH, Chief Clerk
MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1231
House Bill No. 1296
House Bill No. 1298
House Bill No. 1410
House Bill No. 1433
House Concurrent Resolution No. 3099

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1022
House Bill No. 1025
House Bill No. 1034
House Bill No. 1038
House Bill No. 1053
House Bill No. 1058
House Bill No. 1059
House Bill No. 1062
House Bill No. 1069
House Bill No. 1088
House Bill No. 1103
House Bill No. 1109
House Bill No. 1111
House Bill No. 1112
House Bill No. 1136
House Bill No. 1142
House Bill No. 1147
House Bill No. 1154
House Bill No. 1168
House Bill No. 1171
House Bill No. 1177
House Bill No. 1180
House Bill No. 1182
House Bill No. 1183
House Bill No. 1199
House Bill No. 1203
House Bill No. 1204
House Bill No. 1210
House Bill No. 1216
House Bill No. 1217
House Bill No. 1220
House Bill No. 1226
House Bill No. 1230
House Bill No. 1232
House Bill No. 1234
House Bill No. 1235
House Bill No. 1238
House Bill No. 1241
House Bill No. 1248
House Bill No. 1249
House Bill No. 1274
House Bill No. 1281
House Bill No. 1286
House Bill No. 1303
House Bill No. 1306
House Bill No. 1332
House Bill No. 1367
House Bill No. 1370
House Bill No. 1428
House Bill No. 1472
House Bill No. 1493
House Concurrent Resolution No. 3040

Which the President has signed.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1129
House Bill No. 1245
House Bill No. 1264
House Bill No. 1273
House Bill No. 1388

LEO LEIDHOLM, Secretary
PROPOSED AMENDMENTS TO HOUSE BILL No. 1129

On page 3, line 21 of the engrossed bill, after the word "state" insert an underscored comma

On page 3, line 21, after the comma which follows the word "cities" insert the following words: **"and outside platted townsites, additions, or subdivisions recorded pursuant to chapter 40-50,"**

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1245

Page 2, line 18 of the engrossed bill after "39-20-05" delete the following, **except for the issue of arrest.**

And renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1264

On page 5, line 3 of the bill, delete **", and twenty-**

On page 5, line 4 of the bill, delete **"one"**

On page 6, delete lines 19, 20 and 21

On page 2 of the engrossed bill, after line 12, insert the following new subsection:

"2. "Bona fide guest" means a person who is not a member of an eligible organization, but who is allowed to use the facilities of the organization when invited by a member or the organization in accordance with the eligible organization's bylaws, articles of incorporation, charter, rules, or other written statement."

On page 5 of the engrossed bill, after line 11, insert the following new subsection:

"16. "Member" means a person who has qualified for and been admitted to membership in an eligible organization pursuant to its bylaws, articles of incorporation, charter, rules, or other written statement, and who pays regular monthly, annual, or other periodic dues or is a fully paid life member of the eligible organization. "Member" includes auxiliary members, but excludes social and honorary members."

On page 6, line 9, after the word "organization," insert the following: **"the name of the licensing or authorizing authority, the license or authorizing resolution number,"**

On page 7, line 9, after the word "of" delete the word **"January"** and insert in lieu thereof the word **"April"**

On page 8, line 22, after the period delete the remainder of the line

On page 8, delete lines 23 through 25

On page 13, line 10, after the word "section" delete the numeral **"7"** and insert in lieu thereof the numeral **"9"**

On page 13, line 25, after the word "of" delete the word **"January"** and insert in lieu thereof the word **"April"**

On page 13, line 26, after the word "a" delete the word "ten" and insert in lieu thereof the words "one hundred"

On page 14, after line 13, insert the following new paragraph:

"The attorney general shall have the power, on his own motion based on reasonable grounds or on written complaint, to suspend or revoke a license in accordance with chapter 28-32 for violation, by the licensee or any officer, director, agent, member, or employee of such licensee, of this Act or any rule or regulation promulgated hereunder."

On page 14, line 17, after the word "organization" delete the following: "; the names and addresses of the member or" and insert in lieu thereof the words "and such other information as the licensing or authorizing authority may designate."

On page 14, delete lines 18 through 20

On page 14, line 24 after the period, insert the following: "The sale of a raffle ticket shall not require the display of the license or authorizing resolution."

On page 14, line 35 after the word "Act" insert the words ", any rule or regulation promulgated hereunder,"

On page 15, after line 4 insert the following new section:

"SECTION 15. RULES AND REGULATIONS.) The licensing authority may promulgate rules and regulations in accordance with chapter 28-32 of the North Dakota Century Code, relating to methods of play, conduct and promotion of games of chance; methods, procedures and minimum standards for accounting and record keeping; requiring reports by licensees and authorized organizations; methods of competition and doing business by distributors; and marking or identification of raffle tickets, bingo equipment, jars, pull tabs, punchboards or any other implements of gambling used or distributed in this state; in order to implement or effectuate the provisions and purposes of this Act; to ensure that the entire net proceeds of games of chance are devoted to educational, charitable, patriotic, fraternal, religious, or other public spirited uses as defined by this Act; to protect and promote the public interest; to ensure fair and honest games of chance; to ensure that fees and taxes are paid; and to seek to prevent or detect unlawful gambling activity."

On page 15, line 10, delete the beginning triple parentheses

On page 15, line 11, after the word "chapter" delete the ending triple parentheses and delete the words "Except as permitted by law"

And renumber the lines, subsections, sections and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1273

On page 1 of the engrossed bill, line 23, delete the word "his" and insert in lieu thereof the word "their" and after the word "travel" insert the following: "from their residence"

And renumber the lines and pages accordingly.

Statement of the Purpose of the Amendment:

The purpose of the amendment is to clarify the language of the bill.

On page 1, line 24, of the engrossed bill, after the word "than" delete the words: "the equivalent of"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1388

On page 1, line 14, after the word "hereafter" insert "in intersection curb and gutter repair or installation projects"; and in the same line after the word "crosswalk" insert "in said projects"

And renumber the lines accordingly:

Page 1, line 4 after the word "undertaking" delete "extensive"

Page 1, line 17 delete the word "extensive"

And renumber the pages and lines accordingly.

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. 1174:

Senator Peterson

Senator Wright

Senator Miller

House Bill No. 1252:

Senator Wenstrom

Senator Naaden

Senator Erdman

House Bill No. 1325:

Senator Vosper

Senator Albers

Senator Miller

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. 2042, Senate Bill No. 2153, Senate Bill No. 2190, Senate Bill No. 2276, Senate Bill No. 2421, Senate Bill No. 2482, refused to concur in the House amendment to Senate Bill No. 2031, Senate Bill No. 2160, Senate Bill No. 2262, and the President has appointed as a conference committee to act with a like committee from the House:

Senate Bill No. 2031:

Senator Lodoen

Senator Tennefos

Senator Krauter

Senate Bill No. 2160:

Senator Vosper

Senator Albers

Senator Mau

Senate Bill No. 2262:

Senator Lodoen

Senator Farrington

Senator Shablow

Very respectfully,

LEO LEIDHOLM, Secretary of Senate

REPORTS OF PROCEDURAL COMMITTEES

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3040

Were delivered to the Secretary of State at the hour of 4:00 o'clock p.m.,
March 10, 1977.

REP. L. HAUSAUER, Chairman

The committee on Enrollment and Grossment respectfully reports
that:

House Bill No. 1022	House Bill No. 1204
House Bill No. 1025	House Bill No. 1210
House Bill No. 1034	House Bill No. 1216
House Bill No. 1038	House Bill No. 1217
House Bill No. 1053	House Bill No. 1220
House Bill No. 1058	House Bill No. 1226
House Bill No. 1059	House Bill No. 1230
House Bill No. 1062	House Bill No. 1232
House Bill No. 1069	House Bill No. 1234
House Bill No. 1088	House Bill No. 1235
House Bill No. 1103	House Bill No. 1238
House Bill No. 1109	House Bill No. 1241
House Bill No. 1111	House Bill No. 1248
House Bill No. 1112	House Bill No. 1249
House Bill No. 1136	House Bill No. 1274
House Bill No. 1142	House Bill No. 1281
House Bill No. 1147	House Bill No. 1286
House Bill No. 1154	House Bill No. 1303
House Bill No. 1168	House Bill No. 1306
House Bill No. 1171	House Bill No. 1332
House Bill No. 1177	House Bill No. 1367
House Bill No. 1180	House Bill No. 1370
House Bill No. 1182	House Bill No. 1428
House Bill No. 1183	House Bill No. 1472
House Bill No. 1199	House Bill No. 1493
House Bill No. 1203	

Were delivered to the Governor for his approval at the hour of 4:00
o'clock p.m., March 10, 1977.

REP. L. HAUSAUER, Chairman

Rep. Mushik moved that the House stand recessed until 1:00 p.m.,
Friday, March 11, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

Rep. Wagner moved that the House reconsider its action by which the amendments to Senate Bill No. 2201 were adopted, which motion prevailed.

The question then was on the adoption of the amendments to Senate Bill No. 2201, as shown on page 944 of the House Journal, which motion failed.

Senate Bill No. 2201 was placed on the calendar without amendments.

Rep. Kretschmar moved that Senate Bill No. 2364 be re-referred to the Committee on Judiciary, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2529. A Bill for an Act to amend and reenact sections 27-11-01, 27-11-22 and 27-12-02 of the North Dakota Century Code, relating to prohibition of practicing law or serving on certain courts without certificate of admission and payment of annual license fee and providing a penalty, relating to the requirement for an annual license to practice law or serve on certain courts, issuance thereof, fees therefore and membership in the state bar association of North Dakota of all attorneys and persons serving on certain 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, 88; nays, 6; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER FORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY		•	• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER		•	• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRÖNNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCHE			• MARTIN, G #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		•			
• HERMAN			• McGAUVREAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2546. A Bill for an Act to authorize the state board of higher education to purchase two and sixty-nine hundredths acres of land adjacent to the university of North Dakota medical center rehabilitation

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAULAIR			• KERMOTT			• MURPHY		• UNJEM
• BENEDICT			• KLOUBEC			• MUSHK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRÖNNBERG			• MARS DEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCHE			• MARTIN, G. #43			• RYLANDCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORS GARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Herman moved that the House reconsider the action by which the amendments to Senate Bill No. 2353 were adopted.

Rep. Metzger requested that he be excused from voting on Senate Bill No. 2353 because of a conflict of interest.

Rep. Mertens requested that he be excused from voting on Senate Bill No. 2353, because of a conflict of interest.

Rep. Richie requested that he be excused from voting on Senate Bill No. 2353, because of a conflict of interest.

Rep. Dotzenrod requested that he be excused from voting on Senate Bill No. 2353 because of a conflict of interest.

Rep. Conmy requested that he be excused from voting on Senate Bill No. 2353, because of a conflict of interest.

Rep. Rau requested that he be excused from voting on Senate Bill No. 2353 because of a conflict of interest.

Rep. Crabtree requested that he be excused from voting on Senate Bill No. 2353, because of a conflict of interest.

Rep. Rued requested that he be excused from voting on Senate Bill No. 2353 because of a conflict of interest.

Rep. Christensen requested that he be excused from voting on Senate Bill No. 2353 because of a conflict of interest.

Rep. Thorsgard requested that he be excused from voting on Senate Bill No. 2353 because of a conflict of interest.

Rep. Kloubec requested that he be excused from voting on Senate Bill No. 2353 because of a conflict of interest.

Rep. Miller requested that he be excused from voting on Senate Bill No. 2353 because of a conflict of interest.

Rep. Backes moved that Reps. Metzger, Mertens, Richie, Dotzenrod, Conmy, Rau, Crabtree, Rued, Christensen, Thorsgard, Kloubec and Miller be allowed to vote on Senate Bill No. 2353, which motion prevailed.

The motion of Rep. Herman failed on a verification vote.

Rep. Mushik moved that the absent members be excused, which motion prevailed.

Rep. Mushik moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-EIGHTH DAY

Bismarck, March 11, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Ralph Fisher, Pastor, Church of the Nazarene, Bismarck.

The roll was called, and all members were present except Reps. Gunsch, A. Hausauer, Mertens, Opedahl, Peterson, Richie, Tweten 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 Forty-sixth Day After Recess and Forty-seventh Day, and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1599, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 2; Absent, 0, that the same do pass.

REP. LANG, Chairman

House Bill No. 1599 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2016, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 1; Absent, 3, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2016 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2018, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 1; Absent, 3, that the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2018 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2109, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 5; Absent, 3, that the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2109 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2110, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 5; Absent, 3, that the same be amended as follows:

On page 2, line 29 of the engrossed bill, delete the second word "to" and insert in lieu thereof the word "the"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2110 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2139, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 5; Absent, 2, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2139 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2177, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 4; Absent, 1, that the same be amended as follows:

On page 1, line 14, of the engrossed bill after the word "meetings" insert the words "where practicable." and also on line 14, delete "unless otherwise specifi-"

On page 1, delete all of lines 15 through 24

On page 2, delete all of lines 1 through 14

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2177 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2308, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1, line 10, of the engrossed bill delete the word "freeholders" and insert in lieu there of the word "electors"

On page 2, line 31, after the word "expressed" insert the words "wherever possible,"

On page 2, line 32, delete the words "if possible,"

On page 4, line 17, after the word "year" insert a comma

On page 4, line 34, after the word "district" insert the words "with regard to a general ambulance service program"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2308 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2344, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 3; Absent, 2, that the same be amended as follows:

On page 1, line 8, of the engrossed bill delete the words "units of local government" and insert in lieu thereof the words "political subdivisions"

On page 1, line 11, after the first word "of" insert the word "certain"

and also on line 11, delete the words "units of local government" and insert in lieu thereof the words "political subdivisions"

On page 1, line 20, delete the words "units of general local government" and insert in lieu thereof the words "political subdivisions"

On page 1, line 22, delete the word "units" and insert in lieu thereof the words "political subdivisions"

On page 2, line 5, delete the word "last" and insert in lieu thereof the words "most recent"

On page 2, line 10, delete the word "last" and insert in lieu thereof the words "most recent"

On page 2, line 17, delete the first word "to" and insert in lieu thereof the word "from"

On page 2, line 25, delete the words "political subdivisions" and insert in lieu thereof the word "cities"

On page 2, line 32, delete the word "within" and also on line 32, delete the words "there shall be located" and insert in lieu thereof the words "has created"

On page 2, line 33, delete the word "created"

On page 3, line 2, delete the word "within" and also on line 2, delete the words "there shall be located" and insert in lieu thereof the word "has"

On page 3, line 3, delete the word "created" and insert in lieu thereof the word "established"

On page 3, line 32, delete the word "units" and insert in lieu thereof the words "political subdivisions"

On page 3, line 33, delete the word "units" and insert in lieu thereof the word "political subdivisions"

On page 3, line 35, delete the words "local unit of government" and insert in lieu thereof the words "political subdivisions"

On page 4, line 4, delete the word "unit" and insert in lieu thereof the words "political subdivisions"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. LANG, Chairman

Senate Bill No. 2344 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2360, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 2, line 1, of the engrossed bill delete "20 cents" and insert in lieu thereof "15 cents"

On page 2, line 2, delete "25 cents" and insert in lieu thereof "20 cents"

On page 2, line 5, delete "50 cents" and insert in lieu thereof "30 cents"

On page 2, line 6, delete "20 cents" and insert in lieu thereof "15 cents"

On page 2, delete all of line 7

On page 2, line 8, delete "20 cents" and insert in lieu thereof "15 cents"

On page 2, delete all of line 9

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2360 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2369, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 5; Absent, 0, that the same be amended as follows:

On page 1, line 8 of the engrossed bill, delete the following: “; and declaring an”

On page 1, line 9, delete the word “emergency”

On page 2, line 8, delete the triple parentheses around the words “health council” and also on line 8, delete the words “health department”

On page 5, line 30, after the word “in” insert the following: “subsection 6 of” and also on line 30, delete the underscored comma

On page 5, line 31, delete the following: “subsection 6, as defined in this chapter”

On page 7, line 33, delete the triple parentheses around the words “health council” and also on line 7, delete the words “department of”

On page 7, line 34, delete the word “health”

On page 8, line 18, delete the triple parentheses around the words “health council” and also on line 18, delete the word “state”

On page 8, line 19, delete the words “department of health”

On page 8, line 26, delete the triple parentheses around the words “health council”

On page 8, line 27, delete the words “department of health”

On page 8, line 33, delete the triple parentheses around the words “health council” and also on line 33, delete the words “department of health”

On page 9, line 5, delete the beginning triple parentheses before the word “health”

On page 9, line 6, delete the ending triple parentheses after the word “council” and also on line 6, delete the words “department of health”

On page 9, line 25, delete the word “by”

On page 9, line 26, delete the words “the department”

On page 11, delete all of lines 7 through 9

And renumber the lines and pages accordingly.

And when so amended, recommends the same Do Not Pass.

REP. HAUGLAND, Chairman

Senate Bill No. 2369 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2428, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same be amended as follows:

On page 1, line 4, after the word “operations” delete the following:

“; and to repeal subsection 5 of section 38-18-06 of the North Dakota Century Code, relating to district court actions when a surface owner does not consent to strip mining by an owner of a severed mineral interest”

On page 2, delete everything following the words “subject to the provisions of this chapter.”

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2428 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2463, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 2, line 2, of the engrossed bill insert beginning triple parentheses before the word "whether"

On page 2, line 4, insert ending triple parentheses after the word "municipality" and insert in lieu thereof the following: "provided that the property acquired for the project shall be located wholly within the boundaries of the municipality acquiring it unless a contract or agreement between that municipality and any other municipality in which part or all of the property is located is entered into as authorized by subsection 8 of this section"

On page 2, line 12, insert beginning and ending triple parentheses around the comma and insert the words "or nonprofit corporation" and also on line 12, delete the words "whether or not organized on a nonprofit basis."

On page 5, line 33, after the word "expense," insert the words "any bond reserves"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2463 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2487, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same be amended as follows:

On page 1, line 4 of the engrossed bill delete the word "the" and also on line 4 delete the words "fee for buses used for" and insert in lieu thereof the word "fees"

On page 1, line 5 delete the words "religious or charitable purposes"

On page 2, line 6 place triple parentheses around the word "three" and insert in lieu thereof the word "five"

On page 2, line 13 place beginning triple parentheses before the numeral "1999"

On page 2, line 25 place ending triple parentheses after the numeral "86.00" and insert in lieu thereof the following:

"1,999 or less	\$32.00	\$25.00	\$19.00	\$15.00
2,000 - 2,399	34.00	27.00	20.00	15.00
2,400 - 2,799	36.00	29.00	22.00	15.00
2,800 - 3,199	38.00	30.00	23.00	16.00
3,200 - 3,599	42.00	33.00	25.00	17.00
3,600 - 3,999	46.00	37.00	28.00	19.00
4,000 - 4,499	56.00	45.00	34.00	23.00
4,500 - 4,999	72.00	57.00	43.00	29.00
5,000 - 5,999	100.00	80.00	60.00	40.00
6,000 - 6,999	130.00	104.00	78.00	52.00
7,000 - 7,999	160.00	128.00	96.00	64.00
8,000 - 8,999	190.00	152.00	114.00	76.00
9,000 & over	220.00	176.00	132.00	88.00"

On page 2, line 30 place triple parentheses around the word "nine" and insert in lieu thereof the word "twelve"

On page 2, line 34 delete the words " , buses owned and operated by religious."

On page 2, delete line 35

On page 3, delete line 1

On page 3, line 2, delete the words "public nonprofit purposes,"

On page 3, line 11 place beginning triple parentheses before the numeral "0"

On page 3, line 21 place ending triple parentheses after the numeral "25.00" and insert in lieu thereof the following:

" 0 - 4,000	\$26.00	\$21.00	\$16.00	\$15.00
4,001 - 6,000	31.00	25.00	20.00	15.00
6,001 - 8,000	36.00	29.00	23.00	15.00
8,001 - 10,000	41.00	34.00	26.00	16.00
10,001 - 12,000	47.00	38.00	29.00	18.00
12,001 - 14,000	52.00	42.00	32.00	20.00
14,001 - 16,000	57.00	46.00	35.00	22.00
16,001 - 18,000	62.00	50.00	38.00	24.00
18,001 - 20,000	68.00	55.00	42.00	26.00
20,001 - 22,000	73.00	59.00	45.00	27.00
22,001 - 24,000	78.00	63.00	48.00	29.00"

On page 3, line 26 place beginning triple parentheses before the numeral "24,001"

On page 4, line 19 place ending triple parentheses after the numeral "795.00" and insert in lieu thereof the following:

"24,001 - 26,000	\$176.00	\$141.00	\$123.00
26,001 - 28,000	211.00	169.00	148.00
28,001 - 30,000	246.00	197.00	172.00
30,001 - 32,000	281.00	225.00	197.00
32,001 - 34,000	316.00	253.00	221.00
34,001 - 36,000	351.00	281.00	246.00
36,001 - 38,000	386.00	309.00	270.00
38,001 - 40,000	421.00	337.00	295.00
40,001 - 42,000	456.00	365.00	319.00
42,001 - 44,000	491.00	393.00	344.00
44,001 - 46,000	526.00	421.00	368.00
46,001 - 48,000	561.00	449.00	393.00
48,001 - 50,000	596.00	477.00	417.00
50,001 - 52,000	631.00	505.00	442.00
52,001 - 54,000	666.00	533.00	466.00
54,001 - 56,000	701.00	561.00	491.00
56,001 - 58,000	736.00	589.00	515.00
58,001 - 60,000	771.00	617.00	540.00
60,001 - 62,000	806.00	645.00	564.00
62,001 - 64,000	841.00	673.00	589.00
64,001 - 66,000	876.00	701.00	613.00
66,001 - 68,000	911.00	729.00	638.00
68,001 - 70,000	946.00	757.00	662.00
70,001 - 72,000	981.00	785.00	687.00
72,001 - 74,000	1,016.00	813.00	711.00
74,001 - 76,000	1,051.00	841.00	736.00
76,001 - 78,000	1,086.00	869.00	760.00
78,001 - 80,000	1,121.00	897.00	785.00
80,001 - 82,000	1,156.00	925.00	809.00"

On page 4, line 21 place triple parentheses around the word "five" and insert in lieu thereof the word "six"

On page 4, line 22 place triple parentheses around the word "eight" and insert in lieu thereof the word "ten"

On page 4, line 25 place beginning triple parentheses before the word "section" and also on line 25 place ending triple parentheses after the numeral "19" and before the comma and insert in lieu thereof the following: "subsection 2b"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2487 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2496, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2496 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: A Majority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 2500, has had the same under consideration and recommends that the same be amended as follows:

AMENDMENTS TO SENATE BILL No. 2500

On page 1 of the engrossed bill, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following:

"for an Act to provide for a severance tax for the privilege of severing coal from the earth; to provide procedures for the imposition, collection, and administration of such tax; to provide for the deposit of the proceeds of such tax in the state treasury and for the allocation thereof to the state and its political subdivisions; to provide for a coal development impact office in the office of the governor; to provide for a state coal development impact commission and a county coal development impact commission to approve or disapprove impact grants; and to amend and reenact sections 57-60-02, 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the coal conversion facilities privilege tax and the allocation of revenues therefrom.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1 DEFINITIONS.) As used in this Act:

1. The "board" or "state board" means the state board of equalization.

2. The "fair market value of the coal" means, in the case of each individual sales contract for coal, a price per ton for coal which has been sold under an arms-length contract and which includes all costs as herein provided. Such costs must include but are not limited to the following:

a. Market value of the rights of the coal mine operator in the coal before severance or, when the unsevered coal is owned wholly or partly by the user, the market value of the owner's rights therein.

b. Any rents, royalties, or bonuses paid with respect to the coal.

c. Costs, including the costs of extraction of the coal from the earth. All mining costs of loading and hauling such coal from the place of extraction to the various points of processing and loading for shipment, costs of coal treatment processes such as crushing, sizing, and oiling, costs of loading

the coal onto transportation equipment for shipment, and costs of reclamation of mined land, all of which costs shall include, but shall not be limited to, the following:

(1) Labor and management costs, including but not limited to salaries and wages, payroll and other taxes, payments to labor union funds and retirement plans.

(2) The cost of owning and financing or of leasing equipment used for the purposes described in this subdivision and the cost of operating that equipment.

(3) The cost of electricity and fuel, or the equivalent value thereof when not purchased, required to operate all mining equipment.

Fair market value of the coal shall not, however, include the amount of severance tax imposed by this Act and shall not include transportation costs other than those described in subdivision c of this subsection.

3. "Coal development" shall mean the mining of coal and industries directly related to the processing of coal, including, but not limited to, the generation of electricity from coal or coal products, coal gasification, coal liquefaction, and the manufacture of fertilizer from coal, and shall also include the transportation of coal and products therefrom.

4. "Impacted city or other political subdivision" shall mean a city or other political subdivision which demonstrates actual or anticipated extra-ordinary expenditures caused by coal development or the growth incidental thereto.

5. "Impacted county" shall mean a county which demonstrates actual or anticipated extra-ordinary expenditures caused by coal development and the growth incidental thereto.

6. "Impacted school district" shall mean a public school district which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

7. "Coal" means a dark-colored compact and earthy organic rock with less than forty percent inorganic components, based on dry material, formed by the accumulation and decomposition of plant material. The term shall include lignite in both oxidized and nonoxidized forms as well as any coal bodies enriched in radioactive materials.

8. "Person" includes any individual, firm, partnership, joint adventure, association, corporation, estate, business trust, receiver, or any other group or combination acting as a unit and the plural as well as the singular number.

9. "Fiscal year" means a twelve month period beginning on July first and ending on the following June thirtieth.

SECTION 2. IMPOSITION OF TAX—PAYMENT OF TAX—COMPUTATION OF COAL PRICE.)

1. There is hereby imposed for the privilege of severing coal in North Dakota from the earth for sale or for industrial purposes a tax in the amount hereinafter provided. Such tax shall be in lieu of any tax imposed by law upon the sale or use of such coal in this state. Each coal mine owner or operator shall remit such tax for each calendar quarter year, within thirty days after the end of each quarter, to the state tax commissioner upon such reports and forms as the tax commissioner shall deem necessary.

2. The amount of tax imposed shall be a flat rate per ton of coal determined annually as follows: on the first Tuesday in June and each day thereafter as necessary the state board of equalization shall hold a

public hearing at the state capitol at which any person interested may appear and present evidence relating to the statewide average contract price of a ton of coal, after which the state board shall, as soon as reasonably possible, determine the statewide average contract price of a ton of coal of two thousand pounds prevailing in this state on June first of that year; the statewide average contract price per ton as so established by the board shall then be reduced by ten percent of such price as an exemption for costs of reclamation of mined land, and the rate of tax imposed for each ton of coal severed in the following fiscal year shall then be thirty-three and one-third percent of such statewide average contract price per ton as reduced by the ten percent exemption which the board shall certify to the state tax commissioner as the rate of tax for the next fiscal year. The tax rate per ton as certified by the board shall be rounded to the nearest tenth of a cent. The tax rate for any fiscal year, however, shall not be less than one dollar per ton.

3. For purposes of determining the statewide average contract price per ton of coal prevailing in the state on June first of any year the state board of equalization shall, if necessary, adjust the price of coal that is provided for in each contract so that the price represents as nearly as possible, the fair market value of the coal as defined in this Act. In any case where the coal before severance is owned, wholly or partly, by the person who will use it after severance in an energy conversion process or for any other purpose or where a person neglects or refuses to furnish to the state board any information required by it as provided in this section, the state board may determine a fair market value of such coal for use in establishing the statewide average contract price.

4. When adjusting contract sales prices to determine the fair market value of coal mined under a contract, the board may utilize the factors authorized by the federal Internal Revenue Code, 26 United States Code, section 613, or that provision as it may be labelled or amended, and the regulations thereunder, for determining gross income from mining property, or the board may utilize any other or additional criteria that are appropriate. Each coal mine owner or operator and each buyer and seller of coal shall, upon request made by the board at any time, furnish to the board copies of the contracts under which it is then buying or selling coal and any other information deemed necessary by the board for the performance of its duties. The board may also take into consideration the reports or other information filed by any coal mine owner or operator or any buyer or seller of coal with any other agency of government, federal, state or local which such agency is not prohibited by law from disclosing to the board.

5. In establishing the statewide average contract price per ton of coal as of June first of any year the state board shall take into account the fair market value of coal under contracts which provide for the production of more than twenty-five thousand tons of coal per year and shall use the weighted arithmetic mean price of such coal, except that no contract for the production of that type of coal known as leonardite shall be taken into account for the purposes of this subsection.

6. The board's certification of the annual tax rate to the state tax commissioner shall be prima facie evidence of its correctness. The tax rate provided for in this section shall be applicable for all coal mined on or after July 1, 1977.

7. The state board of equalization is hereby authorized and empowered

to prescribe and promulgate rules and regulations in accordance with the procedure provided in chapter 28-32 of the North Dakota Century Code that are necessary and advisable for the administration of its duties under this section.

8. An appeal from the determination of the annual tax rate by the state board may be taken to the district court of Burleigh county within thirty days after the certification of that tax rate by the state board to the state tax commissioner. The appeal shall be heard and determined de novo by the district court.

SECTION 3. WHEN TAX DUE—WHEN DELINQUENT.) The severance tax as provided in this Act shall be due within thirty days after the end of each quarter year period, and if not received by the thirtieth day shall become delinquent and shall be collected as herein provided. The tax commissioner, upon request and proper showing of the necessity therefor, may grant an extension of time, not to exceed fifteen days, for paying the tax, and when such request is granted, the tax shall not be delinquent until the extended period has expired. The tax commissioner shall require a report to be filed quarterly by each owner or operator of a coal mine, in such form as the tax commissioner may specify, to list a full description of the mine, the number of tons of coal severed, the amount of tax due and remitted, and any other information deemed necessary by the tax commissioner for the proper administration of this Act.

SECTION 4. POWERS OF STATE TAX COMMISSIONER.) The state tax commissioner shall have power to require any person engaged in the mining of coal, and the agent or employee of such person, or purchaser of such coal, or the owner of any royalty interest therein, to furnish any additional information deemed by him to be necessary for the purpose of correctly computing the amount of tax due, and to examine the books, records, and files of such person, and shall have power to conduct hearings and compel the attendance of witnesses, the production of books, records, and papers of any person, and full authority to make any investigation or hold any inquest deemed necessary to a full and complete disclosure of the true facts as to the amount of production from any coal mine or of any company or other producer thereof, and as to the rendition thereof for taxing purposes. In case of refusal by a person to comply with a requirement of the state tax commissioner to furnish information or to produce books, records or files for examination, the tax commissioner may invoke the aid of any court of competent jurisdiction and such court may issue an order requiring the person to appear before the tax commissioner and give evidence or produce books, records and files, as the case may be, and any failure to obey such order of the court may be punished by the court as contempt thereof.

SECTION 5. TAX COMMISSIONER TO COMPUTE TAX ON INCORRECT RETURNS.) The state tax commissioner shall have the power and authority to ascertain and determine whether or not any report or remittance filed with him is correct, and if the owner or operator has made an untrue or incorrect report or remittance, the commissioner shall ascertain the correct amount of taxes due, and give immediate notice to the owner or operator filing the incorrect return or remittance. Any coal mine operator or owner receiving notice from the tax commissioner that he has filed an incorrect return or remittance shall remit the tax assessed by the commissioner within fifteen days of such notice. Any owner or operator aggrieved by a decision of the tax commissioner

may make application in writing within fifteen days of notification for a hearing which shall be granted not later than fifteen days after receipt of the application. The tax commissioner may grant or reject, in whole or in part, the contentions of the owner or operator and upon conclusion of the hearings shall proceed to make a final determination of taxes due. Such taxes assessed by the commissioner shall become delinquent five days after the conclusion of the hearing, except in such cases where an owner or operator shall appeal such assessment to the district court of Burleigh county, in which case they shall become delinquent five days following final judicial determination.

SECTION 6. PENALTY ON DELINQUENCY—FAILURE TO FILE REPORTS.) Where the severance tax provided for in this Act shall become delinquent, the tax commissioner shall, as a penalty for such delinquency, add to the amount of severance taxes due five percent of the delinquent amount plus interest at a rate of one percent per month. If the quarterly report is not filed within thirty days after the end of any quarter year period and taxes due paid, the tax commissioner shall notify the delinquent owner or operator of such delinquency, and if such report and remittance are not filed within an additional fifteen days, the tax commissioner shall notify the public service commission, which shall forthwith suspend such owner's or operator's license or permit until such time as payment is received, or the issues settled to the satisfaction of the tax commissioner; provided that if the quarterly report and a claim that no tax due is filed with the tax commissioner within fifteen days after the notice from the tax commissioner, the tax commissioner shall then proceed in accordance with section 5 if he believes tax is due.

SECTION 7. LIEN FOR TAX.) The severance tax herein imposed shall, at all times, be and constitute a first and paramount lien on the coal mine owner's or operator's property, as the case may be, both real and personal. In all cases where such tax is not paid, it may be recovered at the suit of the state, upon relation of the state tax commissioner, in the district court of the county where any such property, assets, and effects are located.

SECTION 8. APPEAL FROM DECISION OF TAX COMMISSIONER.) Any person aggrieved because of any action or decision of the tax commissioner under the provisions of this Act may appeal therefrom to the district court of Burleigh county.

SECTION 9. RULES AND REGULATIONS—BOND.) The tax commissioner is hereby authorized and empowered to prescribe and promulgate all necessary rules and regulations for the purpose of making and filing of all reports required hereunder to be filed with him and otherwise necessary to the enforcement of the provisions of this Act, and may, at his option and discretion, require a sufficient bond from any coal mine operator or owner charged with the making and filing of reports and the payment of the taxes herein imposed, and said bond shall run to the state of North Dakota and shall be conditioned upon the making and filing of reports as required by law or regulation, and for the prompt payment, by the principal therein, of all taxes justly due the state by virtue of the provisions of this Act.

SECTION 10. DISPOSITION OF REVENUES.) All moneys collected by the tax commissioner pursuant to this Act shall be turned over by him as soon as practicable to the state treasurer for deposit in the state treasury to the credit of the coal development fund.

SECTION 11. ALLOCATION OF MONEYS IN COAL DEVELOPMENT FUND.)

1. Moneys deposited in the coal development fund that are from coal mined prior to January 1, 1984, shall be apportioned quarterly by the state treasurer as follows:

a. Thirty-five percent shall be credited to a special fund in the state treasury for distribution through grants by the coal development impact office to impacted cities, counties, school districts, and other taxing districts.

b. Fifteen percent shall be credited to a special fund in the state treasury to be held in trust to be administered by the board of university and school lands, which shall have full authority to invest such funds and may consult with the state investment board as provided by law. The income from such trust fund shall be deposited in a special account within the trust fund which shall be known as the "environmental protection research and alternative energy development fund", and income earned by such special account shall also be deposited in that account. Expenditures from such fund may be made, as the legislative assembly directs, for the following purposes:

(1) Research to identify and determine the extent of environmental problems related to coal development in North Dakota;

(2) Research to determine methods of alleviating such problems and for assistance in their alleviations; and

(3) Research and development of other energy sources that are viable alternatives to obtaining energy from fossil fuels and nuclear fission. Such trust fund, but not the income therefrom, shall be perpetual and held in trust as a replacement for depleted natural resources.

c. Fifteen percent shall be allocated to the coal-producing counties and shall be distributed among such counties in such proportion as the number of tons of coal severed in each county bears to the total number of tons of coal severed in the state during such quarterly period. Two-thirds of each such distribution to a county shall be allocated to the county coal development impact commission for the making of grants as provided in section 15 of this Act. One-third of each such distribution to a county shall be promptly distributed within a county as follows:

(1) Forty percent shall be credited to the county general fund and may be expended for county general fund purposes or may be, by resolution of the board of county commissioners, transferred to other county funds for expenditures authorized by law in such amounts as the board deems necessary.

(2) Thirty percent shall be distributed and credited to the general fund of the cities in the county on the basis of the per capita population of all the incorporated cities situated within the county as determined by the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census.

(3) Thirty percent shall be distributed and credited to the school districts within the county on the basis of the average daily membership as certified to the county treasurer by the county superintendent of schools.

d. In addition to the amounts allocated pursuant to subdivision c of this subsection, ten percent shall be allocated to a special fund in the state treasury for distribution, as hereinafter provided, within those counties

in which the coal was mined. Any county in which coal is mined or any city or school district in such county which upon application to the coal development impact office establishes to the satisfaction of that office, subject to the approval of the coal development impact commission, a need for funds that is in addition to those provided in subdivision c of this subsection shall receive such percent, but not exceeding a total of ten percent for the county and the cities and school districts therein, of the severance tax revenue from coal mined in that county during such period of time as the coal development impact office and the coal development impact commission shall approve. Any funds allocated pursuant to this subdivision but not distributed as herein provided within one year after their deposit in the coal development fund shall be allocated and credited to the special fund established by subdivision a of this subsection for distribution as provided in that subdivision.

e. Twenty-five percent shall be deposited in the state's general fund.

2. Moneys deposited in the coal development fund that are from coal mined after December 31, 1983, shall be apportioned quarterly by the state treasurer as follows:

a. Twenty-five percent shall be credited to a special fund in the state treasury for distribution through grants by the coal development impact office to impacted cities, counties, school districts, and other taxing districts.

b. Thirty-five percent shall be credited to a special fund in the state treasury to be held in trust to be administered by the board of university and school lands, which shall have full authority to invest such funds and may consult with the state investment board as provided by law. The income from such trust fund shall be deposited in the special account established by subdivision b of subsection 1 of this section and expended and used as therein provided, or expanded and used to alleviate other problems created by coal development as may be determined by the legislature. Such trust fund, but not the income therefrom, shall be perpetual and held in trust as a replacement for depleted natural resources.

c. Fifteen percent shall be allocated to the coal-producing counties and shall be distributed among such counties in such proportion as the number of tons of coal severed in each county bears to the total number of tons of coal severed in the state during such quarterly period. Two-thirds of each such distribution to a county shall be allocated to the county coal development impact commission for the making of grants as provided in section 15 of this Act. One third of each such distribution to a county shall be promptly distributed within a county as follows:

(1) Forty percent shall be credited to the county general fund and may be expended for county general fund purposes or may be, by resolution of the board of county commissioners, transferred to other county funds for expenditures authorized by law in such amounts as the board deems necessary.

(2) Thirty percent shall be distributed and credited to the general fund of the cities in the county on the basis of the per capita population of all of the incorporated cities situated within the county as determined by the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census.

(3) Thirty percent shall be distributed and credited to the school

districts within the county on the basis of the average daily membership as certified to the county treasurer by the county superintendent of schools.

d. Twenty-five percent shall be deposited in the state's general fund.

SECTION 12. COAL DEVELOPMENT IMPACT OFFICE—APPOINTMENT OF DIRECTOR.) There is hereby created in the office of the governor a coal development impact office. The director shall be appointed by and shall serve at the pleasure of the governor. The salary of the director shall be set by the governor within the limits of legislative appropriations. The director may employ such other persons as may be necessary and may fix their compensation within the appropriation made for such purpose.

SECTION 13 POWERS AND DUTIES OF COAL DEVELOPMENT IMPACT OFFICE.) The coal development impact office shall:

1. Develop a plan for the assistance, through financial grants for services and facilities, of counties, cities, school districts, and other political subdivisions that demonstrate actual or anticipated extraordinary expenditures because of coal development.

2. Advise, study, recommend, and report to the governor and the legislative assembly on the impact to the state and the political subdivisions of the state resulting from coal development.

3. Establish procedures and provide proper forms to political subdivisions for use in making application for funds for impact assistance as provided in this Act.

4. Make grants to counties, cities, school districts, and other political subdivisions, subject to approval of the coal development impact commission, as provided in this Act. In determining the amount of impact grants for which political subdivisions are eligible, the amount of revenue to which such political subdivisions will be entitled from taxes upon the real property of coal development plants and from other taxes or fund distribution formulas provided by law shall be considered.

SECTION 14. COAL DEVELOPMENT IMPACT COMMISSION.) The coal development impact commission shall consist of five members. One member shall be the director of the coal development impact office and four members shall be appointed by the governor. Of the four appointees of the governor, one shall represent cities and shall be appointed from a list submitted by the North Dakota league of cities; one shall represent counties and shall be appointed from a list submitted by the North Dakota county commissioners association; one shall represent school districts and shall be appointed from a list submitted by the North Dakota school boards association; and one shall represent the citizenry at large. The director of the coal development impact office shall be the chairman of the commission. The term for an appointed member shall be two years, but a member may be reappointed to the commission. It shall be the duty and responsibility of the commission to review and approve or disapprove, in whole or in part, the decisions on grants made by the coal development impact office. The appointed members of the commission shall receive the same compensation per day and shall be reimbursed for expenses in the same amounts as provided for in section 54-35-10 for members of the legislative council while attending meetings of the commission or otherwise engaged in the official business of the commission.

SECTION 15. COUNTY COAL DEVELOPMENT IMPACT COM-

MISSION—MEMBERSHIP—COMPENSATION—POWERS AND DUTIES.)

1. A coal development impact commission consisting of five members shall be created in each county in which coal is produced. The board of county commissioners shall select one of their members to serve on the commission, and the county commissioner so selected shall serve as chairman. The members of all school boards of public school districts maintaining a school in the county shall select one of their members and the governing bodies of all cities in the county shall select one of their members to serve on the commission. The three members of the commission so selected shall name the other two members, who shall be residents of the county. Each member shall serve a term of two years, shall serve until his successor is selected, and shall be eligible for reappointment. The county auditor shall serve as secretary and the county treasurer shall serve as treasurer of the commission, but such officials shall have no vote. The members of the commission who are not full-time employees of the county or another taxing district shall receive the same compensation per day as provided for in section 54-35-10 for members of the legislative council, and all members of the commission shall be reimbursed for expenses incurred in the amounts provided by law for state officers for attending meetings of the commission or otherwise attending to official business of the commission. Such compensation and expenses shall be paid out of funds allocated by section 11 of this Act to the county coal development impact commission.

2. Each county coal development impact commission shall meet within thirty days after funds are allocated to it pursuant to section 11 of this Act, and shall meet at such other times as called by the chairman. The commission shall exchange information and shall cooperate with the state coal development impact office. The commission shall establish procedures for political subdivisions to make application for impact grants and shall establish procedures for hearings on such applications. The commission shall make grants from funds allocated to it to the county and to cities, school districts, and other taxing districts within the county for actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto. The commission shall report all grants approved to the state coal development impact office for the use of that office in determining eligibility for grants by that office. All disbursements from funds allocated to the county coal development impact commission, pursuant to section 11, including the administrative costs of the commission, shall be made by the county treasurer only upon order of the county auditor after approval of such disbursements by the commission.

SECTION 16. REFUND OF ERRONEOUSLY OR ILLEGALLY COLLECTED TAXES.) In the event that any tax, penalty or interest imposed by this Act shall have been erroneously or illegally collected from any person, the state tax commissioner shall present a voucher to the department of accounts and purchases for payment to that person of the amount erroneously or illegally collected.

SECTION 17. PENALTY.) Any person intentionally violating any of the provisions of this Act is guilty of a class A misdemeanor.

SECTION 18. SAVINGS CLAUSE.) If any section of sections 1 through 17 of this Act or any subsection, subdivision, sentence or clause thereof is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Act.

SECTION 19. AMENDMENT.) Section 57-60-02 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-60-02. IMPOSITION OF TAXES.) Each coal conversion facility shall pay an annual tax for the privilege of producing products of such coal conversion facility. The rate of the tax shall be computed as follows:

1. For all coal conversion facilities, other than electrical generating plants and coal gasification plants as provided in subsections 2 and 3 of this section, the tax shall be measured by the gross receipts derived from such facility for the preceding calendar year and shall be in the amount of two and one-half percent of such gross receipts;

2. For electrical generating plants, the tax shall be at a rate of twenty-five one-hundredths of one mill on each kilowatt hour of electricity produced for the purpose of sale, including any exchange thereof; and

3. For coal gasification plants, the tax shall be either the amount provided in subsection 1 or ten cents on each one thousand cubic feet of synthetic natural gas produced for the purpose of sale, including any exchange thereof, whichever is greater.

SECTION 20. AMENDMENT.) Section 57-60-14 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-60-14. ALLOCATION OF REVENUE.) The state treasurer, on or before July fifteenth of each year, shall allocate all moneys received from all coal conversion facilities in each county pursuant to the provisions of this chapter and moneys received for those taxes for which a credit is allowed pursuant to section 57-60-06, notwithstanding the provisions of section 57-33.1-08, (((in the following manner:

1. The first one hundred thousand dollars of annual revenue received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated one hundred)) forty percent to the counties (((

2. The second one hundred thousand dollars of annual revenue received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated fifty percent to the county))) and (((fifty)) sixty percent to the state general fund.

(((3. All annual revenue in excess of two hundred thousand dollars but not in excess of five hundred thousand dollars received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated twenty-five percent to the county and seventy-five percent to the state general fund.

4. All annual revenue in excess of five hundred thousand dollars but not in excess of one million dollars received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated fifteen percent to the county and eighty-five percent to the state general fund. All annual revenue in excess of one million dollars received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated ten percent to the county and ninety percent to the state general fund.))

SECTION 21. AMENDMENT.) Section 57-60-15 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-60-15. DUTY OF COUNTY TREASURER—ALLOCATION TO POLITICAL SUBDIVISION.) Moneys received by counties under the provisions of section 57-60-14 shall be apportioned as follows:

1. (((Fifteen))) **Thirty-five** percent of all revenues allocated to any county shall be paid by the county treasurer to the incorporated cities of the county based upon the population of each incorporated city according to the last official (((decennial))) **regular or special** federal census (((;))) or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census.

2. (((Forty))) **Thirty-five** percent of the revenues allocated to any county shall be deposited by the county treasurer in the county general fund to be used for general governmental purposes (((; and))).

3. (((Forty-five))) **Thirty** percent of all revenues allocated to any county shall be apportioned by the county treasurer to school districts within the county on the average daily (((attendance distribution))) membership basis, as certified to him by the county superintendent of schools."

And when so amended recommends the same do pass.

Rep. Berg
Rep. Laughlin
Rep. Martin
Rep. Nordby
Rep. O'Shea
Rep. Richard
Rep. Riehl
Rep. Weber
Rep. Winge

REP. GACKLE, Chairman

DIVIDED REPORT OF STANDING COMMITTEE

Mr. Speaker: A Minority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 2500, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything after the words "A BILL", delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for a severance tax upon all coal mined; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide an impact program for impacted school districts, cities, counties, and other taxing districts; to provide for the establishment of a coal impact office in the office of the governor; to provide for impact loans to be administered by the board of university and school lands; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. SEVERANCE TAX UPON COAL — IMPOSITION — COMPUTATION OF INCREASES — IN LIEU OF SALES AND USE TAXES — PAYMENT TO THE TAX COMMISSIONER.) There is hereby imposed upon all coal severed for sale or for industrial purposes by coal mines within the state a tax in an amount to be determined as follows:

1. Sixty cents per ton of two thousand pounds; and
2. For every two points increase in the index of wholesale prices for all commodities prepared by the United States department of labor, bureau of labor statistics, the amount of the severance tax provided in subsection 1 shall be increased one cent per ton of two thousand pounds. For the purposes of this computation, a fractional point increase shall be disregarded if less than one-half point and treated as one full point if one-half point or more. The state tax commissioner shall determine such

increases based upon increases in the wholesale price index from the level of such index as of June 1977 to the level of such index as of the last month of the quarter immediately preceding the quarter for which any taxes are due. At no time shall the amount of the severance tax be reduced. If the wholesale price index declines, the severance tax shall remain at the highest level determined prior to such decline, and shall remain at such level until further increases are warranted because of further increases in the wholesale price index beyond the point at which the last increase was determined.

Such severance tax shall be in lieu of any sales or use taxes imposed by law. Each coal mine owner or operator shall remit such tax for each calendar quarter, within thirty days after the end of each quarter, to the state tax commissioner upon such reports and forms as the tax commissioner shall deem necessary. If the method of determining increases in the amount of the severance tax provided in subsection 2 is for any reason held to be invalid, such decision shall not affect the validity of the amount of the tax provided in subsection 1.

SECTION 2. WHEN TAX DUE — WHEN DELINQUENT.) The severance tax as provided in this chapter shall be due within thirty days after the end of each quarter, and if not received by the thirtieth day, shall become delinquent and shall be collected as herein provided. The tax commissioner, upon request and a proper showing of the necessity therefor, may grant an extension of time, not to exceed fifteen days, for paying the tax, and when such a request is granted, the tax shall not be delinquent until the extended period has expired. The tax commissioner shall require a report to be filed quarterly by each owner or operator of a coal mine, in such form as the tax commissioner may specify, to list a full description of the mine, the number of tons of coal severed, the amount of tax due and remitted, and any other information deemed necessary by the tax commissioner for the proper administration of this chapter.

SECTION 3. POWERS OF STATE TAX COMMISSIONER.) The state tax commissioner shall have the power to require any person engaged in such production, and the agent or employee of such person, or purchaser of such coal, or the owner of any royalty interest therein, to furnish any additional information by him deemed to be necessary for the purpose of correctly computing the amount of said tax, and to examine the books, records, and files of such person, and shall have power to conduct hearings and compel the attendance of witnesses, the production of books, records, and papers of any person, and full authority to make any investigation or hold any inquest deemed necessary to a full and complete disclosure of the true facts as to the amount of production from any coal mine or of any company or other producer thereof, and as to the rendition thereof for taxing purposes.

SECTION 4. TAX COMMISSIONER TO COMPUTE TAX ON INCORRECT RETURNS.) The state tax commissioner shall have the power and authority to ascertain and determine whether or not any report or remittances filed with him are correct, and if the owner or operator has made an untrue or incorrect report or remittance, the commissioner shall ascertain the correct amount of taxes due, and give immediate notice to the owner or operator filing the incorrect return or remittance. Any coal mine operator or owner receiving notice from the tax commissioner that he has filed an incorrect return or remittance shall remit the tax assessed by the commissioner within fifteen days of

such notice. Any owner or operator aggrieved by a decision of the tax commissioner may make application in writing within fifteen days of notification for a hearing which shall be granted not later than fifteen days after receipt of the application. The tax commissioner may grant or reject, in whole or in part, the contentions of the owner or operator and upon conclusion of the hearing shall proceed to make a final determination of taxes due. Such taxes assessed by the commissioner shall become delinquent five days after the conclusion of the hearing, except in such cases where an owner or operator shall appeal such assessment to the district court of Burleigh County, in which case they shall become delinquent five days following final judicial determination.

SECTION 5. PENALTY ON DELINQUENCY — FAILURE TO FILE REPORTS.) Where the severance tax provided for in this chapter shall become delinquent, it shall, as a penalty for such delinquency, bear interest at the rate of eight percent per annum. If the quarterly report is not filed within thirty days after the end of any quarter and taxes due paid, the tax commissioner shall notify the delinquent owner or operator of such delinquency, and if such report and remittance are not filed within an additional fifteen days, the tax commissioner shall notify the public service commission, which shall forthwith suspend such owner's or operator's license or permit until such time as payment is received, or the issues settled to the satisfaction of the tax commissioner.

SECTION 6. LIEN FOR TAX.) The severance tax herein referred to shall, at all times, be and constitute a first and paramount lien against the producer's property as the case may be, both real and personal. In all cases where such tax is not paid, it may be recovered in a civil action by the state tax commissioner, brought in the name of the state, in any court of competent jurisdiction of the county where any such property, assets, and effects are located.

SECTION 7. APPEAL FROM DECISION OF TAX COMMISSIONER.) Any person aggrieved because of any action or decision of the tax commissioner under the provisions of sections 1 through 8 of this Act may appeal to the district court of Burleigh County.

SECTION 8. RULES AND REGULATIONS — BOND.) The tax commissioner is hereby authorized and empowered to prescribe and promulgate all necessary rules and regulations for the purpose of making and filing of all reports required hereunder and otherwise necessary to the enforcement of sections 1 through 8 of this Act, and may, at his option and discretion, require a sufficient bond from any coal mine operator or owner charged with the making and filing of reports and the payment of the taxes herein imposed, and said bond shall run to the state of North Dakota and shall be conditioned upon the making and filing of reports as required by law or regulation, and for the prompt payment, by the principal therein, of all taxes justly due the state by virtue of the provisions of sections 1 through 8 of this Act.

SECTION 9. PENALTY.) Any person intentionally violating any of the provisions of sections 1 through 8 of this Act is guilty of a class A misdemeanor.

SECTION 10. COAL DEVELOPMENT FUND ESTABLISHED.) Moneys collected by the state tax commissioner pursuant to the provisions of sections 1 through 9 of this Act shall be paid to the state treasurer and shall be credited to a special fund in the state treasury, to be known as the coal development fund. The moneys accumulated in such

fund shall be allocated as provided by law and as appropriated by the legislative assembly.

SECTION 11. DEFINITIONS.) As used in sections 11 through 15 of this Act, unless the context or subject matter otherwise requires:

1. "Coal development" means the mining of coal and industries directly related to the processing of coal, including, but not limited to: the generation of electricity from coal or coal products, coal gasification, coal liquefaction, and the manufacture of fertilizer from coal.

2. "Impacted city" means a city which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

3. "Impacted county" means a county which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

4. "Impacted school district" means a public school district which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

5. "Impacted taxing district" means a taxing district as defined in subsection 6 of this section which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

6. "Taxing district" means any political subdivision, other than those included in subsections 2 through 4 of this section, empowered by law to levy taxes.

SECTION 12. ALLOCATION OF MONEYS IN COAL DEVELOPMENT FUND.) Moneys deposited in the coal development fund shall be apportioned quarterly by the state treasurer as follows:

1. Thirty-five percent shall be credited to a special fund in the state treasury for distribution through grants by the coal development impact office to impacted cities, counties, school districts, and other taxing districts, subject to appropriation by the legislative assembly.

2. Fifteen percent shall be credited to a special fund in the state treasury to be held in trust to be administered by the board of university and school lands for loans to impacted counties, cities, and school districts as provided in section 13 of this Act. The board of university and school lands shall have full authority to invest such funds as are not loaned as provided in this chapter and may consult with the state investment board as provided by law. The income, including interest payments on loans, from such trust shall be deposited in the the state's general fund. Loan principal payments shall be redeposited in the trust fund. Such trust fund shall be perpetual and held in trust as a replacement for depleted natural resources subject to the provisions of this chapter.

3. Twenty percent shall be allocated to the coal-producing counties and shall be distributed among such counties in such proportion as the number of tons of coal severed in each county bears to the total number of tons of coal severed in the state during such quarterly period. Such allocations shall be apportioned as follows:

a. Thirty percent shall be paid by the county treasurer to the incorporated cities of the county based upon the population of each incorporated city according to the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census;

b. Forty percent shall be deposited by the county treasurer in the county general fund to be used for general governmental purposes; and

c. Thirty percent shall be apportioned by the county treasurer to school districts within the county on the average daily membership basis, as certified to him by the county superintendent of schools.

4. The balance shall be deposited in the state's general fund.

SECTION 13. LOANS — TERMS AND CONDITIONS — REPAYMENT.) The board of university and school lands is authorized to make loans to impacted counties, cities, and school districts from moneys deposited in the trust fund established by subsection 2 of section 12 of this Act. Loans may be made for any purpose for which a grant may be made pursuant to this chapter, but before making any loan the board of university and school lands shall receive the recommendation of the coal development impact office. The board of university and school lands shall prescribe the terms and conditions of such loans within the provisions of this chapter and shall require a warrant executed by the governing body of the county, city, or school district as evidence of such loan. The warrants shall bear interest at a rate not to exceed six percent. The warrants shall be payable only from the allocations of moneys from the coal development fund to the borrowing county, city, or school district and shall not constitute a general obligation of the county, city, or school district nor shall such loans be considered as indebtedness of the county, city, or school district. The terms of the loan shall provide that not less than ten percent of each allocation made to the borrowing county, city, or school district pursuant to this chapter shall be withheld by the state treasurer to repay the principal of the warrants and the interest thereon. The amount withheld by the state treasurer as payment of interest shall be deposited in the general fund and the amount withheld by the state treasurer as payment of principal shall be remitted to the board of university and school lands and deposited by the board in the trust fund provided for in subsection 2 of section 12 of this Act. The warrants executed by the county, city, or school district 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 political subdivision thereof.

The board of university and school lands is authorized to sell such warrants to other parties and the proceeds of such sale which constitute principal shall be deposited in the trust fund and that which constitutes interest in the general fund. If the future allocations of moneys to the borrowing county, city, or school district should, for any reason, permanently cease, the loan shall be canceled except that if the county, city, or school district is merged with another county, city, or school district which receives an allocation of moneys from the coal development fund, the surviving county, city, or school district shall be obligated to repay the loan from such allocation. If the loan is canceled due to the permanent cessation of allocations of moneys to the county, city, or school district pursuant to this chapter, the board of university and school lands shall cancel those warrants it holds from such county, city, or school district and shall pay from any moneys in the trust fund provided for in subsection 2 of section 12 of this Act the principal and interest, as it becomes due, on those warrants of the county, city, or school district which are held by another party.

SECTION 14. COAL DEVELOPMENT IMPACT, OFFICE — AP-

POINTMENT OF DIRECTOR.) There is hereby created in the office of the governor a coal development impact office. The director shall be appointed by and shall serve at the pleasure of the governor. The salary of the director shall be set by the governor within the limits of legislative appropriations. The director may employ such other persons as may be necessary and may fix their compensation within the appropriation made for such purpose.

SECTION 15. POWERS AND DUTIES OF COAL DEVELOPMENT IMPACT OFFICE.) The coal development impact office shall:

1. Develop a plan for the assistance, through financial grants for services and facilities, of counties, cities, school districts, and other political subdivisions in a coal development impact area.
2. Advise, study, recommend, and report to the governor and the legislative assembly on the impact to the state and the political subdivisions of the state resulting from coal development.
3. Establish procedures and provide proper forms to political subdivisions for use in making application for funds for impact assistance as provided in this chapter.
4. Make grants to counties, cities, school districts, and other taxing districts as provided in this chapter and within the appropriations made for such purposes. In determining the amount of impact grants for which political subdivisions are eligible, the amount of revenue to which such political subdivisions will be entitled from taxes upon the real property of coal development plants and from other tax or fund distribution formulas provided by law shall be considered."

And renumber the lines, sections, and pages accordingly.

And when so amended recommends the same do pass.

Rep. Hausauer (absent)

Rep. Gackle

Rep. Murphy

Rep. Nicholas

REP. GACKLE, Chairman

DIVIDED REPORT OF STANDING COMMITTEE

Mr. Speaker: A Minority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 2500, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete everything after the words "A BILL", delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for a severance tax upon all coal mined; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide an impact program for impacted school districts, cities, counties, and other taxing districts; to provide for the establishment of a coal impact office in the office of the governor; to provide for impact loans to be administered by the board of university and school lands; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. SEVERANCE TAX UPON COAL — IMPOSITION — COMPUTATION OF INCREASES — IN LIEU OF SALES AND USE TAXES — PAYMENT TO THE TAX COMMISSIONER.) There is hereby imposed upon all coal severed for sale or for industrial purposes by coal mines within the state a tax in an amount to be determined as follows:

1. Sixty-five cents per ton of two thousand pounds; and

2. For every three points increase in the index of wholesale prices for all commodities prepared by the United States department of labor, bureau of labor statistics, the amount of the severance tax provided in subsection 1 shall be increased one cent per ton of two thousand pounds. For the purposes of this computation, a fractional point increase shall be disregarded if less than one-half point and treated as one full point if one-half point or more. The state tax commissioner shall determine such increases based upon increases in the wholesale price index from the level of such index as of June 1977 to the level of such index as of the last month of the quarter immediately preceding the quarter for which any taxes are due. At no time shall the amount of the severance tax be reduced. If the wholesale price index declines, the severance tax shall remain at the highest level determined prior to such decline, and shall remain at such level until further increases are warranted because of further increases in the wholesale price index beyond the point at which the last increase was determined.

Such severance tax shall be in lieu of any sales or use taxes imposed by law. Each coal mine owner or operator shall remit such tax for each calendar quarter, within thirty days after the end of each quarter, to the state tax commissioner upon such reports and forms as the tax commissioner shall deem necessary. If the method of determining increases in the amount of the severance tax provided in subsection 2 is for any reason held to be invalid, such decision shall not affect the validity of the amount of the tax provided in subsection 1.

SECTION 2. WHEN TAX DUE — WHEN DELINQUENT.) The severance tax as provided in this chapter shall be due within thirty days after the end of each quarter, and if not received by the thirtieth day, shall become delinquent and shall be collected as herein provided. The tax commissioner, upon request and a proper showing of the necessity therefor, may grant an extension of time, not to exceed fifteen days, for paying the tax, and when such a request is granted, the tax shall not be delinquent until the extended period has expired. The tax commissioner shall require a report to be filed quarterly by each owner or operator of a coal mine, in such form as the tax commissioner may specify, to list a full description of the mine, the number of tons of coal severed, the amount of tax due and remitted, and any other information deemed necessary by the tax commissioner for the proper administration of this chapter.

SECTION 3. POWERS OF STATE TAX COMMISSIONER.) The state tax commissioner shall have the power to require any person engaged in such production, and the agent or employee of such person, or purchaser of such coal, or the owner of any royalty interest therein, to furnish any additional information by him deemed to be necessary for the purpose of correctly computing the amount of said tax, and to examine the books, records, and files of such person, and shall have power to conduct hearings and compel the attendance of witnesses, the production of books, records, and papers of any person, and full authority to make any investigation or hold any inquest deemed necessary to a full and complete

disclosure of the true facts as to the amount of production from any coal mine or of any company or other producer thereof, and as to the rendition thereof for taxing purposes.

SECTION 4. TAX COMMISSIONER TO COMPUTE TAX ON INCORRECT RETURNS.) The state tax commissioner shall have the power and authority to ascertain and determine whether or not any report or remittances filed with him are correct, and if the owner or operator has made an untrue or incorrect report or remittance, the commissioner shall ascertain the correct amount of taxes due, and give immediate notice to the owner or operator filing the incorrect return or remittance. Any coal mine operator or owner receiving notice from the tax commissioner that he has filed an incorrect return or remittance shall remit the tax assessed by the commissioner within fifteen days of such notice. Any owner or operator aggrieved by a decision of the tax commissioner may make application in writing within fifteen days of notification for a hearing which shall be granted not later than fifteen days after receipt of the application. The tax commissioner may grant or reject, in whole or in part, the contentions of the owner or operator and upon conclusion of the hearing shall proceed to make a final determination of taxes due. Such taxes assessed by the commissioner shall become delinquent five days after the conclusion of the hearing, except in such cases where an owner or operator shall appeal such assessment to the district court of Burleigh County, in which case they shall become delinquent five days following final judicial determination.

SECTION 5. PENALTY ON DELINQUENCY — FAILURE TO FILE REPORTS.) Where the severance tax provided for in this chapter shall become delinquent, it shall, as a penalty for such delinquency, bear interest at the rate of eight percent per annum. If the quarterly report is not filed within thirty days after the end of any quarter and taxes due paid, the tax commissioner shall notify the delinquent owner or operator of such delinquency, and if such report and remittance are not filed within an additional fifteen days, the tax commissioner shall notify the public service commission, which shall forthwith suspend such owner's or operator's license or permit until such time as payment is received, or the issues settled to the satisfaction of the tax commissioner.

SECTION 6. LIEN FOR TAX.) The severance tax herein referred to shall, at all times, be and constitute a first and paramount lien against the producer's property as the case may be, both real and personal. In all cases where such tax is not paid, it may be recovered in a civil action by the state tax commissioner, brought in the name of the state, in any court of competent jurisdiction of the county where any such property, assets, and effects are located.

SECTION 7. APPEAL FROM DECISION OF TAX COMMISSIONER.

Any person aggrieved because of any action or decision of the tax commissioner under the provisions of sections 1 through 8 of this Act may appeal to the district court of Burleigh County.

SECTION 8. RULES AND REGULATIONS — BOND.) The tax commissioner is hereby authorized and empowered to prescribe and promulgate all necessary rules and regulations for the purpose of making and filing of all reports required hereunder and otherwise necessary to the enforcement of sections 1 through 8 of this Act, and may, at his option and discretion, require a sufficient bond from any coal mine operator or owner charged with the making and filing of reports and the payment of

the taxes herein imposed, and said bond shall run to the state of North Dakota and shall be conditioned upon the making and filing of reports as required by law or regulation, and for the prompt payment, by the principal therein, of all taxes justly due the state by virtue of the provisions of sections 1 through 8 of this Act.

SECTION 9. PENALTY.) Any person intentionally violating any of the provisions of sections 1 through 8 of this Act is guilty of a class A misdemeanor.

SECTION 10. COAL DEVELOPMENT FUND ESTABLISHED.) Moneys collected by the state tax commissioner pursuant to the provisions of sections 1 through 9 of this Act shall be paid to the state treasurer and shall be credited to a special fund in the state treasury, to be known as the coal development fund. The moneys accumulated in such fund shall be allocated as provided by law and as appropriated by the legislative assembly.

SECTION 11. DEFINITIONS.) As used in sections 11 through 15 of this Act, unless the context or subject matter otherwise requires:

1. "Coal development" means the mining of coal and industries directly related to the processing of coal, including, but not limited to: the generation of electricity from coal or coal products, coal gasification, coal liquefaction, and the manufacture of fertilizer from coal.

2. "Impacted city" means a city which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

3. "Impacted county" means a county which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

4. "Impacted school district" means a public school district which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

5. "Impacted taxing district" means a taxing district as defined in subsection 6 of this section which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

6. "Taxing district" means any political subdivision, other than those included in subsections 2 through 4 of this section, empowered by law to levy taxes.

SECTION 12. ALLOCATION OF MONEYS IN COAL DEVELOPMENT FUND.) Moneys deposited in the coal development fund shall be apportioned quarterly by the state treasurer as follows:

1. Thirty-five percent shall be credited to a special fund in the state treasury for distribution through grants by the coal development impact office to impacted cities, counties, school districts, and other taxing districts, subject to appropriation by the legislative assembly.

2. Fifteen percent shall be credited to a special fund in the state treasury to be held in trust to be administered by the board of university and school lands for loans to impacted counties, cities, and school districts as provided in section 13 of this Act. The board of university and school lands shall have full authority to invest such funds as are not loaned as provided in this chapter and may consult with the state investment board as provided by law. The income, including interest payments on loans, from such trust shall be deposited in the state's general fund. Loan principal payments shall be redeposited in the trust

fund. Such trust fund shall be perpetual and held in trust as a replacement for depleted natural resources subject to the provisions of this chapter.

3. Twenty percent shall be allocated to the coal-producing counties and shall be distributed among such counties in such proportion as the number of tons of coal severed in each county bears to the total number of tons of coal severed in the state during such quarterly period. Such allocations shall be apportioned as follows:

a. Thirty percent shall be paid by the county treasurer to the incorporated cities of the county based upon the population of each incorporated city according to the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census;

b. Forty percent shall be deposited by the county treasurer in the county general fund to be used for general governmental purposes; and

c. Thirty percent shall be apportioned by the county treasurer to school districts within the county on the average daily membership basis, as certified to him by the county superintendent of schools.

4. The balance shall be deposited in the state's general fund.

SECTION 13. LOANS — TERMS AND CONDITIONS — REPAYMENT.) The board of university and school lands is authorized to make loans to impacted counties, cities, and school districts from moneys deposited in the trust fund established by subsection 2 of section 12 of this Act. Loans may be made for any purpose for which a grant may be made pursuant to this chapter, but before making any loan the board of university and school lands shall receive the recommendation of the coal development impact office. The board of university and school lands shall prescribe the terms and conditions of such loans within the provisions of this chapter and shall require a warrant executed by the governing body of the county, city, or school district as evidence of such loan. The warrants shall bear interest at a rate not to exceed six percent. The warrants shall be payable only from the allocations of moneys from the coal development fund to the borrowing county, city, or school district and shall not constitute a general obligation of the county, city, or school district nor shall such loans be considered as indebtedness of the county, city, or school district. The terms of the loan shall provide that not less than ten percent of each allocation made to the borrowing county, city, or school district pursuant to this chapter shall be withheld by the state treasurer to repay the principal of the warrants and the interest thereon. The amount withheld by the state treasurer as payment of interest shall be deposited in the general fund and the amount withheld by the state treasurer as payment of principal shall be remitted to the board of university and school lands and deposited by the board in the trust fund provided for in subsection 2 of section 12 of this Act. The warrants executed by the county, city, or school district 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 political subdivision thereof.

The board of university and school lands is authorized to sell such warrants to other parties and the proceeds of such sale which constitute principal shall be deposited in the trust fund and that which constitutes interest in the general fund. If the future allocations of moneys to the borrowing county, city, or school district should, for any reason, per-

manently cease, the loan shall be canceled except that if the county, city, or school district is merged with another county, city, or school district which receives an allocation of moneys from the coal development fund, the surviving county, city, or school district shall be obligated to repay the loan from such allocation. If the loan is canceled due to the permanent cessation of allocations of moneys to the county, city, or school district pursuant to this chapter, the board of university and school lands shall cancel those warrants it holds from such county, city, or school district and shall pay from any moneys in the trust fund provided for in subsection 2 of section 12 of this Act the principal and interest, as it becomes due, on those warrants of the county, city, or school district which are held by another party.

SECTION 14. COAL DEVELOPMENT IMPACT OFFICE — APPOINTMENT OF DIRECTOR.) There is hereby created in the office of the governor a coal development impact office. The director shall be appointed by and shall serve at the pleasure of the governor. The salary of the director shall be set by the governor within the limits of legislative appropriations. The director may employ such other persons as may be necessary and may fix their compensation within the appropriation made for such purpose.

SECTION 15. POWERS AND DUTIES OF COAL DEVELOPMENT IMPACT OFFICE.) The coal development impact office shall:

1. Develop a plan for the assistance, through financial grants for services and facilities, of counties, cities, school districts, and other political subdivisions in a coal development impact area.

2. Advise, study, recommend, and report to the governor and the legislative assembly on the impact to the state and the political subdivisions of the state resulting from coal development.

3. Establish procedures and provide proper forms to political subdivisions for use in making application for funds for impact assistance as provided in this chapter.

4. Make grants to counties, cities, school districts, and other taxing districts as provided in this chapter and within the appropriations made for such purposes. In determining the amount of impact grants for which political subdivisions are eligible, the amount of revenue to which such political subdivisions will be entitled from taxes upon the real property of coal development plants and from other tax or fund distribution formulas provided by law shall be considered."

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Rep. Timm

Rep. Crabtree

Rep. Mund

REP. GACKLE, Chairman

The Reports of the Majority, 1st Minority, and the 2nd Minority with Senate Bill No. 2500 were placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2513, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 18, of the engrossed bill after the word "weeks" delete the ending triple parentheses

On page 2, line 6, after the word "resolutions" insert the words "or any amendments thereto"

On page 2, line 7, after the word "resolutions" insert the words "or any amendments thereto" and also on line 7, delete the word "hereunder"

On page 3, line 6, after the word "published" insert the words "once a week"

On page 3, line 24, delete the word "proposed"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. LANG, Chairman

Senate Bill No. 2513 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2515, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 2, line 9 delete the word "utilitize" and insert in lieu thereof the word "utilize"

And when so amended, recommends the same do pass.

REP. DOTZENROD, Chairman

Senate Bill No. 2515 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2520, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same do pass.

REP. LANG, Chairman

Senate Bill No. 2520 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 4031, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. ERICKSON, Chairman

Senate Concurrent Resolution No. 4031 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 4035, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. ERICKSON, Chairman

Senate Concurrent Resolution No. 4035 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 4040, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same do pass.

REP. DOTZENROD, Chairman

Senate Concurrent Resolution Bill No. 4040 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred

Senate Concurrent Resolution No. 4045, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same do pass.

REP. DOTZENROD, Chairman

Senate Concurrent Resolution No. 4045 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 4084, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. ERICKSON, Chairman

Senate Concurrent Resolution No. 4084 was placed on the 14th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Gackle moved that the amendments to Senate Bill No. 2027 as recommended by the Committee on Finance and Taxation as printed on pages 1208 and 1209 of the House Journal be adopted, which motion prevailed.

Senate Bill No. 2027 was re-referred to the Committee on Appropriations.

Rep. Kretschmar moved that the amendments to Senate Bill No. 2277 as recommended by the Committee on Judiciary as printed on pages 1209 and 1210 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2347 as recommended by the Committee on Industry, Business and Labor as printed on page 1210 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2388 as recommended by the Committee on State and Federal Government as printed on pages 1210 and 1211 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to Senate Bill No. 2397 as recommended by the Committee on Judiciary as printed on page 1211 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Dotzenrod moved that the House do concur in the Senate amendments to House Bill No. 1129 which motion prevailed.

Rep. Erickson moved that the House not concur on Senate amendments to House Bills Nos. 1245 and 1388, and that Conference Committees be appointed to meet with like committees from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on House Bills Nos. 1245 and 1388:

Rep. Rued

Rep. Lee

Rep. McGauvran

MOTION

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1273 which motion prevailed.

Rep. Backes moved that the rules be suspended, and that Senate Bill No. 2292 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2203. A Bill for an Act to amend and reenact sections 38-03-02 and 38-03-07 of the North Dakota Century Code, relating to the qualifications and the powers and duties of mine inspectors.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY			• MUMFORD		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOMBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• WARSDEN			• RUED		
• GUNDEMOON			• MARTIN, C. #38			• RUSSELL		
• GUNSON			• MARTIN, G. #43			• RYLANDCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• MCAFREY			• SCOFIELD		
• HERMAN			• MCCALIVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHEIM		
• HICKLE			• WERTENS			• STRINDER		
• HILL			• METZ			• SWINON		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2205. A Bill for an Act to authorize the state water commission to release easements granted to the state for dams.

Which has 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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUMFORD		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOMBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
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• GUNSON			• MARTIN, G. #43			• RYLANDCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		

● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDE
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2401. A Bill for an Act to provide for indemnification of any employee, director, or officer or former employee, director, or officer of any bank.

Which has 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, 2; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
● ANDERSON			● JOHNSON			● MILLER		
● BACKES			● KELLY			● MUND		● TINJUM
● BEAUCLAIR			● KERMOTT			● MURPHY		● TWETEN
● BENEDICT			● KLOUBEC			● MUSHIK		● UNHJEM
● BERG			● KNUDSON			● NICHOLAS		● VANDER VORST
● BERGER			● KRETSCHMAR			● NORDBY		● WAGNER
● BLACK			● KUCHERA			● OLSON		● WALSH
● CHRISTENSEN			● LANG			● OPEDAH		● WEBER
● CONAMY			● LANGLEY			● O'SHEA		● WENTZ
● CRABTREE			● LARDY			● PETERSON		● WINGE
● DOTZENROD			● LARSON, B. #12			● POWERS		● WINKJER
● DUBORD			● LARSON, G. #29			● RAIJ		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELAU		
● GRONHEBERG			● MAIRDEN			● RUIFD		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSON			● MARTIN, G. #43			● RYLAND		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● WATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDE		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2408. A Bill for an Act to amend and reenact section 23-21.1-03 of the North Dakota Century Code, relating to the deposit and the perpetual care fund for maintenance of mausoleums.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 5; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAH		● WENTZ
● CONAMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAIJ		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		

• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDEBROEN	• MARTIN, C. #38	• RUSSELL
• GUNSCHE	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTER
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2030. A Bill for an Act to create and enact section 6-09.1-02.1 of the North Dakota Century Code, relating to senate confirmation of appointments to the advisory board of directors to the Bank of North Dakota and to amend and reenact section 6-09.1-02 of the North Dakota Century Code, relating to appointment of an advisory board of directors to the Bank of North Dakota.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 65; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			HOUSE CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES	•		• KELLY		•	• MUND		•	• TWETEN		•
• BEAUCLAIR	•	•	• KERMOTT		•	• MURPHY	•		• UNHJEM		•
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG	•	•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
• DUBORD		•	• LARSON, G. #29		•	• RAU		•	• MR. SPEAKER		•
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDEBROEN		•	• MARTIN, C. #38		•	• RUSSELL		•			
• GUNSCHE		•	• MARTIN, G. #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• McGAUVRAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDEN		•			
• HILL		•	• METZ		•	• SWIONTER		•			
• HORGAN		•	• METZGER		•	• THORSGARD		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

So the bill lost.

Senate Bill No. 2350. A Bill for an Act to amend and reenact subsections 11 and 25 of section 57-02-08 of the North Dakota Century Code to exempt from taxation certain personal property owned by lodges, clubs and similar organizations and associations or owned by fraternities, sororities or organizations of college students.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 75; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON		•	JOHNSON		•	MILLER		•	•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	•	WALSH		•
• BLACK		•	KUCHERA		•	OLSON		•	•	WEBER		•
• CHRISTENSEN		•	LANG		•	OPEDAH		•	•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	POWERS		•				
DuBORD		•	LARSON, G #29		•	RAU		•		MR SPEAKER		•
• EAGLES		•	LAUGHLIN		•	REED		•				
ERICKSON		•	LEE		•	RICHARD		•				
FLEMING		•	LIPSIEA		•	RICHIE		•				
GACKLE		•	LOKKEN		•	• RICHTER		•				
GENGLER		•	LUNDENE		•	RIEHL		•				
GERI		•	MAIXNER		•	• ROCHELEAU		•				
GRONNEBERG		•	MARSDEN		•	RUED		•				
GUNDERSON		•	MARTIN, C #36		•	RUSSELL		•				
GUNSCHE		•	MARTIN, G #43		•	RYLANCE		•				
HAUGLAND		•	MARTINSON		•	• SCHINDLER		•				
HAUSAUER, A #49		•	MATCHIE		•	SCHIETT		•				
HAUSAUER, L #25		•	McCAFFREY		•	SCOFIELD		•				
HERMAN		•	McGAUVYRAN		•	SOLBERG		•				
HERSLIP		•	MEIERS		•	• STENEHJEM		•				
HICKLE		•	MERTENS		•	STRINDEN		•				
HILL		•	METZ		•	• SWIONT		•				
HORGAN		•	METZGER		•	THORSGARD		•				
• JACOBSON		•	MEYER		•	• TIMM		•				

So the bill lost.

Senate Bill No. 2538. A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to school district residency determination in child placement cases.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 73; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON		•	JOHNSON		•	MILLER		•	•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	•	WALSH		•
• BLACK		•	KUCHERA		•	OLSON		•	•	WEBER		•
• CHRISTENSEN		•	LANG		•	OPEDAH		•	•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	POWERS		•				
DuBORD		•	LARSON, G #29		•	RAU		•		MR SPEAKER		•
• EAGLES		•	LAUGHLIN		•	REED		•				
ERICKSON		•	LEE		•	RICHARD		•				
FLEMING		•	LIPSIEA		•	RICHIE		•				
GACKLE		•	LOKKEN		•	• RICHTER		•				
GENGLER		•	LUNDENE		•	RIEHL		•				
GERI		•	MAIXNER		•	• ROCHELEAU		•				
GRONNEBERG		•	MARSDEN		•	RUED		•				
GUNDERSON		•	MARTIN, C #36		•	RUSSELL		•				
GUNSCHE		•	MARTIN, G #43		•	RYLANCE		•				
HAUGLAND		•	MARTINSON		•	• SCHINDLER		•				
HAUSAUER, A #49		•	MATCHIE		•	SCHIETT		•				
HAUSAUER, L #25		•	McCAFFREY		•	SCOFIELD		•				
HERMAN		•	McGAUVYRAN		•	SOLBERG		•				
HERSLIP		•	MEIERS		•	• STENEHJEM		•				
HICKLE		•	MERTENS		•	STRINDEN		•				
HILL		•	METZ		•	• SWIONT		•				
HORGAN		•	METZGER		•	THORSGARD		•				
• JACOBSON		•	MEYER		•	• TIMM		•				

So the bill lost.

Senate Bill No. 2159. A Bill for an Act to amend and reenact subsection 1 of section 43-23-11.1 of the North Dakota Century Code, relating to grounds for revocation or suspension of real estate agent 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, 89; nays, 1; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONICK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2175. A Bill for an Act to amend and reenact subdivision a of subsection 1 of section 52-04-19 of the North Dakota Century Code, relating to financing unemployment compensation benefits paid to employees of the state hospitals or state institutions of higher education; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLEP			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					

● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCHE	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTER
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2213. A Bill for an Act to create and enact subdivisions j and k of subsection 11 of section 52-01-01, subdivisions m and n of subsection 13 of section 52-01-01, subsections 31 and 32 of section 52-01-01, section 52-04-19.1, subsections 12, 13, 14, and 15 of section 52-06-02 of the North Dakota Century Code, relating to unemployment compensation definitions, coverage, accounts, and benefits, and to amend and reenact subdivision f of subsection 11 of section 52-01-01, subdivision f of subsection 13 of section 52-01-01, paragraph (3) and (6) of subdivision h of subsection 13 of section 52-01-01, the first paragraph of subdivision i of subsection 13 of section 52-01-01, paragraph (5) of subdivision i of subsection 13 of section 52-01-01, subdivisions a and b of subsection 15 of section 52-01-01, subsection 20 of section 52-01-01, section 52-04-07, subsection 3 of section 52-06-04, subsections 2 and 3 of section 52-07.1-03 of the North Dakota Century Code, relating to unemployment compensation definitions, coverage, accounts, and benefits.

Which has been read.

Rep. Rued moved that the House dispense with the reading of the title to Senate Bill No. 2213, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 25; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAUCLAIR			● KERMOTT			● MURPHY		●	● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		●
● BERG		●	● KNUDSON		●	● NICHOLAS		●	● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON		●	● WEBER		
● CHRISTENSEN		●	● LANG			● OPEDAH			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		●
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29		●	● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED		●			
● ERICKSON		●	● LEE			● RICHARD					
● FLEMING			● LIPSTEA		●	● RICHIE					
● GACKLE		●	● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE		●	● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON		●	● MARTIN, C. #38		●	● RUSSELL		●			
● GUNSCHE			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		●			
● HERMAN			● MCGAUVRAN		●	● SOLBERG					
● HERSLIP			● MEIERS			● STENEJEM					
● HICKLE		●	● MERTENS		●	● STRINDEN					
● HILL			● METZ			● SWIONTER					
● HORGAN			● METZGER			● THORSGARD		●			
● JACOBSON			● MEYER			● TIMM		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2220. A Bill for an Act to amend and reenact section 52-06-33 of the North Dakota Century Code relating to recovery and recoupment of 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, 92; nays, 1; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSPH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTER					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2242. A Bill for an Act to amend and reenact section 15-39.1-23 and subsection 1 of section 15-39.1-24 of the North Dakota Century Code relating to the teachers' fund for retirement, civil penalties for the failure of employing units to make required reports and credit for out-of-state teaching.

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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					

• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCHE	• MARTIN, G. #43	• RYLAND
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHIETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTAR
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2339. A Bill for an Act to create and enact a new subsection to section 57-40.2-04 of the North Dakota Century Code, providing that sales of personal property and services exempt from the sales tax shall also be exempt from the use tax; and to amend and reenact subsection 3 of section 57-40.2-04 of the North Dakota Century Code, relating to the exemption of motor vehicles from the use tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 9.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONAMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCHE			• MARTIN, G. #43			• RYLAND		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHIETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTAR		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2459. A Bill for an Act to provide for registered agents of mineral exploration organizations and to provide for service of process on the secretary of 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, 93; nays, 0; absent and not voting, 7.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM

● BENEDICT	● KLOUBEC	● MUSHIK	● VANDERVORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKLER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCHE	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTION

Rep. Strinden moved that the rules be suspended, and that the deadline as established by motion of Rep. Strinden on March 2, 1977, for House Bills and Resolutions to be reported out of committee be changed from 2:00 p.m. on Monday, March 14, 1977, until 3:00 p.m. on Monday, March 14, 1977, excepting the Committee on Appropriations, which deadline shall be extended until 6:00 p.m. on Tuesday, March 15, 1977, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2031:

Rep. Gerl
Rep. Langley
Rep. Metz

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2262:

Rep. Metz
Rep. Black
Rep. McCaffrey

MOTION

Rep. Backes moved that the rules be suspended, and that the amendments to Senate Bill No. 2344 on the Sixth Order for March 14, 1977, be considered at this time, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2344, as recommended by the Committee on Political Subdivisions, be adopted, which motion prevailed.

Senate Bill No. 2344 was re-referred to the Committee on Appropriations.

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. 2478
Senate Bill No. 2501
Senate Bill No. 2518

Senate Bill No. 2532
Senate Concurrent Resolution No. 4044

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. 2071
Senate Bill No. 2145
Senate Bill No. 2148
Senate Bill No. 2184
Senate Bill No. 2185
Senate Bill No. 2221
Senate Bill No. 2222
Senate Bill No. 2355
Senate Bill No. 2539

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. 2432

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. 1148:
Senator Tennesos
Senator Strand
Senator Lashkowitz
House Bill No. 1531
Senator Holmberg
Senator Sands
Senator Lashkowitz

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. 2179. Refused to concur in the House amendment to Senate Bill Nos. 2178-2296-2479-2519 and the President has appointed as a conference committee to act with a like committee from the House:

Senate Bill No. 2178
Senator Sands
Senator Christenson
Senator Schirado
Senate Bill No. 2296
Senator Iszler
Senator Holmberg
Senator Schirado
Senate Bill No. 2479
Senator Freed
Senator Holmberg
Senator Schirado

Senate Bill No. 2519
 Senator Iszler
 Senator Holmberg
 Senator Lashkowitz

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1124
 House Bill No. 1135
 House Bill No. 1205
 House Bill No. 1324
 House Bill No. 1368
 House Bill No. 1461
 House Bill No. 1462
 House Bill No. 1480
 House Bill No. 1514
 House Bill No. 1535
 House Concurrent Resolution No. 3103
 House Concurrent Resolution No. 3104

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1096
 House Bill No. 1259
 House Bill No. 1291
 House Bill No. 1299
 House Bill No. 1468

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1096

On page 4, delete all of lines 22 through 24

And renumber the lines, sections and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1259

On page 2 of the engrossed bill, line 13, delete the word "governor" and insert in lieu thereof the words "state board of higher education"

On page 2 of the engrossed bill, line 15, delete the word "governor" and insert in lieu thereof the words "state board of higher education"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 1291

On page 1, line 1, delete the word "sections" and insert in lieu thereof the word "section" and on the same line delete the word "and"

On page 1, line 2, delete the numerals "55-08-06"

On page 1, line 3, delete the following: ", and permits for motor vehicles"

On page 1, line 4, delete the words "entering state parks"

On page 2, line 1, after the word "by" insert the words "health care-related"

On page 2, line 2, delete the words "utilizing such services for charitable purposes" and insert in lieu thereof the words "conducting group camp activities without charge to participants"

On page 3, delete lines 15 through 35

On page 4, delete lines 1 through 10

And renumber the lines and pages accordingly.

AMENDMENTS TO ENGROSSED HOUSE BILL No. 1299

On page 10, line 1, delete the words "a felony or an offense" and insert in lieu thereof the words "an offense determined by the board to have a direct bearing upon a person's ability to serve the public as a nurse, or when the board determines, following conviction of any offense, that a person is not sufficiently rehabilitated under section 12.1-33-02.1."

On page 10, delete line 2

And renumber the lines accordingly.

On page 4, line 18, of the engrossed bill after the word "association" insert the following: "and any other duly organized professional nursing organization recognized by the state board of nursing"

On page 6, line 33, after the word "regulations" insert the following: ", pursuant to Chapter 28-32 of the North Dakota Century Code,"

On page 7, line 2, after the word "standards" insert the words "for quality"

On page 7, line 7, after the word "standards" insert the words "for quality"

On page 7, line 15, of the engrossed bill, after the word "regulations" insert the following: ", Pursuant to Chapter 28-32 of the North Dakota Century Code,"

On page 7, line 17, after the period insert the following new language: "Involve active participation of all appropriate state education agencies and representatives of public and proprietary institutions, which are involved in, and responsible for funding and/or operation of such programs, in the establishment of such standards and approval of programs."

On page 8, line 31, after the word "or" delete the word "employed" and insert in lieu thereof the following: "has accepted employment"

On page 9, line 8, after the word "regulations" insert the following: ", pursuant to Chapter 28-32 of the North Dakota Century Code, after consultation with duly organized professional nursing organizations recognized by the state board of nursing and with employers of nurses."

And renumber the lines, sections and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1468

On page 1, line 4, of the engrossed bill, delete the word "home rule"

On page 2, line 28, of the engrossed bill, after the word "distributed" add the words "and consumption, permitted"

On page 2, line 33, of the engrossed bill, after the word "distribution" add the words "and consumption"

On page 3, line 10, of the engrossed bill, after the word "distribution" add the words "or consumption"

And renumber the lines accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1214

House Bill No. 1490

House Bill No. 1500

House Bill No. 1509

House Bill No. 1515

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2549

LEO LEIDHOLM, Secretary

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. 1245-1388 and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

House Bill No. 1245

Rep. Rued

Rep. Lee

Rep. McGauvran

House Bill No. 1388

Rep. Rued

Rep. Lee

Rep. McGauvran

ROY GILBREATH, Chief Clerk

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. 2031-2262:

Senate Bill No. 2031:

Rep. Gerl

Rep. Langley

Rep. Metz

Senate Bill No. 2262:

Rep. Metz

Rep. Black

Rep. McCaffrey

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House stand adjourned until 2:00 p.m., Monday, March 14, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-NINTH DAY

Bismarck, March 14, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Stanley G. Knudson, American Lutheran Church, Bismarck.

The 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 Forty-seventh Day After Recess and Forty-eighth Day, and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Kelly moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

STATE OF NORTH DAKOTA

EXECUTIVE OFFICE

BISMARCK

March 11, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 11, 1977, I signed the following House Bills:

- House Bill No. 1031
- House Bill No. 1032
- House Bill No. 1057
- House Bill No. 1060
- House Bill No. 1064
- House Bill No. 1105
- House Bill No. 1106
- House Bill No. 1113
- House Bill No. 1133
- House Bill No. 1134
- House Bill No. 1152
- House Bill No. 1155
- House Bill No. 1157
- House Bill No. 1158
- House Bill No. 1166
- House Bill No. 1167
- House Bill No. 1187

House Bill No. 1189
 House Bill No. 1265
 House Bill No. 1348

Sincerely yours,
 ARTHUR A. LINK, Governor
 STATE OF NORTH DAKOTA
 EXECUTIVE OFFICE
 BISMARCK

March 11, 1977

The Honorable Oscar Solberg
 Speaker of the House
 House Chambers
 Bismarck, ND 58501
 Dear Mr. Speaker:

House Bill 1034 is a bill that amends section 49-02-01 of the North Dakota Century Code which provides for the general jurisdiction of the Public Service Commission. This bill clarifies the present law as to what the Public Service Commission may or may not regulate, including making certain deletions from the Commission's present regulation.

The bill in its original form without the House amendments was a good bill and would have been acceptable as North Dakota law. The House amendments, however, deleted a very important part of the Commission's present jurisdiction. These amendments which delete subsection 10 of the present law prevent the Commission from regulating other public utilities engaged in business in this state which are not specifically named in this bill. This is not acceptable.

That subsection of the present law was designed to provide the Commission with broad powers to regulate those public utilities which were not visualized by the drafters of this law. It was meant to allow the Commission to take jurisdiction over new, incoming public utilities in the best interests of the citizens of North Dakota. It may be considered basic consumer protection law.

The amendments, however, repeal this consumer protection. Therefore, I veto House Bill 1034.

Sincerely yours,
 ARTHUR A. LINK, Governor

MOTION

Rep. Strinden moved that House Bill No. 1034 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.

Rep. Strinden moved that the rules be suspended, that House Bill No. 1034 be laid over one legislative day, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to Senate Bill No. 2110 as recommended by the Committee on Natural Resources as printed on pages 1233 and 1234 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2177 as recommended by the Committee on Political Subdivisions as printed on page 1234 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2308 as

recommended by the Committee on Political Subdivisions as printed on page 1234 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2360 as recommended by the Committee on Political Subdivisions as printed on page 1235 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to Senate Bill No. 2369 as recommended by the Committee on Social Welfare as printed on page 1236 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2428 as recommended by the Committee on Natural Resources as printed on page 1236 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2463 as recommended by the Committee on Political Subdivisions as printed on page 1237 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2487 as recommended by the Committee on Transportation as printed on pages 1237, 1238 and 1239 of the House Journal be adopted, which motion prevailed.

ANNOUNCEMENT

The Speaker announced that under House Rule No. 48, Divided Committee Report, if more than one amendment is recommended by divided reports relating to a particular measure, they will be placed on the calendar in order in accordance with the number of members signing the report, with the amendment recommended by the report signed by the largest number of committee members being placed on the calendar first.

The Divided Reports on Senate Bill No. 2500 each constitute a complete bill. Therefore, if the report of the majority is accepted, Senate Bill No. 2500 will be placed on the 14th Order of Business for tomorrow in that form.

If the majority report is not accepted, the First Minority Report shall be considered, and if that should be adopted, then Senate Bill No. 2500 will be placed on the calendar on the 14th Order in that form.

If the First Minority Report is not accepted, the Second Minority Report shall be considered, and if that Report is adopted, Senate Bill No. 2500 will be placed on the calendar on the 14th Order in that form.

If none of the Divided Reports are adopted, Senate Bill No. 2500 shall be placed on the 14th Order of Business as messaged to the House from the Senate.

SIXTH ORDER OF BUSINESS

Rep. Gackle moved that the amendments to Senate Bill No. 2500 as recommended by the Majority of the Committee on Finance and Taxation as printed on pages 1239 through 1249 of the House Journal be adopted.

Rep. Strinden moved the previous question, which motion prevailed.

Rep. Strinden requested a recorded roll call vote, which request was granted.

The question was on the Motion of Rep. Gackle to adopt the amendments to Senate Bill No. 2500 was recommended by the Report of the Majority of the Finance and Taxation Committee.

ROLL CALL

The roll was called and there were ayes, 52; nays, 48; absent and not voting, 0.

On page 2 of the engrossed bill, line 6, delete the numerals "600,000" and insert in lieu thereof the numerals "610,000"

On page 2 of the engrossed bill, line 8, delete the numerals "5,184,854" and insert in lieu thereof the numerals "5,288,906"

On page 2 of the engrossed bill, line 19, delete the numerals "13,036,284" and insert in lieu thereof the numerals "13,140,336"

On page 2 of the engrossed bill, line 20, delete the numerals "13,053,934" and insert in lieu thereof the numerals "13,157,986"

And renumber the lines accordingly

And when so amended recommends the same do pass

Statement of Purpose of Amendment:

The purpose of this amendment is to add \$20,352 for an administrative officer position and \$13,700 for a clerk typist II position to salaries and wages; to add \$25,000 to supplies and materials to cover volume increases; to add \$35,000 to the contingency fund for possible postal increases; and to add \$10,000 to land, structures, and improvements for sufficient funds to purchase land for a parking lot and for interior renovation of the Bank building for razing of buildings on land purchased for the parking lot as follows:

Purchase of land for parking lot	\$150,000
Interior renovation and razing of buildings	460,000
Total	\$610,000

And when so amended, recommends the same do pass.

REP. WAGNER, Chairman

Senate Bill No. 2013 was placed on the 14th order of business on the calendar for the succeeding legislative day.

DIVIDED REPORT OF STANDING COMMITTEE

Mr. Speaker: A Majority of your Committee on Natural Resources to whom was referred Senate Bill No. 2062, has had the same under consideration and recommends that the same be amended as follows:

On page 9, line 1 of the engrossed bill, delete the word "determing" and insert in lieu thereof the word "determining"

On page 9, line 22, after the period insert the following: "Provided, however, the commission may by its rules and regulations reserve unto itself final approval authority over any or over certain categories of water permit applications."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Rep. Berg

Rep. Kermott

Rep. Kloubec

Rep. Langley

Rep. Murphy

Rep. Schindler

Rep. Winge

REP. WINGE, Chairman

Mr. Speaker: A Minority of your Committee on Natural Resources to whom was referred Senate Bill No. 2062, has had the same under consideration and recommends that the same be amended as follows:

On page 9, line 1 of the engrossed bill, delete the word "determing" and insert in lieu thereof the word "determining"

On page 9, line 22, after the period insert the following: "Provided, however, the commission may by its rules and regulations reserve unto

itself final approval authority over any or over certain categories of water permit applications.”

On page 10, line 20, delete the words “Priority in time shall give the” and insert in lieu thereof the following: “Preference in use shall establish priority where water from the same source is insufficient to supply applicants. Priority in time shall give the superior water right as between users of the same preference. Priority of a water right as between users of the same preference shall date from the issuance of the permit”

On page 10, delete lines 21 and 22

On page 10, line 23, delete the words “state engineer”

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Rep. Maixner

Rep. C. Martin

Rep. Matchie

Rep. Rylance

Rep. Tinjum

Rep. Walsh

REP. WINGE, Chairman

The reports of the Majority and the Minority with Senate Bill No. 2062 were placed on the 6th order of business on the calendar for the succeeding legislative day.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2063, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 4; Absent, 2, that the same be amended as follows:

On page 2, line 10, delete the word “The”

On page 2, delete lines 11 through 14

On page 3, line 25, delete the words “No sale, lease, or exchange of state-owned”

On page 3, delete lines 26 through 32

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2063 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2092, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 3; Absent, 1, that the same do pass.

REP. WAGNER, Chairman

Senate Bill No. 2092 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2093, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 5; Absent, 2, that the same do not pass.

REP. GACKLE, Chairman

Senate Bill No. 2093 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2111, has had the same under consideration and

recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 2, line 1 of the engrossed bill, delete the words "either in or upon the soil of" and insert in lieu thereof the word "within"

On page 2, line 3, after the word "gas" insert the words ", topsoil, or surface rocks" and also on line 3, delete the ending triple parentheses after the word "coal"

On page 2, line 4, delete the beginning triple parentheses before the word "uranium"

On page 2, line 5, delete the ending triple parentheses after the word "or" and also on line 5, delete the word "other"

On page 2, line 6, delete the triple parentheses around the word "coal"

On page 2, line 7, delete the words "oil and gas"

On page 2, line 8, insert ending triple parentheses after the word "lease"

On page 4, line 27, delete the beginning triple parentheses before the word "The"

On page 4, line 33, insert beginning triple parentheses before the word "Bidding"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2111 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Veterans Affairs to whom was referred Senate Bill No. 2146, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. LAUGHLIN, Chairman

Senate Bill No. 2146 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2154, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 3; Absent, 1, that the same do not pass.

REP. WAGNER, Chairman

Senate Bill No. 2154 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2164, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 0; Absent, 1, that the same be amended as follows:

On page 2 of the engrossed bill, line 4, after the word "means" insert the words and commas ", except where otherwise indicated,"; and delete the words "justice court or county"

On page 2 of the engrossed bill, line 6, delete the words "except where otherwise" and insert in lieu thereof the words "or of the county closest geographically thereto as determined by the petitioner if no county court of increased jurisdiction is established therein."

On page 2 of the engrossed bill, delete line 7

On page 2 of the engrossed bill, after line 7, insert the following new subsection:

"3. "Department" means the state department of health pursuant to chapter 23-01 of the North Dakota Century Code."

On page 2 of the engrossed bill, after line 9, insert the following new subsection:

"5. "District" means the geographical area composed of those counties without county courts of increased jurisdiction surrounding, adjacent to, or geographically closest to a county court of increased jurisdiction, as determined by the petitioner. It does not refer to any established judicial, administrative, or executive district within the state."

On page 2 of the engrossed bill, line 16, delete the words "county justice" and insert in lieu thereof the word "appropriate"

On page 2 of the engrossed bill, line 17, delete the words "court or"

On page 2 of the engrossed bill, delete lines 19 and 20

On page 2 of the engrossed bill, line 21, delete the letter "b" before the word "A" and insert in lieu thereof the letter "a"

On page 2 of the engrossed bill, line 22, delete the letter "c" before the word "A" and insert in lieu thereof the letter "b"; following the second word "a" insert the word "master's"; and delete the words "from an accredited" and insert in lieu thereof the words "in social work from an accredited program."

On page 2 of the engrossed bill, delete lines 23 through 26

On page 2 of the engrossed bill, line 27, delete the letter "d" before the word "A" and insert in lieu thereof the letter "c"

On page 2 of the engrossed bill, line 31, delete the letter "e" before the word "An" and insert in lieu thereof the letter "d"

On page 3 of the engrossed bill, delete lines 28 through 34

On page 4 of the engrossed bill, after line 2, insert the following new subsections:

"13. "Private treatment facility" means any facility established pursuant to chapters 10-19 through 10-24 and licensed pursuant to chapter 23-16 or 23-17.1 of the North Dakota Century Code.

14. "Public treatment facility" means any treatment facility not falling under the definition of a private treatment facility."

On page 4 of the engrossed bill, line 14, after the period delete the remainder of the line

On page 4 of the engrossed bill, delete lines 15 through 20

On page 4 of the engrossed bill, line 21, delete the words "county justice courts or"

On page 5 of the engrossed bill, line 18, following the word "a" insert the words "physician, psychiatrist, or"

On page 5 of the engrossed bill, line 35, after the word "county" insert the words "or district"

On page 6 of the engrossed bill, line 17, after the word "residence" insert the words " , or of the court within the district"

On page 7 of the engrossed bill, line 32, delete the word "county's"

On page 7 of the engrossed bill, line 33, after the word "expense" insert the words "of the county which is the respondent's place of residence"

On page 8 of the engrossed bill, line 34, after the word "county" insert the words "which is the respondent's place of residence"

On page 11 of the engrossed bill, line 3, after the word "funds" insert the words "of the county which is the respondent's place of residence"

On page 11 of the engrossed bill, line 11, after the word "counsel" insert the words and comma " , or whenever any criminal charge is pending or contemplated arising from an act of the respondent"

On page 13 of the engrossed bill, line 9, after the word "county" insert the words "of residence of the respondent"

On page 13 of the engrossed bill, line 12, after the word "county" insert the words "or district"

On page 13 of the engrossed bill, line 13, after the word "county" insert the words "or district"

On page 13 of the engrossed bill, line 18, after the word "attorney" insert the words and comma ", private counsel, or counsel designated by the court"

On page 13 of the engrossed bill, line 32, delete the word "evidence" and insert in lieu thereof the word "proof"

On page 15 of the engrossed bill, line 10, delete the word "hospital" and insert in lieu thereof the words "treatment facility"

On page 17 of the engrossed bill, line 1, after the second comma insert the word and comma "psychiatrist,"

On page 17 of the engrossed bill, line 8, after the second comma insert the word and comma "psychiatrist,"

On page 17 of the engrossed bill, line 11, following the numeral "3" insert the words and comma "and subject to section 26 of this Act"

On page 18 of the engrossed bill, line 17, after the comma insert the word and comma "psychiatrist,"

On page 19 of the engrossed bill, line 6, after the word "county" insert the words "or district"

On page 20 of the engrossed bill, line 18, after the word "charge" insert the words and comma ", with the expense thereof borne by the county of residence of the respondent"

On page 21 of the engrossed bill, line 11, delete the word "hospital" and insert in lieu thereof the words "treatment facility"

On page 21 of the engrossed bill, line 22, after the word "a" insert the word "hospitalized"; and delete the words "hospitalized by"

On page 21 of the engrossed bill, line 23, delete the words "court order"

On page 21 of the engrossed bill, line 30, after the period add the following language: "With the individual's consent, the superintendent or director shall notify the appropriate community agencies and/or persons of his release and of the suggested release plan. Community agencies include regional mental health centers, state and local counseling services, public and private associations whose function is to assist the mentally ill, alcoholic or drug addict, and the individual's physician. The agencies and persons notified of the individual's release shall report to the state hospital that initial contact with the individual has been accomplished."

On page 26 of the engrossed bill, line 31, delete the word "STATE" and insert in lieu thereof the word "DEPARTMENT"

On page 26 of the engrossed bill, line 32, delete the words "MENTAL HEALTH AND RETARDATION DIVISION"

On page 26 of the engrossed bill, line 33, delete the words "state mental" and insert in lieu thereof the word "department"

On page 26 of the engrossed bill, line 34, delete the words "health and retardation division" and after the word "admissions" insert the words "under this Act"

On page 27 of the engrossed bill, line 1, delete the words "state mental" and insert in lieu thereof the word "department"

On page 27 of the engrossed bill, line 2, delete the words "health and retardation division"

On page 27 of the engrossed bill, line 5, after the word "patient" insert a period and delete the remainder of the line

On page 27 of the engrossed bill, delete lines 6 through 12

On page 27 of the engrossed bill, line 16, delete the words "state mental" and insert in lieu thereof the word "department"

On page 27 of the engrossed bill, line 17, delete the words "health and retardation division"

On page 27 of the engrossed bill, line 35, delete the numeral "42" and insert in lieu thereof the numeral "41"

On page 28 of the engrossed bill, line 13, delete the words "or excessive"

On page 28 of the engrossed bill, line 16, after the word "research" insert the words "without the express and informed written consent of the patient or of the patient's guardian"

On page 28 of the engrossed bill, line 18, after the word "conditioning" insert the words and comma ", without the express and informed written consent of the patient or of the patient's guardian"

On page 28 of the engrossed bill, line 21, after the word "by" delete the remainder of the line and insert in lieu thereof the words "the treating physician or psychiatrist, if in his medical judgment to do so would be in the best interests of the patient and the rights are restricted or limited in the manner authorized by the rules and regulations promulgated pursuant to section 46"

On page 28 of the engrossed bill, delete lines 22 through 25

On page 28 of the engrossed bill, line 23, delete the word "personnel"

On page 28 of the engrossed bill, line 27, delete the word "formulation" and insert in lieu thereof the word "treatment"; and delete the words "patient's treatment plan" and insert in lieu thereof the word "patient"

On page 28 of the engrossed bill, line 30, following the word "be" insert the words "signed by the physician or psychiatrist and"

On page 28 of the engrossed bill, line 31, delete the words "treatment plan" and insert in lieu thereof the words "patient's chart"; and after the period delete the remainder of the line and insert in lieu thereof the following: "These restrictions shall be reviewed at intervals of not more than fourteen days and may be renewed by following the procedure set out in this section."

On page 28 of the engrossed bill, delete lines 32 and 33

On page 29 of the engrossed bill, line 6, after the word "professional" insert the words and comma ", employee of a treatment facility,"

On page 29 of the engrossed bill, line 11, delete the words "with gross negligence" and insert in lieu thereof the words "in a negligent manner"

On page 30 of the engrossed bill, line 34, after the word "The" delete the remainder of the line and insert in lieu thereof the word "department"

On page 30 of the engrossed bill, line 35, delete the words "the state department of health"

On page 31 of the engrossed bill, line 2, delete the words "state mental health and" and insert in lieu thereof the word "department"

On page 31 of the engrossed bill, line 3, delete the words "retardation division and the judicial council"

On page 31 of the engrossed bill, line 12, delete the words "justice courts or county"

And renumber the lines, subsections, subdivisions, and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2164 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your committee on Veterans Affairs to whom was referred Senate Bill No. 2171, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. LAUGHLIN, Chairman

Senate Bill No. 2171 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2199, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 4; Absent, 2, that the same be amended as follows:

On page 1, line 3 of the engrossed bill, delete the following: “; and” and insert in lieu thereof “.”

On page 1, delete all of line 4 and insert in lieu thereof the words “nonresident fur-bearer licenses”

On page 1, line 5, delete the words “is valid and declaring a date of enactment”

On page 1, line 6, after the word “fees” insert the following: “; and declaring an effective date”

On page 1, line 14, place beginning triple parentheses before the comma

On page 1, line 15, place ending triple parentheses after the comma

On page 1, line 17, place beginning triple parentheses before the first comma and also on line 17, place ending triple parentheses after the second comma

On page 1, line 22, place beginning triple parentheses before the comma

On page 2, line 1, place ending triple parentheses after the word “issue”

On page 2, line 11, delete the triple parentheses around the word “seven” and also on line 11, delete the word “three”

On page 2, line 22, delete the word “twelve” and insert in lieu thereof the word “ten”

On page 2, line 31, after the word “over” insert the following: “or a resident totally or permanently disabled”

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2199 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2239, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 23 delete the ending triple parentheses after the comma

On page 1, line 24 delete the beginning triple parentheses before the word “forty” and also on line 24 delete the word “two”

On page 2, delete line 1 and insert in lieu thereof the following: “the penalty shall be a fee and a point assessment against the driver's license as follows:

Speed (mph)	Fee (\$)	Points
56-65	\$5	0
66-70	\$5 plus \$1/each mph over 65 mph	1
71-80	\$15 plus \$2/ each mph over 70 mph	2
81-90	\$35 plus \$3/each mph over 80 mph	3
91-95	\$35 plus \$3/each mph over 80 mph	6
96-100	\$35 plus \$4/each mph over 80 mph	12
101-105	\$35 plus \$4/each mph over 80 mph	14
106-110	\$35 plus \$4/each mph over 80 mph	16
111+	\$35 plus \$4/each mph over 80 mph	18

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. ERICKSON, Chairman

Senate Bill No. 2239 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2280, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 7, that the same do pass.

REP. WAGNER, Chairman

Senate Bill No. 2280 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2294, has had the same under consideration and recommends that the same be amended as follows:

On page 3 of the engrossed bill, delete lines 13 through 23 and insert in lieu thereof the following:

“\$0	\$10,000	\$	0	4	\$	0
10,000	20,000		400	6		10,000
20,000	30,000		1,000	8		20,000
30,000	40,000		1,800	10		30,000
40,000	50,000		2,800	12		40,000
50,000	60,000		4,000	14		50,000
60,000	80,000		5,400	16		60,000
80,000			8,600	18		80,000

Provided that the amount of tax imposed by this section on the transfer of any estate shall not be less than the maximum tax credit allowable for state death taxes against the federal estate tax imposed with respect to that part of the decedent's estate which has a taxable situs in this state.”

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GACKLE, Chairman

Senate Bill No. 2294 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2297, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 0; Absent, 5, that the same be amended as follows:

On page 1, line 10 of the engrossed bill, delete the second word “and” and insert in lieu thereof a comma and also on line 10, after the number “2” insert the following “, and 3”

On page 1, line 17, delete the word “and” and also on line 17, after the third comma insert the following “and 49-22-23,”

On page 2, line 14, delete the beginning triple parentheses before the word "two" and also on line 14, delete the ending triple parentheses after the word "hundred"

On page 2, line 15, delete "sixty-nine"

On page 2, line 16, delete the beginning triple parentheses before the word "An"

On page 2, line 20, place beginning triple parentheses before the semicolon

On page 2, line 21, place ending triple parentheses after the word "or" and insert in lieu thereof "."

On page 2, line 22, delete the ending triple parentheses after the letter "c."

On page 2, line 27, following the period insert the following: "The provision of this subdivision shall not apply to any person operating an oil or gas pipeline gathering system."

On page 13, line 16, following the second word "the" insert the word "general"

On page 13, line 17, delete the words "provided for in subsection 3 of section 49-22-22"

On page 13, line 26, delete the word "and" and insert in lieu thereof a comma and also on line 26, after the number "2" insert ", and 3"

On page 14, following line 32, insert the following: "3. All fees collected under the provisions of this chapter shall be deposited in the ((state treasury and credited to a special account to be designated as the energy conversion and transmission facility siting fund. This fund shall be available to the commission, and, subject to legislative appropriation, may be expended for the administration and enforcement of this chapter and in processing applications for certificates or permits in accordance with the provisions of this chapter))) general fund."

On page 14, line 34, delete the word "and" and also on line 34, after "49-22-12" insert ", and 49-22-23"

And renumber the lines, subdivisions and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2297 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2323, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 4; Absent, 0, that the same be amended as follows:

On page 1, line 23 delete the numeral "5" and insert in lieu thereof the numeral "4" and after the word "of" insert the word "engrossed"

On page 2, line 15 delete the numeral "5" and insert in lieu thereof the numeral "4" and after the word "of" insert the word "engrossed"

On page 3, line 15 delete the numeral "5" and insert in lieu thereof the numeral "4" and after the word "of" insert the word "engrossed"

On page 5, line 19 after the period insert the following new sentence: "The advisory committee on elections, as provided for in section 16.1-01-01 of the North Dakota Century Code as created by subsection 5 of section 1 of engrossed House Bill No. 1049 as approved by the forty-fifth legislative assembly, shall approve any electronic voting system prior to acquisition."

On page 8, line 22 after the period insert the following: **"The automatic tabulating equipment shall also be sealed in a manner which will ensure that it cannot be tampered with prior to the counting of ballots."**

On page 8, line 35 delete the words **"district chairman"** and insert in lieu thereof the words **"legislative district chairmen"**

On page 10, line 7 delete the numeral **"6"** and insert in lieu thereof the numeral **"5"** and after the word **"of"** insert the word **"engrossed"**

On page 10, line 13 after the word **"by"** insert the word **"the"** and also place triple parentheses around the word **"officials"** and insert in lieu thereof the word **"judges"** and also insert beginning triple parentheses before the word **"If"**

On page 10, line 15 insert ending triple parentheses after the word **"interests."**

On page 10, line 16 place beginning triple parentheses before the word **"in"** and place ending triple parentheses after the word **"secrecy"** and also place triple parentheses around the word **"officials"** and insert in lieu thereof the word **"judges"**

On page 10, line 21 delete the words **"in secrecy"** and also delete the word **"officials"** and insert in lieu thereof the word **"judges"**

On page 10, line 31 delete the numeral **"10"** and insert in lieu thereof the numeral **"8"**

On page 10, line 32 after the word **"of"** insert the word **"engrossed"**

On page 11, line 21 delete the numeral **"10"** and insert in lieu thereof the numeral **"8"**

On page 11, line 22 after the word **"of"** insert the word **"engrossed"**

On page 12, line 15 delete the numeral **"12"** and insert in lieu thereof the numeral **"10"** and also after the word **"of"** insert the word **"engrossed"**

On page 14, line 4 delete the numeral **"12"** and insert in lieu thereof the numeral **"10"** and also after the word **"of"** insert the word **"engrossed"**

On page 14, line 25 delete the numeral **"14"** and insert in lieu thereof the numeral **"12"** and also after the word **"of"** insert the word **"engrossed"**

On page 15, line 21 delete the numeral **"14"** and insert in lieu thereof the numeral **"12"** and also after the word **"of"** insert the word **"engrossed"**

On page 15, line 31 after the word **"counted"** delete **","** and **and all"** and insert in lieu thereof a period and the following language: **"An election board and officials shall be appointed from the legislative district in which the counting center is located, as provided for in section 16.1-05-01 of the North Dakota Century Code as created by section 3 of engrossed House Bill No. 1049 as approved by the forty-fifth legislative assembly, to supervise the counting of ballots. All"**

On page 16, line 10 after the word **"by"** insert the words **"the two"** and delete the words **"officials of opposed interests"** and insert in lieu thereof the word **"judges"**

On page 16, line 22 delete the words **"by an alternate method"** and insert in lieu thereof the words **"according to section 16.1-15-03 of the North Dakota Century Code as created by section 12 of engrossed House Bill No. 1049, as approved by the forty-fifth legislative assembly"**

On page 16, line 24 delete the numeral **"15"** and insert in lieu thereof the numeral **"13"**

On page 16, line 25 after the word **"of"** insert the word **"engrossed"**

On page 17, line 8 delete the numeral **"15"** and insert in lieu thereof the

numeral "13" and also after the word "of" insert the word "engrossed"

On page 22, line 2 after the period insert the following: "The automatic tabulating equipment shall also be sealed in a manner which will ensure that it cannot be tampered with prior to the counting of ballots."

On page 22, line 28 after the word "counted" delete ", and all" and insert in lieu thereof a period and the following language: "An election board and officials shall be appointed from the legislative district in which the counting center is located, as provided for in section 16.1 05-01 of the North Dakota Century Code as created by section 3 of engrossed House Bill No. 1049 as approved by the forty-fifth legislative assembly, to supervise the counting of ballots. All"

Page 23, line 7 after the word "by" insert the words "the two" and delete the words "officials of opposed interest" and insert in lieu thereof the word "judges"

On page 23, line 17 delete the words "by an alternate method" and insert in lieu thereof the words "according to section 16.1-15-03 of the North Dakota Century Code as created by section 12 of engrossed House Bill No. 1049, as approved by the forty-fifth legislative assembly"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2323 was placed on the 6th order of business on the calendar for the succeeding legislative day.

DIVIDED REPORT OF STANDING COMMITTEE

Mr. Speaker: A Majority of your Committee on Finance and Taxation, to whom was referred Senate Bill No. 2361, has had the same under consideration and recommends that the same do not pass.

Rep. Berg

Rep. Laughlin

Rep. Martin

Rep. Nordby

Rep. O'Shea

Rep. Richard

Rep. Riehl

Rep. Weber

Rep. Winge

REP. GACKLE, Chairman

Mr. Speaker: A Minority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 2361, has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 22 of the engrossed-bill, delete the word "thirty" and insert in lieu thereof "forty"

On page 2, line 5, delete the word "seventy" and insert in lieu thereof "sixty"

On page 2, line 32, delete the word "Thirty-five" and insert in lieu thereof "Thirty"

On page 3, line 6, delete the beginning and ending triple parentheses around the word "Forty" and also on line 6, delete the word "Thirty-five"

And renumber the lines and pages accordingly.

And when so amended recommends that the same do pass.

Rep. Gackle

Rep. A. Hausauer

Rep. Crabtree
 Rep. Mund
 Rep. Murphy
 Rep. Nicholas
 Rep. Timm

REP. GACKLE, Chairman

Representative Hausauer (A.) moved that the report of the Minority be substituted for the report of the Majority.

The Reports of the Minority with Senate Bill No. 2361 were placed on the 7th order of business on the calendar for the succeeding legislative day.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2364, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 15 of the engrossed bill delete the word "eighteen" and insert in lieu thereof the word "twenty-one"

On page 1, line 17 delete the word "nineteen" and insert in lieu thereof the word "twenty-one" and also delete the word "two" and insert in lieu thereof the word "five"

On page 1, line 20 delete the word "two" and insert in lieu thereof the word "four" and also delete the word "eight" and insert the word "five"

On page 1, line 23 delete the word "seven" and insert in lieu thereof the word "eight" and also delete the word "six" and insert in lieu thereof the word "five"

And renumber the lines and pages accordingly

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2364 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2381, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 3, line 24, of the engrossed bill delete the words "by not" and insert in lieu thereof the words "by a majority of the qualified electors of the city voting on the question"

On page 3, delete all of lines 25 through 33

On page 3, line 34, delete the words "gubernatorial election"

On page 4, line 2, delete the words "and approved"

On page 4, delete all of lines 3 and 4

On page 4, line 5, delete the words "gubernatorial election"

On page 5, line 21, delete the words "by executing an agency agreement authorized by:" and insert in lieu thereof the following: "in the manner provided in this section. the governing bodies of the respective cities shall by resolution establish the form of an agency agreement, which shall be submitted to the electors of each city for approval at a regular or special municipal election. The agreement shall contain provisions respecting all of the matters specified below, except that the names of city representatives and members of the board of directors of the proposed municipal power agency may be omitted. The governing body of each city shall be authorized to complete and enter into the agreement when and if it is approved by a majority of the qualified electors of the city voting on the

question. The question submitted shall be in substantially the following form: "Shall the city enter into an agreement with the cities of _____, or any of them, for the formation of a municipal power agency, substantially in accordance with the form of agency agreement which is now on file and open to inspection in the office of the city auditor?" The governing body of each city, upon approval of the agreement by its electors, shall be authorized, but not required, to complete and provide for the execution of the agreement with one or more of the cities named therein, whether or not approved by the electors of all of the cities named therein"

On page 5, delete all of lines 22 through 24

On page 5, line 25, delete the words "previous gubernatorial election"

On page 5, line 26, after the word "agreement" insert the words ", when completed,"

On page 6, line 16, delete the word "shall" and insert in lieu thereof the word "may"

On page 6, delete all of line 17 and insert in lieu thereof the words "the representatives of the member cities from time to time shall be and constitute the"

On page 7, line 23, delete the words "The agency agreement or the"

On page 7, delete all of lines 24 through 26

On page 8, line 29, delete the words "Any vacancy occurring"

On page 8, delete all of lines 30 through 32

On page 10, line 4, delete the word "and"

On page 10, delete all of lines 5 and 6

On page 10, line 7, delete the words "previous gubernatorial election"

On page 14, line 30, delete the words "approved by not less than sixty percent of"

On page 14, delete all of line 31

On page 14, line 32, delete the words "voted in the previous gubernatorial election and"

On page 17, line 11, delete the word "(provided"

On page 17, delete all of lines 12 through 15

On page 18, line 16, delete the words ", subject to approval by not less"

On page 18, delete all of lines 17 and 18

On page 18, line 19, delete the words "gubernatorial election,"

On page 22, line 1, delete the words ", subject to approval by not less than"

On page 22, delete all of line 2

On page 22, line 3, delete the words "cities who voted in the previous gubernatorial election,"

On page 23, line 35, delete the words "shall not" and insert in lieu thereof the word "may"

On page 24, line 4, delete the words "shall not" 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

Senate Bill No. 2381 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2395, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same be amended as follows:

On page 2, line 13, after the word "area" and before the period insert the following:

"provided that written notice thereof is mailed to such royalty owners by the operator of a unit not more than forty days nor less than thirty days prior to the commission hearing. The notice shall describe the plan for the unit amendment or enlargement together with the participation factor to be given each tract in the unit area and in the proposed area and shall contain the time and place of commission hearing. An affidavit of mailing verifying such notice shall be filed with the commission. Said notice shall further provide that in the event ten percent of the royalty interests or working interests in the existing unit area file with the commission at least ten days prior to commission proceeding an objection to the plan of enlargement, the commission shall require that the unit amendment or enlargement be approved by eighty percent of all royalty interests and working interests in the existing and proposed areas"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2395 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2417, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 3; Absent, 1, that the same be amended as follows:

On page 1, line 12 after the word "class" delete the letter "A" and insert in lieu thereof the letter "b"

On page 1, line 16 delete the words "any motion picture, or"

On page 1, line 18 before the word "cover" insert the word "exposed" and also in line 18 before the word "content" insert the word "available"

On page 1, line 20 delete the words "illicit sex or"

On page 1, delete all of line 21

On page 1, line 22 delete the words "pictures, of"

On page 2, delete all of lines 2 through 10

On page 2, line 11 delete the subsection letter "b." and insert in lieu thereof the subsection letter "a."

On page 2, line 20 delete the subsection letter "c." and insert in lieu thereof the letter "b."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2417 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2439, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same be amended as follows:

On page 2 of the engrossed bill, line 21, after the period, insert the following:

"The state construction superintendent shall annually revise and update such rules and regulations."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. RYLANCE, Chairman

Senate Bill No. 2439 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2460, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 6, that the same do pass.

REP. WAGNER, Chairman

Senate Bill No. 2460 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2517, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 3, line 3 of the engrossed bill delete the words "of either" and insert in lieu thereof the word "under" and also after the letter "i" delete the word "is" and insert in lieu thereof the words "and one of the conditions under subsections b or c are".

On page 3, line 16 delete the words "of either" and insert in lieu thereof the word "under" and also after the letter "e" delete the word "is" and insert the words "and one of the conditions under subsections b or c are"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINKJER, Chairman

Senate Bill No. 2517 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4002, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. RYLANCE, Chairman

Senate Concurrent Resolution No. 4002 was placed on the 14th order of business on the Calendar for the succeeding legislative day.

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, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. RYLANCE, Chairman

Senate Concurrent Resolution No. 4033 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4034, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. RYLANCE, Chairman

Senate Concurrent Resolution No. 4034 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4041, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same do pass.

REP. RYLANCE, Chairman

Senate Concurrent Resolution No. 4041 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4046, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 2, that the same do pass.

REP. RYLANCE, Chairman

Senate Concurrent Resolution No. 4046 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4048, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. RYLANCE, Chairman

Senate Concurrent Resolution No. 4048 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4052, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 0; Absent, 3, that the same do pass.

REP. RYLANCE, Chairman

Senate Concurrent Resolution No. 4052 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2036, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2036 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2131, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same do not pass.

REP. GENGLER, Chairman

Senate Bill No. 2131 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2158, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 1; Absent, 0, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2158 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2224, 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 words "to create and enact a new subsection to section 51-18-01, and"

On page 1, line 16, after the word "of" insert the following word "consumer"

On page 2, after line 17, insert the following new section:

"SECTION 2.) A new subsection to section 51-18-01 of the North Dakota Century Code is hereby created and enacted to read as follows: "Consumer goods or services" means goods or services purchased, leased, or rented primarily for personal, family, or household purposes, including

courses of instruction or training regardless of the purpose for which they are taken."

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2224 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2246, has had the same under consideration and recommends, that the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2246 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry Business & Labor to whom was referred Senate Bill No. 2325, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same do not pass.

REP. GENGLER, Chairman

Senate Bill No. 2325 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2537, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 6; Absent, 1, that the same be amended as follows:

On page 1, line 23 after the word "period" delete the following:

" , by filing with the commission" and insert in lieu thereof the following language: "The public utility shall file with the commission a bond, with sureties and in an amount approved by the commission. The bond shall be conditioned upon the refund of any excess received by the utility over the finally approved rates with interest at eight and one-half percent. The bond shall also be conditioned upon payment of any refund, with interest, in the amount prescribed by the commission."

On page 1, delete all of line 24.

On page 2, delete all of lines 1 through 12 and insert in lieu thereof the following language: "If the public utility fails to make refunds within the period of time prescribed by the commission, the commission shall assess a fine of \$500.00 per day upon the utility."

On page 2, line 13, delete the words "all persons entitled to a refund,"

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

Senate Bill No. 2537 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Concurrent Resolution No. 4049, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, that the same be amended as follows:

On page 2, line 4, after the semicolon insert the word "and"

On page 2, after line 4, insert the following: "Whereas, the Labor-Management Act has been further amended by Public Law 86-257, commonly known as the "Landrum - Griffin Act,"; and Whereas, the Landrum - Griffin Act forces a legally recognized union to support, bargain for, and represent all non-dues paying members in every matter

regarding working conditions and wages, consequently unfairly raising union dues and causing a financial burden on all union members;"

On page 2, line 9 after the word "law" and before the semicolon insert the following language: "and repeal Public Law 86-256"

And renumber the lines, pages and sections accordingly.

And when so amended, recommends the same do not pass.

REP. GENGLER, Chairman

Senate Concurrent Resolution No. 4049 was placed on the 6th order of business on the calendar for the succeeding legislative day.

RECOGNITION

Speaker Solberg announced that Mr. Fouad Al Farsy, Chief Consultant for Industry and Electricity, and Mr. Abdul Al Sadahan, Administrative Consultant to the King of Saudi Arabia, were in the chamber.

Speaker Solberg appointed Rep. Nicholas to escort Mr. Al Sadahan to the rostrum, who then briefly addressed the Assembly.

Rep. Strinden moved that the following remarks of Mr. Al Sadahan be printed in the Journal, which motion prevailed.

ADDRESS OF

Mr. Abdul Al Sadahan,

Administrative Consultant to the King of Saudi Arabia

Mr. Al Sadahan: "Ladies and Gentlemen, Distinguished Members of the House of Representatives:

"It is indeed a great pleasure and great honor to share these memorable moments with you this afternoon, and to reflect on this historical visit that we have had in this great state of North Dakota. It has been an honor for us to be received by his Excellency, the Governor of the State, and by members of both the House and Senate. We are deeply touched by the great gesture extended to everyone of us on this trip. We are here on a goodwill mission, attempting to build bridges of understanding and communication between our people and your people.

"Throughout this trip we have been meeting with various sectors of the American society. We have been trying to establish contacts with various levels of business, education and all levels to get our messages across — the messages of goodwill, understanding and better relationships.

"Our country has a driving force toward development and modernization, and we view with great esteem and with great interest the great achievements of your society, and the potential of this society to lend to us in all sectors of life.

"Our relationship goes back to the early days of Roosevelt, when he met with our heads of state, and they established what we consider to be the foundation of a fruitful relationship of understanding and cooperation between Saudi Arabia and the United States.

"We are interested in getting to know you people on a people-to-people basis. We are interested in establishing business contacts as such, and this has been our mission to get to know you, to appreciate your heritage, your values, and to appreciate what you have achieved in your great efforts, and translate that understanding into meaningful undertakings between our two peoples.

"We would like to have an appreciation, not as business partners, but as people who share with you many things, including the true commitment to religion, and the true commitment to the free enterprise system, and the true commitment of the freedom of the individual, and the spirit of individual liberties and potentials.

"We take great pride in knowing what the American people have done throughout the centuries. We have been enjoying the great spirit of achievement of the people of this great state of yours. We have been amazed by the spirit of great accomplishment and individual fulfillment. This is something we hold as a condition of great value, and we admire it very much. We would like to teach it to our children, and to have it as a doctrine in our life, to have people actually adhere to, to have individuals achieve and to enjoy the freedom of enterprise.

"We appreciate very much the opportunity of getting to meet with you people on all levels. We appreciate the hospitality that has been extended to us throughout our visit. We greatly appreciate your graciousness, and the greatest part of our mission has been accomplished — that is the building the understanding, and getting the word across and establishing better communications and getting our image across and that it be translated through mass media, and getting to know us as people — as people who have ambition and want to get some place under the sun.

"Now that we have established the bridges of understanding and the communication channels are open, we can advance this relationship into a meaningful undertaking.

"We know that the State of North Dakota has a great potential that would be of benefit to the kingdom of Saudi Arabia. We understand that. We are pleased to hear of the high quality of protein of the wheat produced in this state, which is much better than that of any other part of the world. This is something that makes us feel very grateful and respectful.

"We would like to have a continuing relationship between Saudi Arabia and the great state of North Dakota on many levels, but more specifically in the area of agriculture, through the channels of importing agricultural products and importing technology related to agriculture and mechanization of agriculture. We want to have a solid and concrete relationship, and we know how beneficial having your expertise and technology in relation to agriculture.

"We would like to have established meaningful channels of cooperation between our country and your state to take action immediately, and I can assure you of that.

"Again, I would like to take this opportunity to extend my warmest thanks and deep appreciation on behalf of my colleagues and on behalf of the people of Saudi Arabia to this distinguished House and to the great Governor of North Dakota, and the people of North Dakota for the hospitality and warm reception that has been extended to us.

"We look forward to seeing more of you people coming to our country, meeting with us, and we would look forward to having you in our homes as special guests, and we look forward to the opportunity of having you in our homes and businesses.

"Thank you very much."

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Stenehjem and Unhjem for the introduction of a House Concurrent Resolution, which request has been approved.

Rep. Earl Strinden
Republican Floor Leader
Rep. Richard Backes
Democrat Floor Leader

Rep. Kretschmar 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 Reps. Richie, Herman, Swiontek and Matchie for the introduction of a resolution, which request has been approved.

Rep. Earl Strinden
Republican Floor Leader
Rep. Richard Backes
Democrat Floor Leader

Rep. Mushik moved that the report be adopted; which motion prevailed and the report was adopted.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Stenhjem and Unhjem introduced:

House Concurrent Resolution No. 3105. A concurrent resolution congratulating the University of North Dakota basketball team on its superlative season.

Which was read the first time.

Rep. Stenhjem moved that the rules be suspended, that House Concurrent Resolution No. 3105 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3105

Introduced by Representatives Stenhjem, Unhjem.

A concurrent resolution congratulating the University of North Dakota basketball team on its superlative season.

WHEREAS, the University of North Dakota Fighting Sioux basketball team confounded the pundits and prognosticators of the press by running roughshod over the North Central Conference and annexing its third consecutive conference crown with a glittering 13-1 conference record; and

WHEREAS, the Sioux posted a very sporty 26-4 record during the 1976-77 season, a season that was tabbed by many as destined to be a "rebuilding year"; and

WHEREAS, the Sioux, who ranked fifth in the final NCAA Division II national standings, garnered their third consecutive NCAA North Central Region tournament championship by defeating the University of Wisconsin-Green Bay 45-43; and

WHEREAS, Sioux center Fred Lukens and guard Rick Bouchard were named to the all-tournament team following the North Central Region shootout, with Fred Lukens in addition being named the tourney's outstanding player; and

WHEREAS, much of the Sioux' success has to be attributed to their outstanding coach, Dave Gunther; and

WHEREAS, the Sioux had compiled a 48-game winning streak on their home court before losing to the University of Tennessee-Chattanooga in Grand Forks on Friday, March 11, in a quarterfinal game of the NCAA Division II national basketball tournament;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Forty-fifth Legislative Assembly of the State of North Dakota extend its very sincere congratulations to the University of North Dakota

basketball team and its coach, Dave Gunther, for the very fine season they enjoyed; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to UND President Thomas Clifford, to UND Athletic Director Carl Miller, and to UND basketball coach Dave Gunther.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3105. A concurrent resolution congratulating the University of North Dakota basketball team on its superlative season.

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.

FIRST READING OF HOUSE RESOLUTION

Reps. Richie, Herman, Matchie and Swiontek introduced:

House Resolution No. 5. A resolution congratulating the Fargo North High School basketball team on winning the North Dakota Class A high school basketball championship.

Which was read the first time.

Rep. Richie moved that the rules be suspended, that House Resolution No. 5 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION No. 5

Introduced by Reps. Richie, Herman, Swiontek, Matchie.

A resolution congratulating the Fargo North High School basketball team on winning the North Dakota Class A high school basketball championship.

WHEREAS, the Fargo North Spartans capped a wonderful basketball season by defeating Minot High School 53-49 in the finals of the North Dakota Class A high school basketball championship to give a Fargo team its first Class A basketball title in 34 years; and

WHEREAS, the Spartans were ably coached by Carl Wall, an extraordinarily gifted basketball tactician who time and again displayed his coaching excellence on the bench during the championship game not only to his players and the 7,500 fans on hand for the game in the North Dakota State University Fieldhouse, but also to the thousands of basketball fans watching the game on television across the state; and

WHEREAS, the players who, with tremendous heart and desire, executed coach Wall's game plan to perfection to annex the state crown were John Oxtou, Todd Bakken, Mark Sperial, Scott Solee, Steve Sponberg, Brad Ellingson, Mark Wacker, Rob Olson, Kevin Hanson, Greg Larson, Terry Warkentien, Monte Herrmann, Mike Sandvik, and Scott Sheldon; and

WHEREAS, assisting head coach Carl Wall with his title winning machinations were assistant coaches Mark Askerooth and Steve Gravalin, and student managers Terry Saeger, Jon Zubriski, Donna Galitz, and John Hansmann;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the House of the Forty-fifth Legislative Assembly extend its heartiest congratulations to the Fargo North Spartans basketball team for truly earning the right to say "We're Number 1" by winning the 1976-

77 North Dakota Class A high school basketball championship; and
BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to Fargo School Superintendent Vern Bennett, to Fargo Athletic Director Harold Pederson, to Fargo North Principal Don Dehne, to the Fargo North High School Library, and to basketball coach Carl Wall.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 5. A resolution congratulating the Fargo North High School basketball team on winning the North Dakota Class A high school basketball championship.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Resolution was declared adopted on a voice vote.

FIRST READING OF SENATE BILLS

Senate Bill No. 2549. A Bill for an Act appropriating federal revenue sharing funds for foundation program payments.

Which was read the first time and referred to the Committee on Appropriations.

MOTIONS

Rep. Knudson moved that the House do concur in the Senate amendments to House Bill No. 1259, which motion prevailed.

Rep. Strinden moved that the House not concur on Senate amendments to House Bill No. 1264, 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 Solberg appointed the following to a Conference Committee on House Bill No. 1264:

Rep. Kretschmar

Rep. Strinden

Rep. Backes

MOTIONS

Rep. Reed moved that the House do concur in the Senate amendments to House Bill No. 1291, which motion prevailed.

Rep. Rylance moved that the House do concur in the Senate amendments to House Bill No. 1299, which motion prevailed.

Rep. Kloubec moved that the House do concur in the Senate amendments to House Bill No. 1468, which motion prevailed.

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1096, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2025. A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to payment of special education costs of handicapped children by the residence school district in child-placement cases.

Which has 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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS	•				
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN	•		• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELLEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEM					
• HILL			• METZ			• SWIONTEK					
• MORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2045. A Bill for an Act to prohibit discrimination in employment because of race, color, religion, national origin, sex, age, or marital status; 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, 52; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELLEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEM					
• HILL			• METZ			• SWIONTEK					
• MORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

Senate Bill No. 2141. A Bill for an Act to amend and reenact subsection 6 of section 57-37.1-01 and subsection 1 of section 57-37.1-08 of the North Dakota Century Code, relating to the decedent specifying the location of intangible personal property for estate tax distribution 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, 86; nays, 8; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEK			• MUSHK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAY		•	• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS	•				
• DuBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH		•	• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUEFT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE		•	• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Lee moved that the vote by which Senate Bill No. 2045 was lost be reconsidered and the motion to reconsider be laid on the table, which motion failed on a verification vote.

Senate Bill No. 2209. A Bill for an Act to amend and reenact section 19-01-10 of the North Dakota Century Code, relating to examination or analysis of products, articles or things by state laboratories department chemists submitted by prosecutors or law enforcement officers.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEK			• MUSHK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		

● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVIRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2331. A Bill for an Act to provide for the establishment of separate and independent trust companies.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKS			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERAMOTT			● MURPHY			● UNHJEM		
● BENEFICT			● KLOBEC			● MUSHIK			● VANDER VORST		
● BERG		●	● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHER			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ		
● CONMY			● LANGLEY			● Q'SHEA		●	● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU		●			● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD		●			
● FLEMING			● LIPSIEA		●	● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVIRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS		●	● STRINDEN					
● HILL		●	● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that the rules be suspended, and that Senate Bill No. 2500 as amended be placed at the top of the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILL S

Senate Bill No. 2500. A Bill for an Act to provide for a severance tax for the privilege of severing coal from the earth; to provide procedures for the imposition, collection, and administration of such tax; to provide for the deposit of the proceeds of such tax in the state treasury and for the allocation thereof to the state and its political subdivisions; to provide for a coal development impact office in the office of the governor; to provide

for a state coal development impact commission and a county coal development impact commission to approve or disapprove impact grants; and to amend and reenact sections 57-60-02, 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the coal conversion facilities privilege tax and the allocation of revenues therefrom.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 52; nays, 42; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOETT		•	• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK		•	• KUCHER			• OLSON			• WEBER		•
• CHRISTENSEN		•	• LANG			• OPEDAHL			• WENTZ		•
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARBY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES		•	• LAUGHLIN			• REED					
• ERICKSON		•	• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON		•	• MARTIN, C #38			• RUSSELL					
• GUNSCH		•	• MARTIN, G #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFREY			• SCOFIELD					
• HERMAN		•	• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE		•	• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGRAD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that the rules be suspended, and that Senate Bill No. 2500 be messaged to the Senate immediately, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and all bills on the calendar after 2:00, Tuesday, March 15, be placed on the calendar in such manner as to facilitate the meeting of conference committees on House and Senate Bills, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following Conference Committees:

- On Senate Bill No. 2178:
 - Rep. Kretschmar
 - Rep. Wentz
 - Rep. Lundene
- On Senate Bill No. 2296:
 - Rep. Russell
 - Rep. Reed
 - Rep. Benedict
- On Senate Bill No. 2479:
 - Rep. Conmy
 - Rep. Stenehjem
 - Rep. Hill

On Senate Bill No. 2519:

Rep. Richie
Rep. Stenejem
Rep. Dotzenrod

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. 2038
Senate Bill No. 2136
Senate Bill No. 2187
Senate Bill No. 2192
Senate Bill No. 2208
Senate Bill No. 2269
Senate Bill No. 2289
Senate Bill No. 2290
Senate Bill No. 2334
Senate Bill No. 2444
Senate Bill No. 2467
Senate Bill No. 2529
Senate Bill No. 2546
Senate Concurrent Resolution No. 4020
Senate Concurrent Resolution No. 4043
Senate Concurrent Resolution No. 4050

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. 2372
Senate Bill No. 2425
Senate Bill No. 2471

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. 3097
House Concurrent Resolution No. 3098

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1340

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass.

House Bill No. 1029
House Bill No. 1507
House Bill No. 1516
House Bill No. 1571

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. 2427

Senate Bill No. 2429

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended.

House Bill No. 1008

House Bill No. 1013

House Bill No. 1028

House Bill No. 1041

House Bill No. 1503

House Bill No. 1520

House Bill No. 1536

House Bill No. 1542

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1008

On page 1 of the engrossed bill, line 18, delete the numerals "21,902" and insert in lieu thereof the numerals "22,300"

On page 1 of the engrossed bill, delete line 19

On page 2 of the engrossed bill, line 1, delete the numerals "37,722" and insert in lieu thereof the numerals "37,950"

On page 2 of the engrossed bill, line 4, delete the numerals "90,544" and insert in lieu thereof the numerals "90,257"

On page 2 of the engrossed bill, delete line 5

On page 2 of the engrossed bill, line 12, delete the numerals "144,115" and insert in lieu thereof the numerals "143,054"

On page 2 of the engrossed bill, line 15, delete the numerals "20,125" and insert in lieu thereof the numerals "20,261"

On page 2 of the engrossed bill, delete line 16

On page 2 of the engrossed bill, line 21, delete the numerals "70,000" and insert in lieu thereof the numerals "69,961"

On page 2 of the engrossed bill, line 27, delete the numerals "251,837" and insert in lieu thereof the numerals "250,965"

On page 2 of the engrossed bill, line 28, delete the numerals "1,551,837" and insert in lieu thereof the numerals "1,550,965"

And renumber the lines and pages accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to adjust salaries and wages for the Bonding Fund, the Fire and Tornado Fund, and the Unsatisfied Judgment Fund to reflect salary and fringe benefit levels authorized by the Legislative Assembly and to delete the classification line items for these funds.

AMENDMENTS TO HOUSE BILL No. 1013

On page 1 of the engrossed bill, line 20, delete the numerals "433,929" and insert in lieu thereof the numerals "430,163"

On page 2 of the engrossed bill, line 4, delete the numerals "2,140,372" and insert in lieu thereof the numerals "2,136,606"

On page 2 of the engrossed bill, line 6, delete the numerals "1,428,372" and insert in lieu thereof the numerals "1,424,606"

On page 2 of the engrossed bill, line 9, delete the numerals "629,787" and insert in lieu thereof the numerals "624,536"

On page 2 of the engrossed bill, line 13, delete the numerals "849,830" and insert in lieu thereof the numerals "844,579"

On page 2 of the engrossed bill, line 14, delete the numerals "646,571" and insert in lieu thereof the numerals "642,638"

On page 2 of the engrossed bill, line 15, delete the numerals "203,259" and insert in lieu thereof the numerals "201,941"

On page 2 of the engrossed bill, line 23, delete the numerals "1,631,631" and insert in lieu thereof the numerals "1,626,547"

On page 2 of the engrossed bill, line 24, delete the numerals "1,373,496" and insert in lieu thereof the numerals "1,369,613"

On page 2 of the engrossed bill, line 25, delete the words "H.B. 1013", and delete the numerals "3,005,127" and insert in lieu thereof the numerals "2,996,110"

On page 2 of the engrossed bill, line 34, delete the numerals "14,925" and insert in lieu thereof the numerals "14,679"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to reduce the salaries and wages line item of the Adjutant General and National Guard by \$3,766 and Disaster Emergency Services by \$5,251 to reflect a five percent per year increase and the amount necessary for fringe benefits.

AMENDMENTS TO HOUSE BILL No. 1028

On page 1, line 1 of the engrossed bill, after the word "reenact" delete the word "section" and insert in lieu thereof the word "sections" and on the same line, after "11-10.1-01" insert the following: ", 11-10.1-05 and 11-10.1-07"

On page 2, line 19, after "basis." insert the following: "Vacancies in the office of county director of tax equalization shall be filled in the same manner as the original appointment."

"Vacancies in the office of county director of tax equalization shall be filled in the same manner as the original appointment."

SECTION 2. AMENDMENT.) Section 11-10.1-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

11-10.1-05. POWERS AND DUTIES OF COUNTY DIRECTOR OF TAX EQUALIZATION.)

1. The county director of tax equalization shall have the power, duty, and responsibility to call upon and confer with township and city assessors in the county and to instruct them in the preparation and proper use of land maps and property record cards, the preparation of assessment books, the changes in assessment laws and regulations, the determination of proper standards of value, the use of proper classifications of property, and the authority to require attendance at meetings, to the end that a uniform assessment of all personal and real property in the county prevail.

2. On January 1, 1981, the county director of tax equalization shall succeed to all the powers and duties of assessors of townships, cities, and unorganized districts within such county, except that any city or township may, at its option by resolution of its governing board, employ an assessor who shall retain such powers, duties and responsibilities of his office. Notwithstanding any other provision of law to the contrary, such city and township assessors shall be required to meet the same minimum

standards as those set forth for the county director of tax equalization in section 11-10.1-01 and the expenses and salaries of such offices shall be paid by the city or township exercising such option.

SECTION 3. AMENDMENT.) Section 11-10.1-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

11-10.1-07. JOINT COUNTY DIRECTOR OF TAX EQUALIZATION — COUNTY DIRECTORS MAY ALSO BE CITY ASSESSORS OR TOWNSHIP ASSESSORS.) The respective boards of county commissioners of two or more counties may by agreement and resolutions of the respective boards of county commissioners employ a joint county director of tax equalization who shall act as county director of tax equalization for each of the counties participating in such agreement. The salary and expense of such joint county director of tax equalization and that of his office and staff shall be prorated among the counties participating in accordance with the assessed valuation of the counties concerned or upon such other basis as may be agreed upon by the respective boards of county commissioners. The respective boards of county commissioners, acting jointly, shall appoint such joint county director of tax equalization on the same basis and in the same manner as a county director of tax equalization may be appointed for a single county. Such joint county director of tax equalization may be discharged upon the resolution of the board of county commissioners of any county participating in the agreement. Any participating county may withdraw from such joint agreement upon resolution of the board of county commissioners and by giving written notice to the boards of county commissioners of the other participating counties at least ninety days in advance of July first of the year of withdrawal. The joint county director of tax equalization shall have all the powers and duties of the county director of tax equalization of a single county and shall keep all records of assessment for each county entirely separate from the records of other counties which he or she serves. The governing boards of a county and ((a)) of any city, or any township may by agreement and resolutions of the respective boards, employ a joint county director of tax equalization and city or township assessor.”

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 1041

On page 3, line 18, after the word “compliance” insert the following: “as outlined in this chapter”

On page 4, line 6, delete the word “may” and insert in lieu thereof the word “shall”

On page 4, line 10, after the word “chapter” insert the following: “if the department shall determine that the city or county requirements meet or exceed the requirements of this chapter and any rules and regulations promulgated under this chapter”

On page 6, line 32, delete the word “may” and insert in lieu thereof the word “shall”

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1503

On page 3, line 4, of the engrossed bill after the word “agreement” insert the following: “according to the provisions of section 44-08-01.1”

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 1520

On page 1, line 4 of the engrossed bill, delete the word "thirty" and insert in lieu thereof the word "twenty-five"

On page 1, line 5, delete the word "twelve" and insert in lieu thereof the word "ten"

On page 1, line 18, delete the word "thirty" and insert in lieu thereof the word "twenty-five"

On page 1, line 20, delete the word "twelve" and insert in lieu thereof the word "ten"

On page 1, line 22, delete the word "twelve" and insert in lieu thereof the word "ten"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1536

On page 1, line 18, after the word "attorney" insert a comma

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1542

On page 1, line 1, before the word "sections" insert the words "subsection 14 of section 19-03.1-01 and"

On page 1, line 9, before the word "SECTION", insert the following new language:

"SECTION 1. AMENDMENT.) Subsection 14 of section 19-03.1-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

14. "Marijuana" means all parts of the plant Cannabis (((sativa L.))), whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.

On page 2, line 9, after the semicolon, add the following new subdivision:

"p. Difenoixin;"

On page 3, line 12, insert beginning triple parentheses before the word "Dypremorphine", insert ending triple parentheses after the word "Dypremorphine", and following the ending triple parentheses insert the word "Cyprenorphine"

On page 3, line 16, following the word "Etorphine" insert the following words: "(except hydrochloride salt)"

On page 6, delete line 11

On page 9, line 8, following the colon, insert the following new subdivision:

"a. Those compounds, mixtures, or preparations in dosage unit form containing any stimulant substances listed in schedule 11 and any other drug of the quantitative composition shown in that schedule for those drugs or which is the same except that it contains a lesser quantity of controlled substances;"

On page 10, line 25, delete the word "quantity" and insert in lieu thereof the word "quantity"

On page 11, line 5, delete the numeral "24" and insert in lieu thereof the numeral "25"

On page 12, following line 31, insert the following new language:

"5. Other substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances, including its salts:

a. Dextropropoxyphene (Alpha-(*)-4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxybutane).

On page 12, line 32, delete the numeral "5" and insert in lieu thereof the numeral "6"

And renumber the lines and sections accordingly.

Rep. Strinden moved that the House stand recessed until 1:00 p.m., Tuesday, March 15, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-NINTH DAY AFTER RECESS AND
FIFTIETH DAY

Bismarck, March 15, 1977

The House convened at 1:00 p.m., pursuant to recess taken, with Speaker Solberg presiding.

MOTIONS

Rep. Strinden moved to rescind the motion of March 14, 1977, whereby the rules were suspended and Senate Bill No. 2500 was to be messaged to the Senate immediately, which motion prevailed.

Rep. Strinden moved that the rules be suspended and that the deadline as established by motion of Rep. Strinden on March 11, 1977, for House Bills and Resolutions to be reported out of the Committee on Appropriations shall be extended until 3:00 p.m., Wednesday, March 16, 1977, which motion prevailed.

Rep. Wagner moved that the House not concur on Senate amendments to House Bill No. 1013, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Gackle moved that the House not concur on Senate amendments to House Bill No. 1028, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Rylance moved that the House not concur on Senate amendments to House Bill No. 1041, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following Conference Committees:

On House Bill No. 1013:

Rep. L. Hausauer

Rep. Eagles

Rep. Opedahl

On House Bill No. 1028:

Rep. Murphy

Rep. Nicholas

Rep. Laughlin

On House Bill No. 1041:

Rep. Rylance

Rep. Matchie

Rep. Kermott

MOTIONS

Rep. Lang moved that the House do concur in the Senate amendments to House Bill No. 1503 which motion prevailed.

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1520, which motion prevailed.

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1536, which motion prevailed.

Rep. Haugland moved that the House do concur in the Senate amendments to House Bill No. 1542, which motion prevailed.

Rep. Wagner moved that the House do concur in the Senate amendments to House Bill No. 1008, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1087. A Bill for an Act to regulate real property easements, servitudes, or any nonappurtenant restriction on the use of real property.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KRUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAO					
• EAGLES			• LAUGHLIN			• REED			• MR. SPEAKER		
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELFAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1129. A Bill for an Act to amend and reenact sections 24-06-28, 24-06-30, 24-07-03, 24-07-19, 24-10-01, 24-10-02, and 24-10-04 of the North Dakota Century Code, relating to obstruction of section lines, removal of fences, section lines as public roads, removal of fences when public roads have been laid out, erection of cattle guards, construction of cattle guards, and removal of cattle guards.

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		

• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1273. A Bill for an Act to amend and reenact section 54-03-20.1 of the North Dakota Century Code, relating to compensation for attending legislators; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 12; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES			• KELLY			• MUND		•	• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		•
• EAGLES			• LAUGHLIN	•		• REED					
• ERICKSON	•		• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE	•		• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER			• ROCHELEAU					
• GRONNEBERG	•		• MARSDEN	•		• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ	•		• SWIONTEK		•			
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

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. 2051. A Bill for an Act to amend and reenact subdivision d of subsection 2 of section 11-10-10 and section 11-16-05 of the North Dakota Century Code, relating to a county option regarding a full-time state's attorney and salaries and duties of state's attorneys.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 51; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	•	JOHNSON		•	MILLER		•	TINJUM	
BACKES			•	KELLY			MUND		•	TWETEN	•
BEAUCLAIR			•	KERMOTT		•	MURPHY		•	UNHJEM	•
BENEDICT			•	KLOUBEC		•	MUSHIK		•	VANDER VORST	•
BERG			•	KNUDSON		•	NICHOLAS		•	WAGNER	•
BERGER			•	KRETSCHMAR		•	NORDBY		•	WALSH	•
BLACK			•	KUCHERA		•	OLSON		•	WEBER	•
CHRISTENSEN		•	•	LANG		•	OPEDAHL		•	WENTZ	•
CONAMY			•	LANGLEY		•	O'SHEA		•	WINGE	•
CRABTREE		•	•	LARDY		•	PETERSON		•	WINKJER	•
DOTZENROD			•	LARSON, B #12		•	POWERS		•		
DUBORD			•	LARSON, G #29		•	RAU		•	MR SPEAKER	•
EAGLES			•	LAUGHLIN		•	REED		•		
ERICKSON		•	•	LEE		•	RICHARD		•		
FLEMING			•	LIPSIEA		•	RICHIE		•		
GACKLE		•	•	LOKKEN		•	RICHTER		•		
GENGLER			•	LUNDENE		•	RIEHL		•		
GERL			•	MAIXNER		•	ROCHELEAU		•		
GRONNEBERG			•	MARSDEN		•	RUED		•		
GUNDERSON		•	•	MARTIN, C #38		•	RUSSELL		•		
GUNSCH			•	MARTIN, G #43		•	RYLANCE		•		
HAUGLAND			•	MARTINSON		•	SCHINDLER		•		
HAUSAUER, A #49		•	•	MATCHIE		•	SCHUETT		•		
HAUSAUER, L #25		•	•	McCAFFREY		•	SCOFIELD		•		
HERMAN			•	McGAUVRAN		•	SOLBERG		•		
HERSLIP			•	MEIERS		•	STENHJEM		•		
HICKLE		•	•	METZ		•	STRINDEN		•		
HILL			•	METZGER		•	SWONTEK		•		
HORGAN			•	MEYER		•	THORSGARD		•		
JACOBSON			•				TIMM		•		

So the bill lost.

Senate Bill No. 2218. A Bill for an Act to create and enact subsection 33 of section 52-01-01 of the North Dakota Century Code relating to unemployment compensation definitions, and to amend and reenact subsection 8 of section 52-06-02 of the North Dakota Century Code relating to unemployment compensation benefits.

Which has 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, 1; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			•	JOHNSON		•	MILLER		•	TINJUM	
BACKES			•	KELLY		•	MUND		•	TWETEN	•
BEAUCLAIR			•	KERMOTT		•	MURPHY		•	UNHJEM	•
BENEDICT			•	KLOUBEC		•	MUSHIK		•	VANDER VORST	•
BERG			•	KNUDSON		•	NICHOLAS		•	WAGNER	•
BERGER			•	KRETSCHMAR		•	NORDBY		•	WALSH	•
BLACK			•	KUCHERA		•	OLSON		•	WEBER	•
CHRISTENSEN			•	LANG		•	OPEDAHL		•	WENTZ	•
CONAMY			•	LANGLEY		•	O'SHEA		•	WINGE	•
CRABTREE			•	LARDY		•	PETERSON		•	WINKJER	•
DOTZENROD			•	LARSON, B #12		•	POWERS		•		
DUBORD			•	LARSON, G #29		•	RAU		•	MR SPEAKER	•
EAGLES			•	LAUGHLIN		•	REED		•		
ERICKSON			•	LEE		•	RICHARD		•		
FLEMING			•	LIPSIEA		•	RICHIE		•		
GACKLE			•	LOKKEN		•	RICHTER		•		
GENGLER			•	LUNDENE		•	RIEHL		•		
GERL			•	MAIXNER		•	ROCHELEAU		•		
GRONNEBERG			•	MARSDEN		•	RUED		•		
GUNDERSON			•	MARTIN, C #38		•	RUSSELL		•		
GUNSCH			•	MARTIN, G #43		•	RYLANCE		•		
HAUGLAND			•	MARTINSON		•	SCHINDLER		•		
HAUSAUER, A #49			•	MATCHIE		•	SCHUETT		•		
HAUSAUER, L #25			•	McCAFFREY		•	SCOFIELD		•		
HERMAN			•	McGAUVRAN		•	SOLBERG		•		

• HERSLIP	• MEIERS	• STENEHIEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Rep. Strinden moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk
FIFTIETH DAY

Bismarck, March 15, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Paul Stuart, Pastor, Regular Baptist Church, Bismarck.

The roll was called, and all members were present except Rep. Richie. 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-ninth day and recommends that the same be corrected as follows:

On page 1289, following line 52, insert the following: "And when so amended recommends that the same do pass."

On page 1295, line 27, following the word "commission" insert a quotation mark

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Reed moved that the report be adopted, which motion prevailed.

STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

March 14, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505
Dear Mr. Speaker:

This letter is to inform you that on March 12, 1977, I signed the following House Bills:

House Bill No. 1022
House Bill No. 1038
House Bill No. 1053
House Bill No. 1058
House Bill No. 1059
House Bill No. 1062
House Bill No. 1088
House Bill No. 1103
House Bill No. 1109
House Bill No. 1111
House Bill No. 1112
House Bill No. 1136
House Bill No. 1069
House Bill No. 1142
House Bill No. 1147
House Bill No. 1154
House Bill no. 1168

House Bill No. 1171
House Bill No. 1177
House Bill No. 1180
House Bill No. 1182
House Bill No. 1183
House Bill No. 1199
House Bill No. 1203
House Bill No. 1204
House Bill No. 1210
House Bill No. 1216
House Bill No. 1217
House Bill No. 1220
House Bill No. 1226
House Bill No. 1230
House Bill No. 1232
House Bill No. 1234
House Bill No. 1235
House Bill No. 1238
House Bill No. 1241
House Bill No. 1248
House Bill No. 1249
House Bill No. 1274
House Bill No. 1281
House Bill No. 1286
House Bill No. 1303
House Bill No. 1306
House Bill No. 1332
House Bill No. 1367
House Bill No. 1370
House Bill No. 1428
House Bill No. 1472
House Bill No. 1493

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

March 14, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 14, 1977, I signed House Bill 1025.

Sincerely yours,
ARTHUR A. LINK
Governor

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2007, has had the same under consideration and

recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1 of the engrossed bill, line 18, delete the numerals "3,893,707" and insert in lieu thereof the numerals "3,827,290"

On page 2 of the engrossed bill, line 2, delete the numerals "5,194,086" and insert in lieu thereof the numerals "5,127,669"

On page 2 of the engrossed bill, line 4, delete the numerals "5,186,733" and insert in lieu thereof the numerals "5,120,316"

On page 2 of the engrossed bill, line 30, delete the numerals "5,245,752" and insert in lieu thereof the numerals "5,179,335"

On page 2 of the engrossed bill, line 32, delete the numerals "8,681,595" and insert in lieu thereof the numerals "8,615,178"

And renumber the lines accordingly.

Statement of Purpose of Amendments:

The purpose of this amendment is to adjust the salaries and wages line item for the Highway Patrol by \$66,417 to reflect a five percent per year increase and the amount necessary for fringe benefits.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2007 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2126, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 6; Absent, 0, that the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2126 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2234, has had the same under consideration and recommends, by a vote of Ayes, 19; Nays, 1; Absent, 1, that the same be amended as follows:

On page 1, line 3, delete the word "on" and insert in lieu thereof the word "in"

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2234 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2240, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 3; Absent, 1, that the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2240 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2304, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 8; Absent, 3, that the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2304 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was

referred Senate Bill No. 2307, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 1; Absent, 2, that the same be amended as follows:

On page 1 of the engrossed bill, line 13, delete the words "thirty-five thousand two"

On page 1 of the engrossed bill, line 14, delete the word "hundred" and insert in lieu thereof the words "thirty-six thousand eight hundred"

On page 1 of the engrossed bill, line 22, delete the words "thirty-three thousand" and insert in lieu thereof the words "thirty-four thousand five hundred"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2307 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2338, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 8; Absent, 2, that the same be amended as follows:

On page 1, line 15, delete the word "fifteen" and insert in lieu thereof the word "eighteen"

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2338 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2346, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 9; Absent, 2, that the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2346 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2380, has had the same under consideration and recommends, by a vote of Ayes, 19; Nays, 0; Absent, 2, that the same do not pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2380 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2446, has had the same under consideration and recommends, by a vote of Ayes, 19; Nays, 1; Absent, 1, that the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2446 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2475, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 10; Absent, 0, that the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2475 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2476, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2476 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2545, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 4; Absent, 1, that the same do not pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2545 was placed on the 14th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to Senate Bill No. 2013 as recommended by the Committee on Appropriations as printed on pages 1278 and 1279 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2062 as recommended by the Majority of the Committee on Natural Resources as printed on page 1279 of the House Journal be adopted, which motion failed.

Rep. Winge moved that the amendments to Senate Bill No. 2062 as recommended by the Minority of the Committee on Natural Resources as printed on pages 1279 and 1280 of the House Journal be adopted.

MOTION

Rep. Maixner moved that the question of the adoption of the amendments to Senate Bill No. 2062 be divided as follows:

Division A:

On page 9, line 1 of the engrossed bill, delete the word "determing" and insert in lieu thereof the word "determining"

On page 9, line 22, after the period insert the following: "Provided, however, the commission may by its rules and regulations reserve unto itself final approval authority over any or over certain categories of water permit applications."

Division B:

On page 10, line 20, delete the words "Priority in time shall give the" and insert in lieu thereof the following: "Preference in use shall establish priority where water from the same source is insufficient to supply applicants. Priority in time shall give the superior water right as between users of the same preference. Priority of a water right as between users of the same preference shall date from the issuance of the permit"

On page 10, delete lines 21 and 12

On page 10, line 23, delete the words "state engineer"

And renumber the lines and pages accordingly.

Speaker Solberg explained that should the motion of Rep. Maixner prevail, the House will vote according to the division as stated in the motion. Thereafter, the House will vote on the final passage of the amendments to Senate Bill No. 2062, excluding those portions which did not pass on the division of the question.

The motion of Rep. Maixner prevailed.

The question then was on the adoption of the amendments as shown under Division A in Rep. Maixner's motion, which motion prevailed.

The question then was on the adoption of the amendments shown under Division B in Rep. Maixner's motion, which motion failed.

The question then was on the adoption of the amendments shown on pages 1279 and 1280 of the House Journal, including Division A, and excluding Division B, as shown in Rep. Maixner's motion, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to Senate Bill No. 2063 as recommended by the Committee on Natural Resources as printed on page 1280 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2111 as recommended by the Committee on Natural Resources as printed on pages 1280 and 1281 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2164 as recommended by the Committee on Judiciary as printed on pages 1281 through 1285 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2199 as recommended by the Committee on Natural Resources as printed on page 1285 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2224 as recommended by the Committee on Industry, Business and Labor as printed on pages 1294 and 1295 of the House Journal be adopted, which motion prevailed.

Rep. Erickson moved that the amendments to Senate Bill No. 2239 as recommended by the Committee on Transportation as printed on pages 1285 and 1286 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to Senate Bill No. 2294 as recommended by the Committee on Finance and Taxation as printed on page 1286 of the House Journal be adopted.

Rep. Tweten moved that the amendments to Senate Bill No. 2294 be laid on the table, which motion failed on a verification vote.

The question then was on the motion of Rep. Gackle to adopt the amendments to Senate Bill No. 2294, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2297 as recommended by the Committee on Natural Resources as printed on pages 1286 and 1287 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2323 as recommended by the Committee on Judiciary as printed on pages 1287, 1288 and 1289 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2364 as recommended by the Committee on Judiciary as printed on page 1290 of the House Journal be adopted, which motion prevailed.

Rep. Lang moved that the amendments to Senate Bill No. 2381 as recommended by the Committee on Political Subdivisions as printed on pages 1290 and 1291 of the House Journal be adopted, which motion prevailed.

Rep. Winge moved that the amendments to Senate Bill No. 2395 as recommended by the Committee on Natural Resources as printed on pages 1291 and 1292 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2417 as

recommended by the Committee on Judiciary as printed on page 1292 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2439 as recommended by the Committee on State and Federal Government as printed on page 1292 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2517 as recommended by the Committee on Judiciary as printed on page 1293 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Bill No. 2537 as recommended by the Committee on Industry, Business and Labor as printed on page 1295 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to Senate Concurrent Resolution No. 4049 as recommended by the Committee on Industry, Business and Labor as printed on pages 1295 and 1296 of the House Journal be adopted, which motion failed on a verification vote.

SEVENTH ORDER OF BUSINESS

Rep. A. Hausauer moved that the report of the Minority of the Committee on Finance and Taxation on Senate Bill No. 2361, as shown on pages 1289 and 1290 in the House Journal, be substituted for the Report of the Majority, which motion prevailed on a verification vote.

Senate Bill No. 2361 was placed on the 6th order of business for the next succeeding legislative day.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1148 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill 1148 be further amended as follows:

On page 2, line 34 of the engrossed bill delete the beginning triple parentheses before the word "and"

On page 2, line 35 delete the ending triple parentheses after the word "fund"

And renumber the lines and pages accordingly.

For the Senate

Sen. Tennefos

Sen. Strand

Sen. Lashkowitz

For the House

Rep. Timm

Rep. Gunderson

Rep. Metzger

Rep. Timm moved that the report be adopted, which motion prevailed.

House Bill No. 1148 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1174 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill 1174 be amended as follows:

On page 1, line 15 of the engrossed bill insert beginning triple parentheses before the word "one" and delete the beginning triple parentheses

before the word "-half" and insert in lieu thereof the words "three-fourths"

And renumber the lines accordingly.

For the Senate

Sen. Peterson

Sen. Wright

Sen. Miller

For the House

Rep. Langley

Rep. Herslip

Rep. A. Hausauer

Rep. Langley moved that the report be adopted, which motion prevailed.

House Bill No. 1174 was placed on the 6th order of business on the calendar for the succeeding legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 2277. A Bill for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to lease security deposits on real property and dwellings; the return of such deposits with interest upon termination of a lease; deposit amounts which may be withheld by a lessor and conditions under which amounts may be withheld; recovery by a lessee for wrongful withholding of security deposits; providing for transfer of security deposits upon a change of ownership; and binding the lessor holding the lease at the time of termination to return the security deposit.

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUAL		
• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHIRA			• OLSON		•	• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORC			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH		•	• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLY			• MERTENS			• STRINDER					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON		•	• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2327. A Bill for an Act to create and enact section 6-06-39

● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2342. A Bill for an Act to amend and reenact sections 12-48-03.1 and 12-48-06 of the North Dakota Century Code, relating to the director of institutions establishing and engaging in new prison industries and the sale of prison products; and to repeal sections 12-48-12, 12-48-13, and 12-48-23 of the North Dakota Century Code, relating to the manufacture and sale of license plates and road signs, and employment of penitentiary inmates in book salvage.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 8; absent and not voting, 5.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOY			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● NUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKLER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAJ		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #36			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McCAUVRYAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

MOTION

Rep. Gengler requested unanimous consent of the House to amend Senate Bill No. 2347, which request was granted.

Rep. Gengler moved that Senate Bill No. 2347 be amended as follows:

On page 1, line 16, delete the beginning triple parentheses before the word "twenty."

On page 1, line 17, delete the ending triple parentheses after the word "dollars" and delete the following: "five thousand dollars"

And renumber the lines and pages accordingly.
which motion prevailed.

Rep. Gengler moved that the rules be suspended, and that Senate Bill No. 2347 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2359. A Bill for an Act to establish the right of teachers to review materials placed in the teacher's personnel file.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS		•	• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN		•	• LANG		•	• OPEDAHN			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE		•	• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG		•	• MARSDEN		•	• RUED					
• GUNDERSON		•	• MARTIN, C #38			• RUSSELL					
• GUNSCHE		•	• MARTIN, G #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATHIE			• SCHUETT					
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVYRAN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE		•	• MERTEN		•	• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD		•			
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2378. A Bill for an Act to create and enact a new section to chapter 30.1-14 of the North Dakota Century Code, relating to information to be provided by a county court to an applicant for informal probate or informal appointment proceedings under the Uniform Probate 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, 96; nays, 0; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCHE			• MARTIN, G #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATHIE			• SCHUETT					
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD					

• HERMAN	• MCGAUVRAN	SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Weber moved that the rules be suspended, and that Senate Bill No. 2388 be laid over one legislative day, which motion prevailed on a verification vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2397. A Bill for an Act to provide for the conduct of presidential preference primary elections in presidential election years when the primary election is held before state party conventions to select national convention delegates.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 26; nays, 71; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•		•	•	JOHNSON	•	•	MILLER	•	•	TINJUM	•
•		•	•	KELLY	•	•	MUND	•	•	TWETEN	•
•	BEAUCLAIR	•	•	KERMOTT	•	•	MURPHY	•	•	UNHJEM	•
•	BENEDICT	•	•	KLOUBEC	•	•	MUSHIK	•	•	VANDER VORST	•
•	BERG	•	•	KNUDSON	•	•	NICHOLAS	•	•	WAGNER	•
•	BERGER	•	•	KRETSCHMAR	•	•	NORDBY	•	•	WALSH	•
•	BLACK	•	•	KUCHERA	•	•	OLSON	•	•	WEBER	•
•	CHRISTENSEN	•	•	LANG	•	•	OPEDAHL	•	•	WENTZ	•
•	CONAMY	•	•	LANGLEY	•	•	O'SHEA	•	•	WINGE	•
•	CRABTREE	•	•	LARDY	•	•	PETERSON	•	•	WINKLER	•
•	DOTZENROD	•	•	LARSON, B. #12	•	•	POWERS	•			
•	DUBORD	•	•	LARSON, G. #29	•	•	RAU	•			•
•	FAGES	•	•	LAUGHLIN	•	•	REED	•			•
•	ERICKSON	•	•	LEE	•	•	RICHARD	•			
•	FLEMING	•	•	LIPSIEA	•	•	RICHIE	•			
•	GACKLE	•	•	LOKKEN	•	•	RICHTER	•			
•	GENGLER	•	•	LUNDENE	•	•	RIEHL	•			
•	GERL	•	•	MAIXNER	•	•	ROCHELEAU	•			
•	GRONNEBERG	•	•	MARSDEN	•	•	RUED	•			
•	GUNDERSON	•	•	MARTIN, C. #38	•	•	RUSSELL	•			
•	GUNSCH	•	•	MARTIN, G. #43	•	•	RYLANCE	•			
•	HAUGLAND	•	•	MARTINSON	•	•	SCHINDLER	•			
•	HAUSAUER, A. #49	•	•	MATCHIE	•	•	SCHUETT	•			
•	HAUSAUER, L. #25	•	•	MCCAFFREY	•	•	SCOFIELD	•			
•	HERMAN	•	•	MCGAUVRAN	•	•	SOLBERG	•			
•	HERSLIP	•	•	MEIERS	•	•	STENEHJEM	•			
•	HICKLE	•	•	MERTENS	•	•	STRINDEN	•			
•	HILL	•	•	METZ	•	•	SWIONTEK	•			
•	HORGAN	•	•	METZGER	•	•	THORSGARD	•			
•	JACOBSON	•	•	MEYER	•	•	TIMM	•			
											•
											MR. SPEAKER

So the bill lost.

Senate Bill No. 2514. A Bill for an Act to state the purpose and intent of the Legislative assembly with respect to special fuels taxes payable by users of special fuels in motor vehicles or for industrial purposes in the performance of contracts with governmental units; and to amend and reenact subsections 5 and 7 of section 57-52-03 and sections 57-52-04, 57-53-02, and 57-53-03 of the North Dakota Century Code, relating to special fuels 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, 86; nays, 13; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		•	• TINJUM		•
• BACKES		•	• KELLY		•	• MUND		•	• TWETEN		•
• BEAUCLAIR		•	• KERMBTT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B #12		•	• POWERS		•			
• DUBORD		•	• LARSON, G #29		•	• RAU		•	MR SPEAKER		•
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERI		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C #38		•	• RUSSELL		•			
• GUNSCHE		•	• MARTIN, G #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L #25		•	• MCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• MCGAUVAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDEN		•			
• HILL		•	• METZ		•	• SWIONTEK		•			
• HORGAN		•	• METZGER		•	• THORSgard		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

So the bill passed and the title was agreed to.

Senate Bill No. 2353. A Bill for an Act to provide limitations on product liability civil actions.

Which has been read with Committee Recommendation Do Not Pass.

Rep. Rued requested that he be excused from voting on Senate Bill No. 2353 because of a conflict of interest.

Rep. Kretschmar moved that Rep. Rued and others who may have a conflict of interest be allowed to vote on Senate Bill No. 2353, 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, 29; nays, 70; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		•	• TINJUM		•
• BACKES		•	• KELLY		•	• MUND		•	• TWETEN		•
• BEAUCLAIR		•	• KERMBTT		•	• MURPHY		•	• UNHJEM		•
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B #12		•	• POWERS		•			
• DUBORD		•	• LARSON, G #29		•	• RAU		•	MR SPEAKER		•
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERI		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C #38		•	• RUSSELL		•			
• GUNSCHE		•	• MARTIN, G #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L #25		•	• MCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• MCGAUVAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDEN		•			

HILL	•	METZ	•	SWIONTEK	•
HORGAN	•	METZGER	•	THORSGARD	•
JACOBSON	•	MEYER	•	TIMM	•

So the bill lost.

Senate Bill No. 2369. A Bill for an Act to amend and reenact subsection 1 of section 23-17.2-01, sections 23-17.2-02, 23-17.2-03, 27-17.2-05, 23-17.2-09, 23-17.2-11, 23-17.2-13, 23-17.2-14 of the North Dakota Century Code, relating to certification of need for expansion of hospital facilities; and to repeal sections 23-17.2-06, 23-17.2-07, 23-17.2-08, and 23-17.2-10 of the North Dakota Century Code, relating to certification of need for expansion of hospital facilities.

Which has been read with Committee Recommendation Do Not Pass.

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, 1.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES	•		• KELLY			• MUND	•	• TWETEN
• BEAUCLAIR			• KERMOTT	•		• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC	•		• MUSHIK	•	• VANDER VORST
• BERG			• KNUDSON	•		• NICHOLAS	•	• WAGNER
• BERGER			• KRETSCHMAR	•		• NORDBY	•	• WALSH
• BLACK			• KUCHERA	•		• OLSON	•	• WEBER
• CHRISTENSEN			• LANG	•		• OPEDAHL	•	• WENTZ
• CONMY			• LANGLEY	•		• O'SHEA	•	• WINGE
• CRABTREE			• LARDY	•		• PETERSON	•	• WINKJER
• DOTZENROD			• LARSON B. #12	•		• POWERS		
• DUBORD			• LARSON G. #29	•		• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN	•		• REED		
• ERICKSON	•		• LEE	•		• RICHARD	•	
• FLEMING	•		• LIPSIEA	•		• RICHIE	•	
• GACKLE			• LOKKEN	•		• RICHTER	•	
• GENGLER			• LINDENE	•		• RIEHL	•	
• GERL	•		• MAIXNER	•		• ROCHELEAU	•	
• GRONNEBERG	•		• MARDEN	•		• RUD	•	
• GUNDERSON	•		• MARTIN C. #38	•		• RUSSELL	•	
• GUNSCH			• MARTIN G. #43	•		• RYLANCE	•	
• HAUGLAND			• MARTINSON	•		• SCHINDLER	•	
• HAUSAUER, A #49	•		• MATCHIE	•		• SCHUETT	•	
• HAUSAUER, L #25	•		• McCAFFREY	•		• SCOFIELD	•	
• HERMAN	•		• MCGAUVRAN	•		• SOLBERG	•	
• HERSLIP			• MEIERS	•		• STENHJEM	•	
• HICKLE			• MERTENS	•		• STRINDEN	•	
• HILL			• METZ	•		• SWIONTEK	•	
• HORGAN			• METZGER	•		• THORSGARD	•	
• JACOBSON			• MEYER	•		• TIMM	•	

So the bill passed and the title was agreed to.

Senate Bill No. 2177. A Bill for an Act requiring full, adequate, and timely notice of the meetings of all public bodies.

Which has 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, 2.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON B. #12			• POWERS		

• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	•
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	•
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	•
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2308. A Bill for an Act to authorize creation of rural ambulance service districts, setting forth the powers and duties of such districts, authorizing the levy of a tax, and setting limits on the indebtedness of such 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, 91; nays, 5; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION		ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	YEAS	N-V	YEAS	N-V	YEAS	N-V	YEAS	NAYS
• ANDERSON		• JOHNSON		• MILLER		• TINJUM			•
• BACKES		• KELLY		• MURD.		• TWETEN			•
• BEAUCLAIR		• KERAMOTT		• MURPHY	•	• UNHJEM			
• BENEDICT		• KLOUBEC		• MUSHIK		• VANDER VORST			
• BERG		• KNUDSON		• NICHOLAS		• WAGNER			
• BERGER		• KRETSCHMAR		• NORDBY		• WALSH			
• BLACK		• KUCHERA		• OLSON		• WEBER			
• CHRISTENSEN		• LANG		• OPEDAH	•	• WENTZ			
• CONMY		• LANGLEY		• O'SHEA		• WINGE			
• CRABTREE		• LARDY		• PETERSON		• WINKER			
• DOTZENROD		• LARSON, B. #12		• POWERS					
• DuBORD		• LARSON, G. #29		• RAU		• MR. SPEAKER			
• EAGLES		• LAUGHLIN		• REED					
• ERICKSON		• LEE		• RICHARD					
• FLEMING		• LIPSIEA		• RICHIE					
• GACKLE		• LOKKEN		• RICHTER					
• GENGLER		• LUNDENE		• RIEHL					
• GERL		• MAIXNER		• ROCHELEAU					
• GRONNEBERG		• MARSDEN		• RUED					
• GUNDERSON	•	• MARTIN, C. #38		• RUSSELL					
• GUNSCH		• MARTIN, G. #43		• RYLANCE					
• HAUGLAND		• MARTINSON		• SCHINDLER					
• HAUSAUER, A. #49		• MATCHIE		• SCHUETT	•				
• HAUSAUER, L. #25		• McCAFFREY		• SCOFIELD					
• HERMAN		• McGAUVRAN		• SOLBERG					
• HERSLIP		• MEIERS		• STENEHJEM					
• HICKLE		• MERTENS		• STRINDEN					
• HILL		• METZ		• SWIONTEK					
• HORGAN		• METZGER		• THORSGARD	•				
• JACOBSON		• MEYER		• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2360. A Bill for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code, relating to the fees retained by county auditors for the issuance of various hunting 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, 40; nays, 58; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEF			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LORKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARDSEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWINTEX					
• HORGAN			• METZGER			• THORSIGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill lost.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House requests the return to the House of House Concurrent Resolution No. 3097.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return House Concurrent Resolution No. 3097 which the House has requested.

LEO LEIDHOLM, Secretary

ANNOUNCEMENT

The Speaker announced that the House had in its possession House Concurrent Resolution No. 3097.

Rep. McGauvran requested permission to withdraw House Concurrent Resolution No. 3097, which request was granted.

MOTION

Rep. Strinden moved that the rules be suspended, and that the following be messaged to the Senate immediately:

- Senate Bill No. 2051
- Senate Bill No. 2218
- Senate Bill No. 2277
- Senate Bill No. 2327
- Senate Bill No. 2342
- Senate Bill No. 2359
- Senate Bill No. 2378
- Senate Bill No. 2514
- Senate Bill No. 2369
- Senate Bill No. 2177
- Senate Bill No. 2308

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. 1042
 House Bill No. 1085
 House Bill No. 1128
 House Bill No. 1141
 House Bill No. 1186
 House Bill No. 1215
 House Bill No. 1228
 House Bill No. 1243
 House Bill No. 1256
 House Bill No. 1266
 House Bill No. 1287
 House Bill No. 1297
 House Bill No. 1343
 House Bill No. 1359
 House Bill No. 1437
 House Bill No. 1438
 House Bill No. 1459
 House Bill No. 1482

And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Representative Conmy 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. 1079
 House Bill No. 1218
 House Bill No. 1253
 House Bill No. 1261
 House Bill No. 1302

And find the same correctly Engrossed and Enrolled.

REP. L. HAUSAUER, Chairman

Representative Conmy 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. 1042
 House Bill No. 1079
 House Bill No. 1085
 House Bill No. 1128
 House Bill No. 1141
 House Bill No. 1186
 House Bill No. 1215
 House Bill No. 1218
 House Bill No. 1228
 House Bill No. 1243
 House Bill No. 1253
 House Bill No. 1256
 House Bill No. 1261
 House Bill No. 1266
 House Bill No. 1287
 House Bill No. 1297
 House Bill No. 1302

House Bill No. 1343
House Bill No. 1359
House Bill No. 1437
House Bill No. 1438
House Bill No. 1459
House Bill No. 1482

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 the following:

House Bill No. 1172
House Bill No. 1239
House Bill No. 1242
House Bill No. 1333

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 a conference committee to act with a like committee from the Senate, on:

Senate Bill No. 2178
Senate Bill No. 2296
Senate Bill No. 2479
Senate Bill No. 2519
Senate Bill No. 2178
Rep. Kretschmar
Rep. Wentz
Rep. Lundene
Senate Bill No. 2296:
Rep. Russell
Rep. Reed
Rep. Benedict
Senate Bill No. 2479:
Rep. Conmy
Rep. Stenehjem
Rep. Hill
Senate Bill No. 2519:
Rep. Richie
Rep. Stenehjem
Rep. Dotzenrod

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. 1264 and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

Rep. Kretschmar
Rep. Strinden
Rep. Backes

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. 1087

House Bill No. 1129

House Bill No. 1273

And refused to concur in the Senate amendment to:

House Bill No. 1013

House Bill No. 1028

House Bill No. 1041

And the Speaker has appointed as a conference committee to act with a like committee from the Senate:

House Bill No. 1013

Rep. L. Hausauer

Rep. Eagles

Rep. Opedahl

House Bill No. 1028:

Rep. Murphy

Rep. Nicholas

Rep. Laughlin

House Bill No. 1041:

Rep. Rylance

Rep. Matchie

Rep. Kermott

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. 2159

Senate Bill No. 2175

Senate Bill No. 2213

Senate Bill No. 2220

Senate Bill No. 2242

Senate Bill No. 2339

Senate Bill No. 2459

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. 2203

Senate Bill No. 2205

Senate Bill No. 2401

Senate Bill No. 2408

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. 2030

Senate Bill No. 2350

Senate Bill No. 2538

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following which the Senate has failed to pass:

House Bill No. 1118

House Bill No. 1161

House Bill No. 1162
House Bill No. 1233
House Bill No. 1258
House Bill No. 1345
House Bill No. 1375

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1184
House Bill No. 1330
House Bill No. 1365

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. 2071
Senate Bill No. 2145
Senate Bill No. 2157
Senate Bill No. 2185
Senate Bill No. 2204
Senate Bill No. 2302
Senate Bill No. 2355
Senate Bill No. 2372
Senate Bill No. 2425
Senate Bill No. 2498
Senate Bill No. 2539

Refused to concur in the House amendment to:

Senate Bill No. 2148
Senate Bill No. 2184
Senate Bill No. 2202
Senate Bill No. 2221
Senate Bill No. 2222
Senate Bill No. 2233

And the President has appointed as a conference committee to act with a like committee from the House:

Senate Bill No. 2148
Senator Strand
Senator Iszler
Senator Lashkowitz
Senate Bill No. 2221
Senator Iszler
Senator Tennefos
Senator Schirado
Senate Bill No. 2184
Senator Strand
Senator Iszler
Senator Lashkowitz
Senate Bill No. 2222
Senator Iszler
Senator Tennefos
Senator Schirado

Senate Bill 2202
 Senator Lodoen
 Senator Farrington
 Senator Mau
 Senate Bill No. 2233
 Senator Reiten
 Senator Lodoen
 Senator Mau

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

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. 1245
 Senator Strand
 Senator Tennefos
 Senator Lashkowitz
 House Bill No. 1388
 Senator Strand
 Senator Tennefos
 Senator Lashkowitz
 House Bill No. 1476
 Senator Farrington
 Senator Holmberg
 Senator Berube

LEO LEIDHOLM, Secretary

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. 2051
 Senate Bill No. 2177
 Senate Bill No. 2218
 Senate Bill No. 2277
 Senate Bill No. 2308
 Senate Bill No. 2327
 Senate Bill No. 2342
 Senate Bill No. 2359
 Senate Bill No. 2369
 Senate Bill No. 2378
 Senate Bill No. 2514

ROY GILBREATH, Chief Clerk

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1042
 House Bill No. 1079
 House Bill No. 1085
 House Bill No. 1128
 House Bill No. 1141
 House Bill No. 1186
 House Bill No. 1215

House Bill No. 1218
House Bill No. 1228
House Bill No. 1243
House Bill No. 1253
House Bill No. 1256
House Bill No. 1261
House Bill No. 1266
House Bill No. 1287
House Bill No. 1297
House Bill No. 1302
House Bill No. 1343
House Bill No. 1359
House Bill No. 1437
House Bill No. 1438
House Bill No. 1459
House Bill No. 1482

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

Rep. Strinden moved that the House stand recessed until 12:30 p.m., Wednesday, March 16, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



FIFTIETH DAY AFTER RECESS AND
FIFTY-FIRST DAY

Bismarck, March 16, 1977

The House convened at 12:30 p.m., pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2053
Senate Bill No. 2058
Senate Bill No. 2059
Senate Bill No. 2101
Senate Bill No. 2132
Senate Bill No. 2150
Senate Bill No. 2167
Senate Bill No. 2170
Senate Bill No. 2207
Senate Bill No. 2225
Senate Bill No. 2231
Senate Bill No. 2316
Senate Bill No. 2337
Senate Bill No. 2376
Senate Bill No. 2389
Senate Bill No. 2416
Senate Bill No. 2447

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MOTION

Rep. Strinden moved that the rules be suspended, and that the Sixth Order of Business for consideration after 2:00 p.m., be moved up on the calendar for consideration before 2:00 p.m., which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Timm moved that the amendments to House Bill No. 1148 as recommended by the Conference Committee on House Bill No. 1148 as printed on page 1322 of the House Journal be adopted, which motion prevailed.

Rep. Langley moved that the amendments to House Bill No. 1174 as recommended by the Conference Committee on House Bill No. 1174 as printed on pages 1322 and 1323 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2007 as recommended by the Committee on Appropriations as printed on pages

1317 and 1318 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2234 as recommended by the Committee on Appropriations as printed on page 1318 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2307 as recommended by the Committee on Appropriations as printed on page 1319 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2338 as recommended by the Committee on Appropriations as printed on page 1319 of the House Journal be adopted, which motion prevailed.

Rep. Gackle moved that the amendments to Senate Bill No. 2361 as recommended by the Committee on Finance and Taxation as printed on page 1289 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1096. A Bill for an Act to create and enact sections 23-13-02.1 through 23-13-02.7 of the North Dakota Century Code, relating to regulation of the operation of self-service motor fuel dispensing devices; and to amend and reenact sections 23-13-02 and 23-13-03 of the North Dakota Century Code, relating to the operation of self-service motor fuel dispensing devices 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, 4; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMBTT			• MURPHY			• UNHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUF					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHIETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGRAD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1259. A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, relating to the membership of the state board of higher education and providing for an advisory student representative; 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, 78; nays, 17; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST	•	
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY	•		• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE	•		• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE	•		• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER		•	• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1291. A Bill for an Act to amend and reenact section 55-08-05 of the North Dakota Century Code, relating to charges for services within state parks.

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY	•		• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					

• HORGAN	• METZGER	• THORSGRARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1299. A Bill for an Act to create and enact a new chapter to title 43, a new section to chapter 43-12, and a new subsection to section 43-12-31 of the North Dakota Century Code, relating to the regulation of nursing, the provision for a state board of nursing, and the definition of powers and duties of the board, including licensure of practitioners of nursing, establishment of standards for educational programs preparing for nursing practice, and definitions and collection procedures for nursing scholarship loans; and to repeal sections 43-12-01 through 43-12-26 and chapter 43-21 of the North Dakota Century Code, relating to professional nurses and practical nurses; 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, 87; nays, 6; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER				• TINJUM	•
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA	•		• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN	•		• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLER			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN	•		• RUED					
• GUNDERSON			• MARTIN, C. #38			• RYSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ	•		• SWIONTEK					
• HORGAN			• METZGER			• THORSGRARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1468. A Bill for an Act to create and enact section 5-02-05.1 of the North Dakota Century Code, providing for a special Sunday convention alcoholic beverage permit which may be issued by the governing body of a city to a private club, lodge, motel, or hotel serving as a state convention headquarters; and to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to prohibited liquor disposal on certain days, to personal property sales allowable on Sunday, and to businesses allowed to operate on Sunday.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 57; nays, 36; absent and not voting, 7.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B #12			POWERS		
DuBORD			LARSON, G #29			RAU		MR SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN, C #38			RUSSELL		
GUNSCH			MARTIN, G #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A #49			MATCHIE			SCHUETT		
HAUSAUER, L #25			McCAFFREY			SCOFIELD		
HERMAN			MCGAUVVRAN			SOLBERG		
HERSLIP			MEIERS			STENEHJEM		
HICKLE			MERTENS			STRINDEN		
HILL			METZ			SWIONT		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1008. Budgets — Commissioner of Insurance — 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, as amended, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 7.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B #12			POWERS		
DuBORD			LARSON, G #29			RAU		MR SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN, C #38			RUSSELL		
GUNSCH			MARTIN, G #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A #49			MATCHIE			SCHUETT		
HAUSAUER, L #25			McCAFFREY			SCOFIELD		
HERMAN			MCGAUVVRAN			SOLBERG		
HERSLIP			MEIERS			STENEHJEM		
HICKLE			MERTENS			STRINDEN		
HILL			METZ			SWIONT		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1503. A Bill for an Act to amend and reenact sections 11-11-18 and 24-05-04 of the North Dakota Century Code, relating to lease-purchase agreements for the purchase of county road machinery and voting by the electorate on extraordinary outlays of money by a county; 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, 81; nays, 13; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNJHEM		
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY	•		• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEHING			• LIPSEA			• RICHIE					
• GACKLE	•		• LOKKEN	•		• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		•			
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIFERS			• STENEHEM		•			
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ	•		• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1520. A Bill for an Act to amend and reenact section 27-09.1-14 of the North Dakota Century Code, relating to juror compensation and mileage; and providing for an increase from twenty to twenty-five dollars per day compensation for district and county court jurors and an increase from eight to ten dollars per day for justice court and coroner's inquest jurors.

Which has 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, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND	•		• TWETEN	•	
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNJHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		

● EAGLES	● LAUGHLIN	● REED
● ERICKSON	● LEE	● RICHARD
● FLEMING	● LIPSEA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, I. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSgard
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1536. A Bill for an Act to amend and reenact section 29-10.1-30 of the North Dakota Century Code, relating to grand jury secrecy 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, 92; nays, 2; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND	●		● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG	●		● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHER	●		● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHIL			● WENTZ		
● CONWAY			● LANGLEY		●	● O'SHEA			● WINGE		
● CRABTREE			● LARSON			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSEA			● RICHIE					
● GACKLE	●		● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, I. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSgard					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1542. A Bill for an Act to amend and reenact subsection 14 of section 19-03.1-01 and sections 19-03.1-05, 19-03.1-07, 19-03.1-09 and 19-03.1-11 of the North Dakota Century Code, relating to the schedules of controlled substances under the uniform controlled substances 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, 93; nays, 2; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN	•	
• BEAUCLAIR			• KERMOY	•		• MURPHY			• UNHJEM	•	
• BENEDICT			• KLOUBEC	•		• MUSHIK			• VANDER VORST	•	
• BERG	•		• KNUDSON	•		• NICHOLAS			• WAGNER	•	
• BERGER			• KRETSCHMAR	•		• NORDBY			• WALSH		
• BLACK			• KUCHERA	•		• OLSON			• WEBER		
• CHRISTENSEN	•		• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29	•		• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN	•		• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER			• ROCHELEAU					
• GRONNBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Anderson moved that the House reconsider its action by which Senate Bill No. 2045 was lost, which motion prevailed on a verification vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2045. A Bill for an Act to prohibit discrimination in employment because of race, color, religion, national origin, sex, age, or marital status; 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 yeas, 54; nays, 44; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN	•	
• BEAUCLAIR			• KERMOY	•		• MURPHY			• UNHJEM	•	
• BENEDICT			• KLOUBEC	•		• MUSHIK			• VANDER VORST	•	
• BERG	•		• KNUDSON	•		• NICHOLAS			• WAGNER	•	
• BERGER			• KRETSCHMAR	•		• NORDBY			• WALSH		
• BLACK			• KUCHERA	•		• OLSON			• WEBER		
• CHRISTENSEN	•		• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29	•		• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN	•		• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER			• ROCHELEAU					
• GRONNBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					

HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

Rep. Maixner moved that the vote by which Senate Bill No. 2045 was passed, be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed on a verification vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2428. A Bill for an Act to amend and reenact subsection 8 of section 38-16-01 and section 38-16-02 of the North Dakota Century Code, relating to the definition of "surface mining operation" and to reports of surface mining operations.

Which has 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, 2.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE	●		● LARDY			● PETERSON	●	● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON	●		● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE	●		● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU	●	
● GRONNEBERG			● MARSDEN	●		● RUED		
● GUNDERSON	●		● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN	●		● SOLBERG		
● HERSLIP			● MEIERS			● STENHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ	●		● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD	●	
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2463. A Bill for an Act to amend and reenact sections 40-57-03, 40-57-04, 40-57-07, 40-57-14, and 40-57-18 of the North Dakota Century Code, relating to municipalities; certain municipal bonds; authorizing municipalities to enter into certain loan agreements; and relating to costs to be financed by certain municipal bonds; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 97; nays, 1; absent and not voting, 2.

REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMBTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #20			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNBERG			• MARDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #47			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSKARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2487. A Bill for an Act to amend and reenact subsection 54 of section 39-01-01 and subsection 2 of section 39-04-19 of the North Dakota Century Code, relating to the definition of school bus and to the motor vehicle registration; 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, 88; nays, 6; absent and not voting, 6.

REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMBTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNBERG			• MARDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSKARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2513. A Bill for an Act to amend and reenact sections 11-33-08, 11-33-09, 40-47-04 and 40-47-05 of the North Dakota Century Code, relating to public hearing, notice, and publication requirements for county and city zoning.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NOROBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RALI			MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENGJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2515. A Bill for an Act to create and enact a new section to chapter 61-16 and to chapter 61-21 of the North Dakota Century Code, to allow a water management board and a drainage board to accept bids to supply culverts and pipe arches for a period of one year; and to amend and reenact subsection 1 of section 61-21-01 and sections 61-21-25, 61-21-45, and 61-21-46 of the North Dakota Century Code, relating to definitions of a drain, to situations where no acceptable bids are received, to allowing drain boards to contract with the county or private contractors to construct drains, to contracts for constructing or maintaining water management projects, and to the contracts and maximum levy for cleaning and repairing drains.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		

• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHN	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANDCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDER	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSgard	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2292. A Bill for an Act to require recording of mineral interests which have been severed from the surface, to provide a method of filing and verifying ownership of severed mineral interests, forfeiture for failure to refile, publication of the requirements of this Act, and a filing fee; to repeal subsection 2 of section 11-18-03 of the North Dakota Century Code, relating to the recording of mineral deeds without regard to taxes; and to provide an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

Rep. Rocheleau requested that he be excused from voting on Senate Bill No. 2292 because of a conflict of interest.

Rep. Scofield requested that he be excused from voting on Senate Bill No. 2292 because of a conflict of interest.

Rep. Kretschmar moved that Reps. Rocheleau and Scofield and others with a conflict of interest be allowed to vote on Senate Bill No. 2292, which motion prevailed.

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, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		•	• TINJUM		•
• BACKES		•	• KELLY		•	• MUND		•	• TWETEN		•
• BEAUCLAIR		•	• KERMOY		•	• MURPHY		•	• UNHJEM		•
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAHN		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
• DUBORD		•	• LARSON, G. #29		•	• RAU		•	• MR. SPEAKER		
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•			
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANDCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		•			

HERMAN	•	McGAUVRAN	SOLBERG
HERSLIP	•	MEIERS	STENEHJEM
HICKLE	•	MERTENS	STRINDEN
HILL	•	METZ	SWIONTEK
HORGAN	•	METZGER	THORSgard
JACOBSON	•	MEYER	TIMM

So the bill lost.

Senate Bill No. 2345. A Bill for an Act to amend and reenact sections 16-10-12 and 16-10-16 of the North Dakota Century Code, relating to compensation for election officials.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 65; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM
BACKES	•		KELLY	•		MUND	•	TWETEN
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH
BLACK	•		KUCHERA	•		OLSON	•	WEBER
CHRISTENSEN	•		LANG	•		OPEDAH	•	WENTZ
CONMY	•		LANGLEY	•		O'SHEA	•	WINGE
CRABTREE	•		LARDY	•		PETERSON	•	WINKJER
DOTZENROD	•		LARSON, B. #12	•		POWERS	•	
DUBORD	•		LARSON, G. #29	•		RAU	•	MR. SPEAKER
EAGLES	•		LAUGHLIN	•		REED	•	
ERICKSON	•		LEE	•		RICHARD	•	
FLEMIN	•		LIPSIA	•		RICHIE	•	
GACKLE	•		LOKKEN	•		RICHTER	•	
GENGLER	•		LUNDENE	•		RIEHL	•	
GERL	•		MAIXNER	•		ROCHELEAU	•	
GRONNEBERG	•		MARSDEN	•		RUED	•	
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•	
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•	
HAUGLAND	•		MARTINSON	•		SCHINDLER	•	
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•	
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•	
HERMAN	•		McGAUVRAN	•		SOLBERG	•	
HERSLIP	•		MEIERS	•		STENEHJEM	•	
HICKLE	•		MERTENS	•		STRINDEN	•	
HILL	•		METZ	•		SWIONTEK	•	
HORGAN	•		METZGER	•		THORSgard	•	
JACOBSON	•		MEYER	•		TIMM	•	

So the bill lost.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

- Senate Bill No. 2053
- Senate Bill No. 2058
- Senate Bill No. 2059
- Senate Bill No. 2101
- Senate Bill No. 2132
- Senate Bill No. 2150
- Senate Bill No. 2167
- Senate Bill No. 2170
- Senate Bill No. 2207
- Senate Bill No. 2225
- Senate Bill No. 2231
- Senate Bill No. 2316
- Senate Bill No. 2337
- Senate Bill No. 2376
- Senate Bill No. 2389
- Senate Bill No. 2416

Senate Bill No. 2447

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. 2053
 Senate Bill No. 2058
 Senate Bill No. 2059
 Senate Bill No. 2101
 Senate Bill No. 2132
 Senate Bill No. 2150
 Senate Bill No. 2167
 Senate Bill No. 2170
 Senate Bill No. 2207
 Senate Bill No. 2225
 Senate Bill No. 2231
 Senate Bill No. 2316
 Senate Bill No. 2337
 Senate Bill No. 2376
 Senate Bill No. 2389
 Senate Bill No. 2416
 Senate Bill No. 2447

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1042
 House Bill No. 1079
 House Bill No. 1085
 House Bill No. 1128
 House Bill No. 1141
 House Bill No. 1186
 House Bill No. 1215
 House Bill No. 1218
 House Bill No. 1228
 House Bill No. 1243
 House Bill No. 1253
 House Bill No. 1256
 House Bill No. 1261
 House Bill No. 1266
 House Bill No. 1287
 House Bill No. 1297
 House Bill No. 1302
 House Bill No. 1343
 House Bill No. 1359
 House Bill No. 1437
 House Bill No. 1438
 House Bill No. 1459
 House Bill No. 1482

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1042
 House Bill No. 1079
 House Bill No. 1085
 House Bill No. 1128
 House Bill No. 1141
 House Bill No. 1186
 House Bill No. 1215
 House Bill No. 1218
 House Bill No. 1228
 House Bill No. 1243
 House Bill No. 1253
 House Bill No. 1256
 House Bill No. 1261
 House Bill No. 1266
 House Bill No. 1287
 House Bill No. 1297
 House Bill No. 1302
 House Bill No. 1343
 House Bill No. 1359
 House Bill No. 1437
 House Bill No. 1438
 House Bill No. 1459
 House Bill No. 1482

Were delivered to the Governor for his approval at the hour of 1:10 o'clock P.M., on March 16, 1977.

REP. L. HAUSAUER, Chairman

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FIRST DAY

Bismarck, March 16, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Fr. Blaine Cook, Church of Corpus Christi, Bismarck.

The roll was called, and all members were present except Rep. Nordby. 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-ninth Day After Recess and Fiftieth Day, and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

Speaker Solberg announced the House would be at ease.

Speaker Solberg announced the House now would be reconvened for the Memorial Service.

Committee on Arrangements: Rep. Olson, Rep. Martinson, and Rep. Kelly.

JOURNAL OF THE HOUSE

PROGRAM
 NORTH DAKOTA
 HOUSE OF REPRESENTATIVES MEMORIAL SERVICE
 March 16, 1977
 2:00 p. m.

INVOCATION
 Father Blaine Cook
 Church of Corpus Christi
 Bismarck, North Dakota

GOVERNOR'S CHOIR
 "Jesu, Guard and Guide Thy Members"
 "O Morning Star, How Fair and Bright"

SOLO
 "Until Then"
 Representative Alice Olson
 Accompanist — Mrs. Oben Gunderson

MEMORIAL MEDITATION
 Father Blaine Cook

FIRST READING OF HOUSE MEMORIAL RESOLUTION

Committee on House Memorial Resolution introduced:

House Memorial Resolution No. B. A memorial resolution for deceased members of the House of Representatives of the State of North Dakota.

Which was read the first time.

Rep. Kelly moved that the rules be suspended, that House Memorial Resolution No. B not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE MEMORIAL RESOLUTION No. B

Introduced by Committee on House Memorial Resolutions.

A memorial resolution for deceased members of the House of Representatives of the State of North Dakota.

WHEREAS, God in His wisdom has seen fit to summon to eternal rest His servants and our former colleagues:

MURRAY BALDWIN, who served in the Thirty-fourth through the Thirty-eighth Legislative Assemblies, from the ninth district, died May 9, 1975.

GEORGE BENEDICT, who served in the Forty-fourth Legislative Assembly, from the third district, died June 3, 1976.

WALTER O. BURK, who served in the Thirty-fifth through the Thirty-ninth Legislative Assemblies, from the forty-fifth district, died January 11, 1977.

ALBERT J. CHRISTOPHER, who served in the Thirty-third through the Thirty-ninth Legislative Assemblies, from the first district, died February 26, 1977.

EDWARD P. COSGRIFF, who served in the Twenty-fourth Legislative Assembly, from the ninth district, died November 24, 1975.

JACK M. CURRIE, who served in the Thirty-second through the Thirty-eighth Legislative Assemblies, from the twenty-second district, died July 30, 1975.

GEORGE HAMMER, who served in the Thirty-first, Thirty-third, and Thirty-fourth Legislative Assemblies, from the thirty-fourth district, died July 8, 1976.

C. G. KEE, who served in the Twenty-seventh Legislative Assembly, from the twenty-third district, died June 25, 1976.

ANTON KUBISCHTA, who served in the Twenty-fourth Legislative Assembly, from the thirty-first district, died September 30, 1975.

ANTON N. LAVIK, who served in the Twentieth through the Twenty-fourth Legislative Assemblies, from the thirteenth district, died September 23, 1975.

JAMES J. MAHER, who served in the Twenty-ninth through the Thirty-third Legislative Assemblies, from the forty-seventh district, died August 1, 1975.

JOHN "JACK" M. MCGEEHAN, who served in the Forty-second Legislative Assembly, from the first district, died March 25, 1976.

HALVOR ROLFSRUD, who served in the Thirty-first through the Thirty-seventh Legislative Assemblies, from the forty-first district, and the Forty-second Legislative Assembly, from the thirty-sixth district, died April 1, 1976.

FRED SEIBEL, who served in the Twenty-fourth, Twenty-fifth, Twenty-ninth, and Thirty-first Legislative Assemblies, from the forty-seventh district, died June 25, 1976.

MATT TESCHER, who served in the Thirty-fifth, Thirty-sixth, and Thirty-eighth Legislative Assemblies, from the thirty-ninth district, died August 25, 1976.

JOHN ZURCHER, who served in the Thirty-first and Thirty-second Legislative Assemblies, from the thirty-fourth district, died December 7, 1976.

WHEREAS, today, we, as members of the House of Representatives of the Forty-fifth Legislative Assembly of the State of North Dakota, pause to mourn the passing of our former colleagues, and to honor their memories; and

WHEREAS, these legislators rendered outstanding service to the people of the state by their contribution to their fellowmen and their communities;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE FORTY-FIFTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

That we express our keen sorrow on their passing and our appreciation, on behalf of the people of North Dakota, of the loyal and devoted service of these, our former colleagues; and

BE IT FURTHER RESOLVED, that for the perpetuation of their memory this token of respect and sympathy by their successors in trust be printed in the journal of the House of Representatives and that duly enrolled copies of this resolution be presented by the Secretary of State to the surviving families of these deceased representatives.

SECOND READING OF HOUSE MEMORIAL RESOLUTION

House Memorial Resolution No. B. A memorial resolution for deceased members of the House of Representatives of the State of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Memorial Resolution was declared adopted on a voice vote.

GRONBERG	MARSDEN	RUED
GUNDERSON	MARTIN, C. #38	RUSSELL
GUNSCH	MARTIN, G. #43	RYLANCE
HAUGLAND	MARTINSON	SCHINDLER
HAUSAUER, A #49	MATCHIE	SCHUETT
HAUSAUER, L #25	McCAFFREY	SCOFIELD
HERMAN	McCAUVRAN	SOLBERG
HERSLIP	MEIERS	STENEHEIM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

. So the bill lost.

MOTION

Rep. Strinden moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

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, by a vote of Ayes, 18; Nays, 3; Absent, 0, that the same be amended as follows:

On page 2 of the engrossed bill, line 2, underscore the numerals "1,405,481"

On page 2 of the engrossed bill, delete line 3

On page 2 of the engrossed bill, line 4, delete the numerals "42,852,054" and insert in lieu thereof the numerals "42,672,054"

On page 2 of the engrossed bill, line 5, delete the numerals "10,416,893" and insert in lieu thereof the numerals "10,326,893"

On page 2 of the engrossed bill, line 6, delete the numerals "32,435,161" and insert in lieu thereof the numerals "32,345,161"

On page 2 of the engrossed bill, line 8, delete the numerals "34,648,161" and insert in lieu thereof the numerals "34,558,161"

On page 2 of the engrossed bill, line 24, underscore the numerals "1,207,856"

On page 2 of the engrossed bill, delete line 25

On page 2 of the engrossed bill, line 26, delete the numerals "36,308,669" and insert in lieu thereof the numerals "36,128,639"

On page 2 of the engrossed bill, line 27, delete the numerals "8,053,849" and insert in lieu thereof the numerals "7,963,849"

On page 2 of the engrossed bill, line 28, delete the numerals "28,254,820" and insert in lieu thereof the numerals "28,164,790"

On page 2 of the engrossed bill, line 30, delete the numerals "29,926,720" and insert in lieu thereof the numerals "29,836,690"

On page 2 of the engrossed bill, line 33, delete the numerals "1,359,767" and insert in lieu thereof the numerals "1,436,951"

On page 2 of the engrossed bill, line 34, delete the numerals "81,817" and insert in lieu thereof the numerals "101,522"

On page 2 of the engrossed bill, line 35, delete the numerals "269,379" and insert in lieu thereof the numerals "270,379"

On page 3 of the engrossed bill, line 2, delete the numerals "94,765" and insert in lieu thereof the underscored numerals "96,765"

On page 3 of the engrossed bill, delete line 3

On page 3 of the engrossed bill, line 4, delete the numerals "1,862,093" and insert in lieu thereof the numerals "1,911,047"

On page 3 of the engrossed bill, line 6, delete the numerals "1,346,003" and insert in lieu thereof the numerals "1,394,957"

On page 3 of the engrossed bill, line 9, delete the numerals "1,416,045" and insert in lieu thereof the numerals "1,464,999"

On page 3 of the engrossed bill, line 11, delete the numerals "606,118" and insert in lieu thereof the numerals "620,249"

On page 3 of the engrossed bill, line 15, delete the numerals "924,879" and insert in lieu thereof the numerals "939,010"

On page 3 of the engrossed bill, line 17, delete the numerals "563,003" and insert in lieu thereof the numerals "577,134"

On page 3 of the engrossed bill, line 20, delete the numerals "612,103" and insert in lieu thereof the numerals "626,234"

On page 3 of the engrossed bill, line 22, delete the numerals "2,028,148" and insert in lieu thereof the numerals "2,091,233"

On page 3 of the engrossed bill, line 26, delete the numerals "10,470,739" and insert in lieu thereof the numerals "10,649,013"

On page 3 of the engrossed bill, line 28, delete the numerals "1,817,953" and insert in lieu thereof the numerals "1,821,439"

On page 3 of the engrossed bill, line 29, delete the numerals "569,558" and insert in lieu thereof the underscored numerals "581,798"

On page 3 of the engrossed bill, delete line 30

On page 3 of the engrossed bill, line 31, delete the numerals "14,099,458" and insert in lieu thereof the numerals "14,213,458"

On page 3 of the engrossed bill, line 32, delete the numerals "2,664,420" and insert in lieu thereof the numerals "2,778,420"

On page 4 of the engrossed bill, line 2, delete the numerals "4,100,967" and insert in lieu thereof the numerals "4,144,627"

On page 4 of the engrossed bill, line 3, delete the numerals "823,878" and insert in lieu thereof the numerals "844,878"

On page 4 of the engrossed bill, line 4, delete the numerals "324,542" and insert in lieu thereof the numerals "329,882"

On page 4 of the engrossed bill, line 5, delete the numerals "190,246" and insert in lieu thereof the numerals "200,246"

On page 4 of the engrossed bill, line 6, underscore the numerals "108,248"

On page 4 of the engrossed bill, delete line 7

On page 4 of the engrossed bill, line 14, delete the numerals "8,158,888" and insert in lieu thereof the numerals "8,218,888"

On page 4 of the engrossed bill, line 15, delete the numerals "1,024,018" and insert in lieu thereof the numerals "1,031,518"

On page 4 of the engrossed bill, line 16, delete the numerals "443,488" and insert in lieu thereof the numerals "450,988"

On page 4 of the engrossed bill, line 18, delete the numerals "282,845" and insert in lieu thereof the underscored numerals "247,845"

On page 4 of the engrossed bill, delete line 19

On page 4 of the engrossed bill, after line 22, insert the following new line: "Adaptation of facilities for handicapped \$100,000"

On page 4 of the engrossed bill, line 24, delete the numerals "8,720,216" and insert in lieu thereof the numerals "8,820,216"

On page 4 of the engrossed bill, line 26, delete the numerals "2,940,335" and insert in lieu thereof the numerals "3,003,000"

On page 4 of the engrossed bill, line 27, delete the numerals "385,340" and insert in lieu thereof the numerals "440,491"

On page 4 of the engrossed bill, line 28, delete the numerals "518,361" and insert in lieu thereof the numerals "550,687"

On page 4 of the engrossed bill, line 29, delete the numerals "89,924" and insert in lieu thereof the numerals "115,892"

On page 4 of the engrossed bill, line 30, underscore the numerals "108,248"

On page 4 of the engrossed bill, delete line 31

On page 4 of the engrossed bill, line 32, delete the numerals "4,122,208," and insert in lieu thereof the numerals "4,218,318"

On page 4 of the engrossed bill, line 34, delete the numerals "3,414,106" and insert in lieu thereof the numerals "3,510,216"

On page 5 of the engrossed bill, line 1, delete the numerals "3,602,977" and insert in lieu thereof the numerals "3,699,087"

On page 5 of the engrossed bill, line 3, delete the numerals "4,033,899" and insert in lieu thereof the numerals "4,089,966"

On page 5 of the engrossed bill, line 4, delete the numerals "610,924" and insert in lieu thereof the numerals "628,773"

On page 5 of the engrossed bill, line 5, delete the numerals "317,779" and insert in lieu thereof the numerals "319,879"

On page 5 of the engrossed bill, line 6, delete the numerals "158,599" and insert in lieu thereof the numerals "162,583"

On page 5 of the engrossed bill, line 7, underscore the numerals "108,248"

On page 5 of the engrossed bill, delete line 8

On page 5 of the engrossed bill, line 25, delete the numerals "68,308" and insert in lieu thereof the numerals "102,325"

On page 5 of the engrossed bill, line 26, delete the numerals "9,828,751" and insert in lieu thereof the numerals "9,862,768"

On page 5 of the engrossed bill, line 28, delete the numerals "239,814" and insert in lieu thereof the numerals "241,000"

On page 5 of the engrossed bill, line 29, delete the numerals "26,400" and insert in lieu thereof the numerals "28,900"

On page 5 of the engrossed bill, line 30, delete the numerals "26,000" and insert in lieu thereof the numerals "31,000"

On page 5 of the engrossed bill, line 32, delete the numerals "303,214" and insert in lieu thereof the numerals "311,900"

On page 5 of the engrossed bill, line 33, delete the numerals "169,483" and insert in lieu thereof the numerals "163,000"

On page 5 of the engrossed bill, line 34, delete the numerals "133,731" and insert in lieu thereof the numerals "148,900"

On page 5 of the engrossed bill, line 35, delete the numerals "116,091,836" and insert in lieu thereof the numerals "116,494,170"

On page 6 of the engrossed bill, line 1, delete the numerals "38,995,085" and insert in lieu thereof the numerals "39,506,619"

On page 6 of the engrossed bill, line 2, delete the numerals "155,086,921" and insert in lieu thereof the numerals "156,000,789"

On page 7 of the engrossed bill, after line 18, delete the remainder of the bill and insert in lieu thereof the following:

"SECTION 7. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the university of North Dakota shall allocate thirteen full-time equivalent faculty positions to the UND school of law for the 1978-1979 school year.

SECTION 8. LEGISLATIVE INTENT.) The legislative assembly recognizes the need for flexibility in coordination of the use of appropriated funds and nonappropriated funds for the development of the medical school; however, it is the intention of the legislative assembly

that any proposed departure from the priorities established for development of the medical school residency program be approved by the budget section of the legislative council prior to implementation.

SECTION 9. NORTH DAKOTA STATE UNIVERSITY.) In addition to the appropriations and authorizations provided by this Act, there is hereby appropriated \$308,000.00 for the North Dakota state university from the general fund in the state treasury during the biennium beginning July 1, 1977, and ending June 30, 1979, 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, 1976. 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 10. BOARD OF HIGHER EDUCATION — BOND ISSUANCE — PURPOSES.) The state board of higher education is hereby authorized to issue and sell in accordance with chapter 15-55, self-liquidating, tax-exempt bonds in an amount not to exceed five hundred fifty thousand dollars for the purpose of renovating and remodeling pioneer hall at Minot state college, Minot, North Dakota. Bonds issued under the provisions of this Act shall not become a general obligation of the state of North Dakota.

SECTION 11. APPROPRIATION — USE OF PROCEEDS.) The proceeds resulting from the sale of bonds authorized in section 10, or so much thereof as may be necessary, are hereby appropriated for renovating and remodeling pioneer hall at Minot state college as authorized in section 10. Any unexpended balances from the sale of bonds shall be placed in a sinking fund for the retirement of the bonds authorized in section 10.

SECTION 12. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that if the department of vocational education has funds available to fund the admission counselor II position at the state school of forestry on a fifty percent ratio basis with the state, upon receiving such funds from the department of vocational education, the state school of forestry shall return to the general fund fifty percent of the general fund appropriation included in its budget to fund the admission counselor's position."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

Title IX

This amendment deletes the \$180,000 "Title IX" line item from the University of North Dakota and North Dakota State University appropriations. The estimated income and the general fund appropriations were reduced each by \$90,000. It is the intent that although the Title IX line items were deleted these institutions comply with Title IX directives to provide equal opportunities in programs coming under the provisions of Title IX at the universities to both women and men. Funds to comply with such directive shall be derived from the other line item appropriations in the budgets.

For all other institutions of higher education, Title IX funds were allocated to the line items in each college's budget for equal opportunities for women as follows:

	Salaries and wages	Fees and services	Supplies and materials	Equip- ment	Total
Minot State College	\$60,000	\$ 7,500	\$7,500	\$ 5,000	\$80,000
Dickinson State College	43,660	21,000	5,340	1,000	80,000
Valley City State College	56,067	17,849	2,100	3,984	80,000
Mayville State College	23,700	24,352	5,980	25,968	80,000
ND State School of Science	64,274	—	3,486	12,240	80,000
NDSU-Bottineau	47,230	705	1,000	2,000	50,935

State School of Forestry—Bottineau

In addition to allocating the Title IX funds among the appropriate line items this amendment adds \$23,954 to the salaries and wages line item for an admissions counselor II position and adds \$19,000 to the fees and services line item to allow for the continuation of the present level of services.

North Dakota Forest Service

This amendment adds \$14,131 to the salaries and wages line item for a clerk-typist position.

State School of Science—Wahpeton

In addition to allocating Title IX funds among the appropriate line items this amendment adds \$114,000 to the salaries and wages line item of the State School of Science's appropriation for three new positions needed as a result of 150 additional students not anticipated when the budget for the 1977-79 biennium was prepared. The additional \$114,000 is funded from institutional collections.

Dickinson State College

The amendment to Dickinson State College's appropriation is allocating Title IX funds among the appropriate line items.

Minot State College

In addition to allocating Title IX funds among the appropriate line items of the Minot State College appropriation, this amendment appropriates \$100,000 to Minot State College to adapt facilities for improved access of handicapped persons. This amendment also authorizes the Board of Higher Education to sell revenue bonds (\$550,000 worth) for renovating and remodeling Pioneer Hall at Minot State College.

Mayville State College

In addition to allocating Title IX funds among the appropriate line items this amendment increases salaries and wages by \$38,965 for two new instructor positions for the second year of the biennium, one of which is added for the court reporting program and the other in the English Department. This amendment increases fees and services by \$30,799 and supplies and materials by \$26,346 to provide instructional support funds for four new positions added in the Governor's budget.

Valley City State College

The amendment to the Valley City State College appropriation is allocating Title IX funds among the appropriate line items.

Medical Center Rehabilitation Hospital

This amendment adds \$34,017 to the equipment line item of the Medical Center Rehabilitation Hospital's appropriation for the replacement of as

well as for additional equipment needed for the physical and occupational therapy programs.

NDSU—Toxicology Laboratory

This amendment increases the salaries and wages line item for the NDSU-Toxicology Laboratory by \$1,186 for adequate fringe benefits. Also, fees and services are increased by \$2,500 and supplies and materials by \$5,000 to provide adequate funds for present levels of operations and increased workload. Estimated income is reduced by \$6,483 to reflect revised estimates.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2001 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2002, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 3; Absent, 1, that the same be amended as follows:

On page 1 of the engrossed bill, line 17, delete the numerals "9,279,648" and insert in lieu thereof the numerals "9,418,398"

On page 1 of the engrossed bill, line 18, delete the numerals "1,383,633" and insert in lieu thereof the numerals "1,401,633"

On page 1 of the engrossed bill, line 19, delete the numerals "469,811" and insert in lieu thereof the numerals "478,811"

On page 1 of the engrossed bill, line 20, delete the numerals "157,233" and insert in lieu thereof the numerals "163,233"

On page 1 of the engrossed bill, line 21, delete the numerals "11,290,325" and insert in lieu thereof the numerals "11,462,075"

On page 1 of the engrossed bill, line 22, delete the numerals "7,759,401" and insert in lieu thereof the numerals "7,773,068"

On page 1 of the engrossed bill, line 23, delete the numerals "3,530,924" and insert in lieu thereof the numerals "3,689,007"

On page 2 of the engrossed bill, after line 10, insert the following: "Turkey Barn Renovation" "15,000"

On page 2 of the engrossed bill, line 12, delete the numerals "16,535,668" and insert in lieu thereof the numerals "16,550,668"

On page 2 of the engrossed bill, line 14, delete the numerals "9,803,541" and insert in lieu thereof the numerals "9,818,541"

On page 4 of the engrossed bill, line 6, delete the numerals "14,876,207" and insert in lieu thereof the numerals "15,049,290"

On page 4 of the engrossed bill, line 7, delete the numerals "16,321,633" and insert in lieu thereof the numerals "16,335,300"

On page 4 of the engrossed bill, line 8, delete the numerals "31,197,840" and insert in lieu thereof the numerals "31,384,590"

And renumber the lines, sections and pages accordingly.

Statement of Purpose of Amendment:

This amendment is in addition to the amendment on pages 521-524 of the Senate Journal.

The purpose of this amendment is to add \$138,750 to salaries and wages; \$18,000 to fees and services; \$9,000 to supplies and materials; and \$6,000 to equipment for the added positions of an agronomist, entomologist, and home economist.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2002 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2003, has had the same under consideration and recommends, by a vote of Ayes, 16, Nays, 4; Absent, 1, that the same be amended as follows:

On page 2 of the engrossed bill, line 18, delete the numerals "611,950" and insert in lieu thereof the numerals "637,094"

On page 2 of the engrossed bill, line 24, delete the numerals "951,174" and insert in lieu thereof the numerals "976,318"

On page 2 of the engrossed bill, line 26, delete the numerals "395,599" and insert in lieu thereof the numerals "420,743"

On page 2 of the engrossed bill, line 33, delete the numerals "2,634,880" and insert in lieu thereof the numerals "3,750,620"

On page 2 of the engrossed bill, line 34, delete the numerals "3,072,520" and insert in lieu thereof the numerals "4,188,260"

On page 2 of the engrossed bill, line 35, delete the numerals "2,976,520" and insert in lieu thereof the numerals "3,978,260"

On page 3 of the engrossed bill, line 1, delete the numerals "96,000" and insert in lieu thereof the numerals "210,000"

On page 3 of the engrossed bill, line 2, delete the numerals "1,076,104" and insert in lieu thereof the numerals "1,215,248"

On page 3 of the engrossed bill, line 3, delete the numerals "3,532,095" and insert in lieu thereof the numerals "4,533,835"

On page 3 of the engrossed bill, line 4, delete the numerals "4,608,199" and insert in lieu thereof the numerals "5,749,083"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

The purpose of this amendment is to add \$25,144 to the Soldiers' Home salary and wage appropriation for the employment of a nurse. The grants, benefits, and claims line item for the Office of Economic Opportunity is increased by \$1,115,740 of which \$1,001,740 is from federal funds and \$114,000 from the general fund to provide additional funding for the low income weatherization program.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2003 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2004, has had the same under consideration and recommends, by a vote of Ayes, 12; Nays, 9; Absent, 0, that the same be amended as follows:

On page 1 of the engrossed bill, line 24, delete the numerals "1,702,441" and insert in lieu thereof the numerals "1,573,441"

On page 2 of the engrossed bill, line 1, delete the numerals "6,380" and insert in lieu thereof the numerals "5,460"

On page 2 of the engrossed bill, line 3, delete the numerals "70.00" and insert in lieu thereof the numerals "60.00"

On page 2 of the engrossed bill, line 14, delete the numerals "2,607,255" and insert in lieu thereof the numerals "2,477,335"

On page 2 of the engrossed bill, line 18, delete the numerals "66,045" and insert in lieu thereof the numerals "58,545"

On page 2 of the engrossed bill, line 20, delete the numerals "78,600" and insert in lieu thereof the numerals "71,100"

On page 2 of the engrossed bill, line 28, delete the numerals "4,435,292" and insert in lieu thereof the numerals "4,297,872"

On page 2 of the engrossed bill, line 33, delete the numerals "3,720,000.00" and insert in lieu thereof the numerals "2,000,000"

And renumber the lines accordingly.

Statement of Purpose of Amendment:

The purpose of this amendment is to reduce the fees and services line item of the Legislative Assembly by \$129,920, and the Legislative Organizational Session by \$7,500 to reflect the amount necessary to reimburse members of the legislature at \$60 per day.

The addition by the Senate of \$55,417 to the Legislative Council budget to reflect increased travel expense reimbursement rates is to be utilized for additional studies the Legislative Assembly may direct the Legislative Council to carry out during the biennium.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2004 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2005, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 4; Absent, 0, that the same be amended as follows:

On page 1 of the engrossed bill, line 19, delete the numerals "10,234,134" and insert in lieu thereof the numerals "11,557,317"

On page 1 of the engrossed bill, line 20, delete the numerals "184,160,000" and insert in lieu thereof the numerals "194,906,325"

On page 2 of the engrossed bill, line 1, delete the numerals "219,870,111" and insert in lieu thereof the numerals "231,939,619"

On page 2 of the engrossed bill, line 3, delete the numerals "184,575,492" and insert in lieu thereof the numerals "196,645,000"

On page 2 of the engrossed bill, line 9, delete the numerals "193,972" and insert in lieu thereof the numerals "228,972"

On page 2 of the engrossed bill, line 11, delete the numerals "1,354,260" and insert in lieu thereof the numerals "1,389,260"

On page 2 of the engrossed bill, line 12, delete the numerals "661,634" and insert in lieu thereof the numerals "650,250"

On page 2 of the engrossed bill, line 13, delete the numerals "692,626" and insert in lieu thereof the numerals "739,010"

On page 2 of the engrossed bill, line 21, delete the numerals "15,500,000" and insert in lieu thereof the numerals "15,264,783"

On page 2 of the engrossed bill, line 23, delete the numerals "17,439,989" and insert in lieu thereof the numerals "17,204,772"

On page 2 of the engrossed bill, line 25, delete the numerals "9,956,444" and insert in lieu thereof the numerals "9,721,227"

On page 3 of the engrossed bill, line 3, delete the numerals "195,224,562" and insert in lieu thereof the numerals "207,105,237"

On page 3 of the engrossed bill, line 4, delete the numerals "44,086,654" and insert in lieu thereof the numerals "44,075,270"

On page 3 of the engrossed bill, line 5, delete the numerals "239,311,216" and insert in lieu thereof the numerals "251,180,507"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

This amendment adds \$1,323,183 above the Senate amendments for special education payments to provide funds for schools to develop special education programs required by law.

This amendment provides funds for foundation payments in accordance with the following schedule:

State Funding (two years)

Per-pupil payments	
\$775 at 143,405 units	\$111,138,875
\$850 at 144,057 units	122,448,450
Transportation payments	18,965,000
Textbooks	2,654,000
Less 21-mill county levy	\$ 29,900,000
Less 20-mill local levy	28,300,000
Less 874 reduction	<u>2,100,000</u>
Total biennial appropriation	<u>\$194,906,325</u>

This amendment increases the Division of Independent Study equipment line item by \$35,000 which represents additional film rental income. These amendments also reduce estimated income line by \$11,384 to reflect actual estimated income as projected by the Division of Independent Study and to add \$46,384 to the general fund appropriation to reflect total dollars required in accordance with the total appropriation authorized by the 45th Legislative Assembly.

The appropriation for the Division of Vocational Education is reduced \$235,217 from the Senate amendments and provides funds as recommended in the executive budget for vocational education grants.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2005 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2006, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 3; Absent, 1, that the same be amended as follows:

On page 1 of the engrossed bill, line 3, delete the following: “; and declaring an emergency”

On page 2 of the engrossed bill, delete lines 4 through 15

On page 3 of the engrossed bill, line 4, delete the numerals “29,400” and insert in lieu thereof the numerals “30,200”

On page 3 of the engrossed bill, line 7, delete the numerals “55,900” and insert in lieu thereof the numerals “56,700”

On page 3 of the engrossed bill, line 8, delete the numerals “2,165,430” and insert in lieu thereof the numerals “1,420,267”

On page 3 of the engrossed bill, line 9, delete the numerals “1,089,340” and insert in lieu thereof the numerals “657,692”

On page 3 of the engrossed bill, line 10, delete the numerals “3,254,770” and insert in lieu thereof the numerals “2,077,959”

And renumber the lines and subdivisions accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

The purpose of this amendment is to delete the funding for the Weather

Modification Board and to increase the Civil Air Patrol appropriation by \$800 for Workmen's Compensation coverage.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2006 was placed on the 6th order of business on the calendar for the succeeding legislative day. |

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2008, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 0; Absent, 5, that the same be amended as follows:

On page 1, line 9, delete the numerals "194,599,750" and insert in lieu thereof the numerals "222,599,750"

On page 1, line 20, delete the numerals "112,215,000" and insert in lieu thereof "140,215,000"

On page 2, line 2, delete the numerals "194,599,750" and insert in lieu thereof "222,599,750"

And renumber the pages and lines accordingly.

And when so amended, recommends the same do pass.

Statement of the Purpose of the Amendment:

This will include new monies from Senate Bills 2234 and 2240.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2008 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2010, has had the same under consideration and recommends, by a vote of Ayes, 21; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1 of the engrossed bill, line 18, delete the numerals "6,001,757" and insert in lieu thereof the numerals "6,322,220"

On page 1 of the engrossed bill, line 19, delete the numerals "1,420,763" and insert in lieu thereof the numerals "1,520,277"

On page 1 of the engrossed bill, line 20, delete the numerals "1,562,376" and insert in lieu thereof the numerals "1,588,121"

On page 1 of the engrossed bill, line 21, delete the numerals "478,779" and insert in lieu thereof the numerals "483,279"

On page 1 of the engrossed bill, line 22, delete the numerals "198,084" and insert in lieu thereof the numerals "212,952"

On page 1 of the engrossed bill, line 24, delete the numerals "3,198,580" and insert in lieu thereof the numerals "3,833,189"

On page 2 of the engrossed bill, line 1, delete the numerals "12,861,339" and insert in lieu thereof the numerals "13,961,038"

On page 2 of the engrossed bill, line 2, delete the numerals "9,927,084" and insert in lieu thereof the numerals "10,582,403"

On page 2 of the engrossed bill, line 3, delete the numerals "2,934,255" and insert in lieu thereof the numerals "3,378,635"

On page 2 of the engrossed bill, delete line 24

On page 2 of the engrossed bill, delete line 29 and insert in lieu thereof the following new line: "Total special fund appropriation \$1,346,525"

On page 2 of the engrossed bill, delete lines 30 through 35

On page 3 of the engrossed bill, delete lines 1 through 7

On page 3 of the engrossed bill, line 9, delete the numerals "20,757,292" and insert in lieu thereof the numerals "20,813,071"

On page 3 of the engrossed bill, line 10, delete the numerals "18,965,594" and insert in lieu thereof the numerals "19,278,647"

On page 3 of the engrossed bill, line 11, delete the numerals "39,722,886" and insert in lieu there of the numerals "40,091,718"

On page 3 of the engrossed bill, line 14, delete the numerals "2,002,180.00" and insert in lieu thereof the numerals "2,380,905.00"

On page 3 of the engrossed bill, line 20, after the word "units" insert the following: ", including the south central mental health center,"

On page 3 of the engrossed bill, line 21, delete the word and comma " , the" and insert in lieu thereof the word and period ". The"

On page 3 of the engrossed bill, delete lines 23 through 35 and insert in lieu thereof the following:

"Human service centers	704,980
Mental health and retardation centers	<u>1,675,925</u>
Total	<u>\$2,380,905</u>

The funds shall be allocated to the mental health and retardation centers and human service centers according to distribution formulas developed by the division of mental health and retardation of the state health department for the mental health and retardation centers and jointly by the divison of mental health and retardation and the division of community services of the state social service board for the human service centers.

Funds appropriated in the section may be spent only upon approval of the allocation formulas for the distribution of such funds by the budget section of the legislative council.

At the end of the first year of the 1977-1979 biennium, any funds allocated for that year but not spent by each unit or center shall be reallocated by the division of mental health and retardation of the state health department for the second year of the biennium according to distribution formulas developed for the allocation of such funds, except that funds allocated to human service centers shall not be reallocated to mental health centers if such funds are requested by the human service centers. The reallocation after the first year shall be made only upon approval of such allocation by the budget section of the legislative council.

The division of mental health and retardation of the state health department, the mental health and retardation centers, and the central personnel division shall determine the changes that would take place in salary levels of center employees should such centers be included under the supervision of the central personnel division.

The division of mental health and retardation in cooperation with the central personnel division shall prepare a report for presentation to the 46th legislative assembly indicating the effect that bringing such centers under the supervision of the central personnel division would have and contain such information as may be necessary for the legislative assembly to bring such centers under the supervision of the central personnel division."

On page 4 of the engrossed bill, delete lines 1 through 4

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

The purpose of this amendment is to adjust the general fund and federal fund appropriation totals by adding \$65,672 to the general fund

and reducing the estimated income line item by \$65,672 to reflect the actual federal funds the Health Department has estimated it will receive. This amendment also includes the appropriation to the Division of Alcoholism and Drug Abuse in the appropriation to the Public Health Department.

This amendment also provides an appropriation to the Health Department in two separate amounts for the mental health and retardation centers, including the South Central Mental Health Center and the human service centers in Dickinson, Williston, and Devils Lake with the intent that the State Health Department allocate such funds to the centers and units on the basis of a distribution formula developed by the Mental Health and Retardation Division of the Health Department for the mental health centers and by the Division of Mental Health and Retardation jointly with the Division of Community Services of the State Social Service Board for the human service centers.

It is the intent of this amendment that the Health Department and Social Service Board present the allocation formulas for approval by the Budget Section at a meeting of the Budget Section prior to July 1, 1977, in order that the allocation of funds can begin on July 1, 1977.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2010 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2011, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same be amended as follows:

On page 1 of the engrossed bill, line 3, after the word "Dakota" insert the following: "and declaring an emergency"

On page 2 of the engrossed bill, line 19, delete the numerals "270,278" and insert in lieu thereof the numerals "367,958"

On page 2 of the engrossed bill, line 20, delete the numerals "591,360" and insert in lieu thereof the numerals "725,680"

On page 2 of the engrossed bill, line 21, delete the numerals "150,000" and insert in lieu thereof the numerals "159,300"

On page 2 of the engrossed bill, line 22, delete the numerals "40,000" and insert in lieu thereof the numerals "43,200"

On page 2 of the engrossed bill, line 25, delete the numerals "1,296,638" and insert in lieu thereof the numerals "1,541,138"

On page 2 of the engrossed bill, line 26, delete the numerals "1,051,638" and insert in lieu thereof the numerals "1,296,138"

On page 3 of the engrossed bill, line 6, delete the numerals "2,703,273" and insert in lieu thereof the numerals "2,947,773"

On page 3 of the engrossed bill, line 7, delete the numerals "3,700,601" and insert in lieu thereof the numerals "3,945,101"

On page 3 of the engrossed bill after line 14, insert the following section: "SECTION 3. APPROPRIATION.) In addition to the appropriation to the upper great plains transportation institute contained in section 1, subdivision 4, of this Act, there is hereby appropriated any additional income from federal funds or private sources received by the upper great plains transportation institute during the biennium beginning July 1, 1977; and ending June 30, 1979."

On page 3 of the engrossed bill, after line 22, insert the following new section:

"SECTION 4. EMERGENCY.) The line item entitled "land, structures, and major improvements" in subdivision 3 of section 1 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."

And renumber the lines and pages accordingly.

Statement of Purpose of Amendment:

The purpose of this amendment is to add \$244,500 to the State Fair Association appropriation for operations of the all-seasons arena from fair income. These funds are appropriated as follows:

Salaries and wages	\$ 97,680
Fees and services	134,320
Supplies and materials	9,300
Equipment	<u>3,200</u>
Total	<u>\$244,500</u>

This amendment also attaches the emergency clause to the land, structures, and major improvements appropriation for the State Fair Association so that work can begin prior to July 1, 1977.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2011 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2012, has had the same under consideration and recommends, by a vote of Ayes, 20; Nays, 0; Absent, 1, that the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2012 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2014, has had the same under consideration and recommends, by a vote of Ayes, 19; Nays, 0; Absent, 2, that the same be amended as follows:

On page 2, line 5, delete the numerals "202,942" and insert in lieu thereof the numerals "203,257"

On page 2, line 10, delete the numerals "323,582" and insert in lieu thereof the numerals "323,897"

On page 2, line 19, delete the numerals "323,582" and insert in lieu thereof the numerals "323,897"

On page 2, line 20, delete the numerals "2,181,838" and insert in lieu thereof the numerals "2,182,153"

Statement of Purpose Amendment

The purpose of this amendment is to add \$315 to the salaries and wages line item for unemployment compensation.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2014 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2022, has had the same under consideration and recommends, by a vote of Ayes, 18; Nays, 1; Absent, 2, that the same be amended as follows:

On page 1 of the engrossed bill, line 8, delete the word "and"

On page 1 of the engrossed bill, line 10, after the word "Act" insert the following: "; and declaring an emergency"

On page 1 of the engrossed bill, line 17, delete the words "six million two hundred fifty thousand" and insert in lieu thereof the words "eight million"

On page 3 of the engrossed bill, line 22, after the word "Act" insert the following: "The supreme court shall be allocated a minimum of twenty-one thousand usable square feet within the office building. The supreme court shall give final approval to the architectural design of the space included in the office building for its use. The architect selected for the design of the supreme court space within the office building shall take into consideration the supreme court space utilization studies and designs prepared by Space Management Consultants, Inc., and Ritterbush Associates, Inc., when designing the space for the supreme court. In addition, the office building shall be designed in a manner which will allow for future expansion of the building for additional supreme court space if necessary."

On page 4 of the engrossed bill, after line 2, insert the following section: "SECTION 11. 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. VERNON WAGNER, Chairman

Senate Bill No. 2022 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2027, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 10; Absent, 0, that the same do not pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2027 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2344, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 4; Absent, 0, that the same be amended as follows:

On page 1 of the engrossed bill, line 1, delete the words "state revenue sharing to" and insert in lieu thereof the words "the sharing of the state's general fund reserve with"

On page 1 of the engrossed bill, line 2, after the word "townships" insert the following: "; and to provide an appropriation"

On page 1 of the engrossed bill, line 9, after the word "the" delete the remainder of the line and insert in lieu thereof the following: "state's general fund reserve because the legislature recognizes that the state has, in recent years, taken in more revenue than estimated projections have indicated due to inflation and increased prices for agricultural products. Such a sharing may be on a limited basis dependent on economic conditions within the state and the status of the state's general fund."

On page 1 of the engrossed bill, delete lines 10 through 15

On page 1 of the engrossed bill, line 20, delete the word "annually"

On page 2 of the engrossed bill, line 17, delete the first word "to" and insert in lieu thereof the word "from"

On page 2 of the engrossed bill, line 20, delete the words "the products" and insert in lieu thereof the following: "such real property tax revenues in all the countywide areas. For the purposes of this Act, "countywide area" shall be the geographic area of a county"

On page 2 of the engrossed bill, line 25, delete the words "political subdivisions" and insert in lieu thereof the word "cities"

On page 2 of the engrossed bill, line 30, delete the word "all" and insert in lieu thereof the word "the"

On page 2 of the engrossed bill, line 31, after the word "revenues" insert the words "of all such eligible units"

On page 3 of the engrossed bill, line 23, delete the word "Commencing" and insert in lieu thereof the word "On"

On page 3 of the engrossed bill, line 24, after the second comma delete the remainder of the line and insert in lieu thereof the following: "the amount appropriated to the fund by this Act shall be allocated and transferred to eligible units in the manner provided by this Act."

On page 3 of the engrossed bill, delete lines 25 through 32

On page 3 of the engrossed bill, line 33, delete the following: "this Act."

On page 4, after line 4, insert the following two new sections:

"SECTION 5. APPROPRIATION.) There is hereby appropriated out of the surplus cash balance in the general fund in the state treasury as of July 1, 1977, not otherwise appropriated, the sum of \$12,000,000.00 to the state revenue sharing fund for the purpose of distributing a portion of such surplus cash balance to eligible units pursuant to this Act.

SECTION 6. EXPIRATION DATE.) The provisions of this Act shall remain in effect through June 30, 1979, and shall thereafter be of no force and effect."

And renumber the lines, sections, and pages accordingly.

And when so amended, recommends the same do not pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2344 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2384, has had the same under consideration and recommends, by a vote of Ayes, 16; Nays, 5; Absent, 0, that the same be amended as follows:

In lieu of the amendments printed on page 1150 of the House Journal insert the following amendments:

On page 1 of the engrossed bill, delete everything after the words "A BILL", including the amendments adopted by the House State and Federal Government Committee and adopted by the House, and delete the remainder of the bill and insert in lieu thereof "for an Act to authorize the state board of higher education to sell certain land presently used by the Dickinson experiment station; to provide for the use of the proceeds of the sale of such land; to provide for the purchase of replacement land for the use of the Dickinson experiment station; to provide an appropriation; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) The state board of higher education is authorized to sell and convey the following property presently used by the Dickinson ex-

periment station and comprising approximately five hundred eighty-four acres:

1. That portion of land owned by the board in the northeast quarter of section five, township one hundred thirty-nine north, range ninety-six west.

2. That portion of land owned by the board in the southeast quarter of section five, township one hundred thirty-nine north, range ninety-six west.

3. That portion of land owned by the board in the west half of section four, township one hundred thirty-nine north, range ninety-six west.

4. That portion of land owned by the board in the southwest quarter, the south half of the northwest quarter, and lots three and four, all of section five, township one hundred thirty-nine north, range ninety-six west.

SECTION 2.) The state board of higher education is authorized to create a nonprofit corporation whose members shall be: one member of the board of higher education; one legislator designated by the legislative council from either legislative district where the land described in section 1 is located; the director of the main experiment station or his designee; one member of the Dickinson City Commission; one member of the Dickinson school board; one member of the Dickinson planning and zoning commission; and one member at large selected by the designated committee members. This nonprofit corporation shall facilitate the sale and conveyance of the land described in section 1 for the board. Section 54-01-05.2 shall not apply to the sale of land described in section 1, but the board shall not sell the land at less than the appraised value of comparable property being sold at the time of the sale and the land shall be sold within ten years. The board shall deed nine and two-tenths acres more or less to Dickinson state college for future use.

SECTION 3.) The state board of higher education is authorized to purchase the following described land, comprising approximately two thousand three hundred twenty acres, as replacement land for use by the Dickinson experiment station:

1. The southeast quarter of section eleven, the northwest quarter of section thirteen, the north half of section fourteen, and the south half of section fifteen, all in township one hundred forty north, range ninety-seven west.

2. The south half of section twenty-two and the northeast quarter of section twenty-seven, all in township one hundred forty north, range ninety-seven west.

3. The west half of section eight, township one hundred forty north, range ninety-six west.

4. The southwest quarter of section three, the east half of section ten, and the east half of the northeast quarter of section fifteen, all in township one hundred forty north, range ninety-seven west.

SECTION 4.) All payments received by the state board of higher education from the nonprofit corporation upon sale of land described in section 1 shall be deposited in the general fund of the state treasury.

SECTION 5. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$1,500,000.00, or so much thereof as may be necessary, to the state board of higher education for the purpose of purchasing the land described in section 4 and constructing facilities on the land, all for the use of the Dickinson experiment station, for the biennium beginning July 1, 1977, and ending June 30, 1979.

SECTION 6. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in 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. VERNON WAGNER, Chairman

Senate Bill No. 2384 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2549, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 0; Absent, 4, that the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2549 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2548, has had the same under consideration and recommends, by a vote of Ayes, 14; Nays, 7; Absent, 0, that the same be amended as follows:

On page 1, line 2, delete the comma

On page 1, line 3, delete the word and comma "design,"

On page 1, line 17, delete everything after the word "plan"

On page 1, line 18, delete the word "phase"

On page 1, line 22, before the word "industrial" insert the word "light"

On page 2, line 2, after the period insert the following: "The plan shall utilize a pipeline delivery system."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2548 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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. 2203

Senate Bill No. 2205

Senate Bill No. 2514

Refused to concur in the House amendment to:

Senate Bill No. 2177

Senate Bill No. 2308

Senate Bill No. 2408

Senate Bill No. 2471

And the President has appointed as a conference committee to act with a like committee from the House:

Senate Bill No. 2177:

Senator Farrington

Senator Reiten

Senator Mau

Senate Bill No. 2308:

Senator Lodoen

Senator Holmberg

Senator Shablow

Senate Bill No. 2408:

Senator Lodoen
 Senator Fritzell
 Senator Pietron

Senate Bill No. 2471:

Senator Lodoen
 Senator Fritzell
 Senator Krauter

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2550

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1009
 House Bill No. 1011
 House Bill No. 1310
 House Bill No. 1372
 House Bill No. 1419
 House Bill No. 1420
 House Bill No. 1559
 House Bill No. 1567

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1009

On page 1 of the engrossed bill, delete line 21

On page 1 of the engrossed bill, line 24, delete the numerals "373,068" and insert in lieu thereof the numerals "370,628"

On page 2 of the engrossed bill, line 8, delete the numerals "347,556" and insert in lieu thereof the numerals "556,088"

On page 2 of the engrossed bill, line 9, delete the numerals "347,556" and insert in lieu thereof the numerals "556,088"

On page 2 of the engrossed bill, delete line 13

On page 2 of the engrossed bill, line 17, delete the word "Free" and insert in lieu thereof the word "Seed"

On page 2 of the engrossed bill after line 17, insert the following line and numerals:

"Fee tags or stamps 115,000"

On page 2 of the engrossed bill, line 20, delete the words "all funds" and in the same line delete the numerals "1,792,851" and insert in lieu thereof the following:

"from seed department fund 1,897,884"

On page 2 of the engrossed bill, delete line 21

On page 2 of the engrossed bill, delete line 22

On page 2 of the engrossed bill, line 23, delete the numerals "428,268" and insert in lieu thereof the numerals "370,628"

On page 2 of the engrossed bill, line 24, delete the numerals "2,109,807" and insert in lieu thereof the numerals "2,478,572"

On page 2 of the engrossed bill, line 25, delete the numerals "2,538,075" and insert in lieu thereof the numerals "2,849,200"

And renumber the lines, sections, and pages accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to delete the classification change line item for the Animal Damage Control Department — \$2,440 and the Seed Department — \$9,967.

This amendment adds \$208,532 to the appropriation from the spud fund for the Potato Council. This increase is the result of increasing the assessment levied on potatoes from 1¼ cents to 2 cents per hundredweight as provided by House Bill No. 1217.

This amendment deletes the Seed Department general fund appropriation of \$55,200 for free seed testing and adds this amount to income. Also, this amendment adds \$115,000 in Seed Department income for fee tags and stamps as provided in Senate Bill No. 2208.

AMENDMENTS TO HOUSE BILL No. 1011

On page 1 of the engrossed bill, line 3, after the word "Dakota" insert the following: ", and declaring an emergency"

On page 1 of the engrossed bill, line 20, delete the numerals "153,010" and insert in lieu thereof the numerals "152,615"

On page 2 of the engrossed bill, line 1, delete the numerals "15,000" and insert in lieu thereof the numerals "51,386"

On page 2 of the engrossed bill, line 3, delete the numerals "325,799" and insert in lieu thereof the numerals "361,790"

On page 2 of the engrossed bill, line 6, delete the numerals "190,222" and insert in lieu thereof the numerals "237,352"

On page 2 of the engrossed bill, line 7, delete the numerals "585,732" and insert in lieu thereof the numerals "524,832"

On page 2 of the engrossed bill, line 8, delete the numerals "18,000" and insert in lieu thereof the numerals "32,000"

On page 2 of the engrossed bill, line 9, delete the numerals "2,960" and insert in lieu thereof the numerals "6,160"

On page 2 of the engrossed bill, line 10, delete the numerals "48,161" and insert in lieu thereof the numerals "83,161"

On page 2 of the engrossed bill, line 11, delete the numerals "3,000" and insert in lieu thereof the numerals "4,000"

On page 2 of the engrossed bill, line 12, delete the numerals "50,000" and insert in lieu thereof the numerals "75,000"

On page 2 of the engrossed bill, line 14, delete the numerals "898,075" and insert in lieu thereof the numerals "962,505"

On page 2 of the engrossed bill, line 17, delete the numerals "18,937" and insert in lieu thereof the numerals "18,997"

On page 2 of the engrossed bill, line 21, delete the underscore under the numerals "400"

On page 2 of the engrossed bill, after line 21, insert the following new line:

"Contingent fund 10,000"

On page 2 of the engrossed bill, line 22, delete the numerals "41,977" and insert in lieu thereof the numerals "52,037"

On page 3 of the engrossed bill, line 6, delete the numerals "1,663,596" and insert in lieu thereof the numerals "1,666,522"

On page 3 of the engrossed bill, line 8, delete the numerals "40,000" and insert in lieu thereof the numerals "44,000"

On page 3 of the engrossed bill, line 10, delete the numerals "41,000" and insert in lieu thereof the numerals "46,000"

On page 3 of the engrossed bill, line 18, delete the numerals "2,405,264" and insert in lieu thereof the numerals "2,408,190"

On page 3 of the engrossed bill, line 28, delete the numerals "20,240,936" and insert in lieu thereof the numerals "20,354,343"

On page 3 of the engrossed bill, line 29, delete the numerals "20,441,773" and insert in lieu thereof the numerals "20,555,180"

On page 4 of the engrossed bill, after line 9, insert the following new section:

"SECTION 4. EMERGENCY.) Subdivisions 1 and 2 of section 1 of this Act are hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of these amendments is: (1) To decrease the salaries and wages line item for the Teachers' Fund for Retirement by \$395; the Public Employees Retirement System by \$2,378; Workmen's Compensation Bureau by \$10,740; and to increase the Public Employees Group Insurance salaries and wages line item by \$60 so that sufficient moneys are included in these budgets for five percent per year salary increases and additional fringe benefits authorized by the 45th Legislative Assembly; (2) To add \$10,000 to the Public Employees Group Insurance budget for a contingent fund for unexpected expenses; (3) To increase the Public Employees Retirement System budget by \$166,808 as follows to provide for additional funds required to implement the PERS benefit formula type plan passed in Senate Bill No. 2068:

Salaries and wages	\$ 49,508
Fees and services	39,100
Data processing	35,000
Microfilming	1,000
Supplies and materials	14,000
Equipment	3,200
Contingent fund	25,000
Total	<u>\$166,808</u>

(4) To increase the contingency fund of the Teachers' Fund for Retirement by \$36,386 to provide for the following:

Microfilming	\$ 2,500
Rent and moving expense for relocation of office	19,300
Fireproof files	14,586
Total	<u>\$36,386</u>

(5) To provide salaries of commissioners of the Workmen's Compensation Bureau not to exceed \$44,000 and the bureau chairman's salary not to exceed \$46,000, and to add \$13,666 to salaries and wages to provide adequate funds for these increases; and (6) To provide an emergency clause to the bill for the Teachers' Fund for Retirement budget.

AMENDMENTS TO HOUSE BILL No. 1310

In addition to the Senate amendments to House Bill No. 1310 as shown on page 794 of the Senate Journal, the bill is amended as follows:

On page 1, line 12, delete the word "an" and insert in lieu thereof the words "a permanent"

On page 1, line 13, after the word "employee" insert the following:

"who has been employed in that department, institution, or agency not less than one year"; and delete the word "duty" and insert in lieu thereof the words "city in the state"

On page 1, line 14, delete the word "station" where it first appears and after the word "another" delete the words "duty station"

On page 1, line 15, after the word "assignment" insert the following: "of a permanent nature within that department, institution, or agency."; and on the same line delete the words "and fulfilling a need of that department,"

On page 1, line 16, delete the following: "institution, or agency."
And renumber the lines accordingly.

Statement of the Purpose of the Amendment:

The purpose of the amendment is to clarify that employees remain in the same department when reimbursed for moving.

On page 2, line 5, after the word "exceed" delete the words "one thousand" and insert in lieu thereof the following:

"seven hundred and fifty"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1372

On page 1, line 14, after the word "time" insert beginning triple parentheses.

On page 1, line 15, after the "word "of" insert ending triple parentheses.

On page 1, line 16, after the comma, insert beginning triple parentheses.

On page 1, line 17, after the second comma at the end of the line, insert ending triple parentheses.

On page 1, line 22, after the word "loans" and before the comma, insert beginning triple parentheses.

On page 1, line 23, after the word "herein" insert ending triple parentheses.

On page 2, line 3, after the period delete the remainder of the line.

On page 2, delete all of lines 4 through 6.

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1419

On page 1 of the engrossed bill, line 3, delete the words "carry out or supervise" and insert in lieu thereof the words "oversee and monitor" and after the word "research" insert the following: "; and providing an appropriation"

On page 1 of the engrossed bill, line 10, delete the words "carry out or supervise" and insert in lieu thereof the words "monitor, review, and provide legislative oversight of" and after the word "research" delete the comma

On page 1 of the engrossed bill, line 11, delete the words and comma "including economic feasibility, in" and insert in lieu thereof the word "on"

On page 1 of the engrossed bill, line 12, after the word "lignite" insert the following: ", including the economic feasibility of such production"

On page 1 of the engrossed bill, after line 12 insert the following new section:

"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 \$25,000.00, or so much thereof as may be necessary, to the legislative council for use in carrying out the study required by this Act during the biennium beginning July 1, 1977, and ending June 30, 1979. Such moneys may be used by the council to match

other public or private funds which may be available to the council for such study."

And renumber the lines and pages accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The amendment is intended to allow the Legislative Council to Monitor the research into the technical and economic feasibility of the production of methanol from lignite. The appropriation is to fund committee expenses.

AMENDMENTS TO HOUSE BILL No. 1420

On page 1, line 1, delete everything after "A BILL" through the end of the bill and insert in lieu thereof the following:

"for an Act to provide for cancellation of easements acquired by a public utility through unfair tactics; to create and enact a new subsection to section 49-22-20 of the North Dakota Century Code relating to revocation of a transmission facility route permit, to provide for a penalty and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. UNFAIR TACTICS IN ACQUIRING LAND OR EASEMENTS FOR A FACILITY — COURT ACTION — CANCELLATION OF EASEMENT — PENALTY.)

1. Any person employed by a public utility to acquire easements for a facility subject to chapter 49-22 shall not use any harassment, threat, intimidation, misrepresentation, deception, fraud, or other unfair tactics to induce the owner of the land to be affected by the facility to grant or agree to any easements.

2. If at least five landowners aggrieved by the conduct of a person or persons, acting on behalf of the same utility, acquiring easements for a site or route of a facility allege use of harassment, threat, intimidation, misrepresentation, deception, fraud, or other unfair tactics by the person or persons acquiring or attempting to acquire the easement, an action may be brought in the appropriate district court.

3. Upon a determination by the court that the person or persons employed by the utility used harassment, threat, intimidation, misrepresentation, deception, fraud, or other unfair tactics in acquiring or attempting to acquire an easement from at least five separate landowners, the court shall, by order, declare the easements void and may order any compensation paid therefor returned to the offending utility, or allow the landowner to retain such compensation, or award to the landowner up to three times the amount of the compensation involved as damages, punitive or compensatory. The court shall award costs and reasonable attorney fees to the plaintiffs when the court rules in favor of the plaintiffs.

4. Upon a determination by the court that the utility involved did knowingly allow, encourage, or operate in active consort or participation with such person or persons utilizing such unfair tactic, the court shall cause a copy of its memorandum opinion or order to be filed with the public service commission.

5. Upon receiving a copy of a memorandum opinion or order issued by a district court pursuant to this section, the public service commission may revoke or suspend the permit issued with respect to the route affecting the aggrieved landowners. If a permit has not been issued with respect to a site or route affecting the aggrieved landowners, the commission may refuse to issue a permit for such portion of the route.

SECTION 2.) A new subsection to section 49-22-20 of the 1975 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

A determination by a district court pursuant to section 1 of this Act.

SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1559

On page 1, line 1, of the engrossed bill, delete the word "two" and insert in lieu thereof the word "three"

On page 1, line 2, following the word "to" insert the words "altering identification marks; and to"

On page 1, after line 15, insert the following new language:

"REMOVAL OF IDENTIFICATION MARKS.) A person commits the offense of removal of identification marks if he, with intent to cause interruption of the ownership of another, defaces, erases, or otherwise alters any serial number or identification mark placed or inscribed on any personal property by the manufacturer or owner for the purpose of identifying the personal property or its component parts, provided the personal property exceeds one hundred dollars in value. A person removes identification marks if he attempts to or succeeds in erasing, defacing, altering, or removing a serial number or identification mark or part thereof, on the personal property of another, that exceeds one hundred dollars in value. 2. A person who commits the offense of removal of identification marks on property or its component parts which exceeds one hundred dollars in value, is guilty of a class A misdemeanor.

SECTION 2.) A new section to chapter 12.1-23 of the North Dakota Century Code is hereby created and enacted to read as follows:"

On page 1, line 16, delete the words "BY DEALERS"

On page 1, line 18, delete the words "is a dealer in property and he"

On page 2, line 3, after the word "property" insert the words "or its component parts which exceed one hundred dollars in value," and delete the words "A misdemeanor" and insert in lieu thereof the words "C felony"

On page 2, line 3, following the period, insert the following new language: "In the event that more than one item of personal property is defaced, erased, or otherwise altered or unlawfully possessed, as specified in sections 2 and 3 of this Act, by an individual then an offense is determined to be committed under this section if the aggregate of the value of the property so defaced, erased, or otherwise altered or unlawfully possessed is in excess of one hundred dollars."

And renumber the lines, sections and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1567

On page 1, line 3 of the engrossed bill, after the word "units" insert the following: ", recovery by a lessee for wrongful withholding of security deposits, providing for transfer of security deposits upon a change of ownership, and binding the lessor holding the lease at the time of termination to return the security deposit"

On page 1, line 9, after the word "RENT.)" insert the numeral "1."

On page 1, line 19, delete the word "six" and insert in lieu thereof the word "twelve"

On page 1, after line 20, insert the following subsections:

"2. A lessor shall be liable for treble damages for any security deposit money withheld without reasonable justification.

3. Upon a change in ownership of the leased real property or dwelling, the security deposits shall be transferred to the purchaser of the lessor's interest. The grantee of the lessor's interest in the real property or dwelling at the termination of a lease shall be bound by this section even though such holder was not the original lessor who received the security deposit. The original lessor's liability shall terminate upon transfer of property."

And renumber the lines, subsections, sections and pages accordingly.

MESSAGES TO THE SENATE

House Chamber
Bismarck, N.D.

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2025
Senate Bill No. 2141
Senate Bill No. 2209
Senate Bill No. 2331
Senate Bill No. 2500

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, N.D.

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. 3105

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. 1008
House Bill No. 1096
House Bill No. 1259
House Bill No. 1291
House Bill No. 1299
House Bill No. 1468
House Bill No. 1503
House Bill No. 1520
House Bill No. 1536
House Bill No. 1542

Very respectfully,

ROY GILBREATH, Chief Clerk

FIRST READING OF SENATE BILLS

Senate Bill No. 2550. A Bill for an Act to authorize a school district mill levy for federal unemployment compensation taxes.

Was read the first time and referred to the Committee on Education.

MOTIONS

Rep. Strinden moved that the rules be suspended and that the Committee on Education be allowed to meet on Senate Bill No. 2550 only, which motion prevailed.

Rep. L. Hausauer moved that the House reconsider its action by which

Senate Bill No. 2419 was lost, which motion prevailed on a verification vote.

Rep. Gengler requested a call of the house, which request was granted, and subsequently withdrawn.

Rep. Strinden moved that the rules be suspended, and that Senate Bill No. 2419 be placed on the calendar immediately following Senate Bill No. 2537, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2462. A Bill for an Act amend and reenact section 15-39.2-05 of the North Dakota Century Code, relating to the method for calculating retirement annuity of teachers retired under the teachers' insurance and annuity association of America—college retirement equities fund.

Which has been read with Committee Recommendation Do Not Pass

Rep. Schuett requested that he be excused from voting on Senate Bill No. 2462, because of a conflict of interest.

Rep. Kretschmar moved that Rep. Schuett and others with a conflict of interest be allowed to vote on Senate Bill No. 2462, which motion prevailed.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			JOHNSON		•	MILLER		•	TINJUM		
•			KELLY		•	MUND		•	TWETEN		
		•	KERMOTT			MURPHY		•	UNHEM	•	
•			KLOUBEC		•	MUSHIK		•	VANDER VORST		
•			KNUDSON		•	NICHOLAS		•	WAGNER		•
		•	KRETSCHMAR		•	NORDBY		•	WALSCH		
		•	KUCHERA			OLSON		•	WEBER		
		•	LANG		•	OPEDAHN		•	WENTZ		•
		•	LANGLEY		•	O'SHEA		•	WINGE		
		•	LARDY		•	PETERSON		•	WINKJER		
		•	LARSON, B. #12		•	POWERS					
		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
		•	LAUGHLIN			REED					
		•	LEE		•	RICHARD					
		•	LIPSIEA		•	RICHIE					
		•	LOKKEN			RICHTER		•			
•		•	LUNDENE			RIEHL		•			
•		•	MAIXNER			ROCHELEAU					
•			MARSDEN		•	RUED					
		•	MARTIN, C. #38			RUSSELL					
		•	MARTIN, G. #43		•	RYLANDER					
•			MARTINSON		•	SCHINDLER					
•		•	MATCHIE		•	SCHJETT					
•		•	McCAFFREY			SCOFIELD					
		•	McGALIVRAN		•	SOLBERG					
		•	MEIERS		•	STENHEJEM					
		•	MERTENS		•	STRINDEN					
		•	METZ		•	SWONTEK					
•		•	METZGER			THORSGARD		•			
•			MEYER		•	TIMM		•			

So the bill lost.

RECOGNITION

Speaker Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Robert Hartl and Rep. Hartl was thereupon introduced to the House.

RECOGNITION

Speaker Solberg announced that Mr. and Mrs. Dale Hawk, Wolford, North Dakota, were in the chamber. Mr. and Mrs. Hawk have presented the State of North Dakota an antique collection and farmstead valued at

• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCHE	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVIRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2013. Budgets — Industrial Commission — 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, 92; nays, 6; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2062. A Bill for an Act to create and enact sections 61-04-01.1, 61-04-01.2, 61-04-02.1, 61-04-04.1, 61-04-06.1, 61-04-06.2, 61-04-06.3, 61-04-15.1, 61-04-29, 61-04-30, and 61-04-31 of the North Dakota Century Code, relating to the basis for the appropriation of water and the definition of terms therein involved, to the granting of water permits and their terms, to priority of water rights, to emergency or temporary authorization, to fees, to change in point of diversion or purpose of use, to reservations of waters, to the enforcement powers of the water commission and state engineer, and to penalties; to amend and reenact sections 61-04-01, 61-04-02, 61-04-03, 61-04-04, 61-04-05, 61-04-06, 61-04-07, 61-04-09, 61-04-14, 61-04-15, 61-04-17, 61-04-22, 61-04-23, 61-04-24, and 61-04-26 of the North Dakota Century Code, relating to the need for a water permit, to permit applications and the criteria for the issuance of water permits, to the application of water to a beneficial use, to transfer of water permits, to the

filing of documents affecting water rights, and to the forfeiture of water rights; to repeal sections 61-01-01.1, 61-01-02, subsection 1 of section 61-03-05, 61-04-07.1, 61-04-16, and 61-14-05 of the North Dakota Century Code, relating to priority of water rights, to the attachment of conditions on a water permit, to the right to use water, to referees in water actions in court, and to changes in the place of diversion; and providing a penalty.

Which has been read.

Rep. Winkjer moved that the House dispense with the reading of the title to Senate Bill No. 2062, 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, 85; nays, 12; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT		•	• KLOUBEC			• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY		•	• PETERSO			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• RAUL					
• DUROD			• LARSON, G. #29			• REED			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• RICHARD					
• ERICKSON			• LEE			• RICHIE					
• FLEMING			• LIPSIEA			• RICHTER					
• GACKLE			• LOKKEN			• RIEHL					
• GENGLER			• LUNDENE			• ROCHELEAU					
• GERL		•	• MAIXNER		•	• RUED					
• GRONNEBERG			• MARSDEN			• RUSSELL					
• GUNDERSON			• MARTIN, C. #38			• RYLANCE					
• GUNSCH			• MARTIN, G. #43			• SCHINDLER					
• HAUGLAND			• MARTINSON			• SCHUETT					
• HAUSAUER, A. #49			• MATCHE		•	• SCOFIELD					
• HAUSAUER, L. #25			• MCCAFFREY			• SOIBERG					
• HERMAN			• MCGALVRAN			• STENHJEM					
• HERSLIP			• MEIERS			• STRINDEN					
• HICKLE			• MERTENS			• SWIONTEK					
• HILL		•	• METZ			• THORSGARD					
• HORGAN			• METZGER			• TIMM					
• JACOBSON			• MEYER								

So the bill passed and the title was agreed to.

Senate Bill No. 2063. A Bill for an Act to create and enact section 15-02-05.1 of the North Dakota Century Code, relating to the duties of the commissioner of university and school lands; and to amend and reenact section 54-01-05.3 of the North Dakota Century Code, relating to the duties of the attorney general in reviewing bills for the sale of state-owned land.

Which has 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, 11; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		

● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2111. A Bill for an Act to create and enact sections 38-11-02.1, 38-11-02.2, 38-11-02.3, and 38-11-02.4 of the North Dakota Century Code, relating to the leasing of minerals on public lands; to amend and reenact subsection 2 of section 38-11-01 and sections 38-11-02, 38-11-04, and 38-11-10 of the North Dakota Century Code, relating to the leasing of minerals on public lands; and to repeal sections 15-05-17, 38-11-03, 38-11-05, 38-11-06, 38-11-07, 38-11-08, and 38-11-09 of the North Dakota Century Code, relating to the leasing of minerals on public 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 yeas, 89; nays, 7; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	
● ANDERSON			● JOHNSON			● MILLER			● TINJUM
● BACKES			● KELLY			● MUND			● TWETEN
● BEAUCLAIR			● KERMOITT			● MURPHY		●	● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST
● BERG		●	● KNUDSON		●	● NICHOLAS			● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH
● BLACK			● KUCHER			● OLSON			● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ
● CONMY			● LANGLEY			● O'SHEA			● WINGE
● CRABTREE			● LARDY		●	● PETERSON			● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS			
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED			
● ERICKSON			● LEE			● RICHARD			
● FLEMING			● LIPSIA			● RICHIE			
● GACKLE			● LOKKEN			● RICHTER			
● GENGLER			● LUNDENE			● RIEHL			
● GERL		●	● MAIXNER			● ROCHELEAU			
● GRONNEBERG			● MARSDEN			● RUED			
● GUNDERSON			● MARTIN, C. #38		●	● RUSSELL			
● GUNSCH			● MARTIN, G. #43			● RYLANCE			
● HAUGLAND			● MARTINSON			● SCHINDLER			
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT			
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD			
● HERMAN			● MCGAUVRAN			● SOLBERG			
● HERSLIP			● MEIERS			● STENEHJEM			
● HICKLE			● MERTENS			● STRINDEN			
● HILL		●	● METZ			● SWIONTEK			
● HORGAN			● METZGER			● THORSGARD			
● JACOBSON			● MEYER			● TIMM			

So the bill passed and the title was agreed to.

Senate Bill No. 2164. A Bill for an Act to create a new chapter of the North Dakota Century Code dealing with the emergency, voluntary, and involuntary commitment of individuals to the state hospital or other treatment facilities; to amend section 27-20-04 of the North Dakota

Century Code, relating to concurrent jurisdiction of the juvenile court with county mental health boards; and to repeal sections 25-02-05, 25-02-11, 25-02-12, 25-02-13, 25-02-14, 25-02-15, 25-02-16, 25-02-17, and 25-02-18 of the North Dakota Century Code, relating to forms furnished by the superintendent of the state hospital, the establishment, powers, duties, and authority of county mental health boards, and the liability of certain officers for detention of mentally ill persons, and to repeal chapter 25-03 of the North Dakota Century Code, relating to the custody and release of the mentally ill.

Which has been read.

Rep. Marsden moved that the House dispense with the reading of the title to Senate Bill No. 2164, 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, 84; nays, 15; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		●		●			●		●
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES		●	KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT		●	MURPHY		●	UNHJEM		
BENEDICT			KLOUBEC			MUSHIK		●	VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN		●	LANG			OPEDAHN			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE		●	LARDY			PETERSON		●	WINKJER		
DOTZENROD			LARSON, B. #12			POWERS					
DuBORD			LARSON, G. #29			RAUJ			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON		●	LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERI			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN		●	RUED		●			
GUNDERSON			MARTIN, C. #38			RUSSELL					
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVYRAN		●	SOLBERG					
HERSLIP		●	MEIERS			STENEHJEM					
HICKLE			MERTENS		●	STRINDEN					
HILL			METZ		●	SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			THIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2199. A Bill for an Act to amend and reenact section 20.1-03-10 and subsections 1, 2, 3, 4, 5, 7, 8, 10, 14, 20, and 22 of section 20.1-03-12 of the North Dakota Century Code, relating to nonresident fur-bearer licenses and certain license and permit fees; and declaring 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, 54; nays, 44; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●		●	●		●
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES		●	YELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY		●	UNHJEM		
BENEDICT			KLOUBEC		●	MUSHIK			VANDER VORST		●
BERG			KNUDSON		●	NICHOLAS			WAGNER		

• BERGER	• KRETSCHMAR	NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	• MR. SPEAKER
• DUBORD	• LARSON, G. #29	• RAU	
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HORGAN	• METZ	• SWONTEK	
• JACOBSON	• METZGER	• THORSGARD	
	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Maixner: "Mr. Speaker:

"I would like to explain my vote.

"My No vote is an expression of my dissatisfaction with the present management of the State Game and Fish Department."

SECOND READING OF SENATE BILLS

Senate Bill No. 2224. A Bill for an Act to create and enact a new subsection to section 51-18-01, and to amend and reenact subsection 1 of section 51-18-01, section 51-18-02, 51-18-03, 51-18-04, 51-18-05, 51-18-06, and 51-18-07 of the North Dakota Century Code, relating to the definition of a door-to-door sale, method of cancellation, referral sales, agreement requirements, evidence of indebtedness, disposition of goods, and responsibilities of a buyer.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		
• EAGLES			• LAUGHLIN			• REED		• MR. SPEAKER
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		

● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2239. A Bill for an Act to amend and reenact sections 39-06.1-06 and 39-06.1-09 of the North Dakota Century Code, relating to amount of statutory fees and the definition of a moving violation.

Which has 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, 2.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR	●		● NORDBY		● WALSH
● BLACK			● KUCHERA	●		● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONNY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE	●		● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA	●		● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERI			● MAIXNER			● ROCHELEAU		
● GRONNBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANDCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER	●		● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

MOTIONS

Rep. Strinden moved that the rules be suspended and that Senate Bill No. 2294 be placed at the top of the calendar for Thursday, March 17, 1977, which motion prevailed.

Rep. Maixner moved that the rules be suspended, and that Senate Bill No. 2110 be re-referred to the Committee on Natural Resources for their consideration of that bill only, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2297. A Bill for an Act to create and enact sections 49-22-05.1, 49-22-07.1, 49-22-07.2, 49-22-12.1, and 49-22-14.1 of the North Dakota Century Code, relating to inventory of exclusion areas, letters of intent prior to construction of energy conversion or transmission facilities, waiver of procedures and time schedules, emergency certification, and cooperation with state and federal agencies; to amend and reenact subsections 8, 10, 11, and 12 of section 49-22-03, sections 49-22-04, 49-22-07, 49-22-08, 49-22-10, 49-22-11, 49-22-13, 49-22-19, 49-22-21, and subsections 1, 2, and 3 of section 49-22-22 of the North Dakota Century Code, relating to definitions, ten-year plans of utilities, certificates of site compatibility, application for a certificate of site compatibility, designation of sites and corridors, approval of routes within corridors, public hearings, requests

for rehearings, penalties, and application fees; to repeal sections 49-22-05, 49-22-06, 49-22-12, and 49-22-23 relating to inventory of potential sites, energy conversion and transmission facility development plans, and emergency certification.

Which has been read.

Rep. Kloubec moved that the House dispense with the reading of the title to Senate Bill No. 2297, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 2; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• K LOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ	•	
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU		•	• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUFD					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEW					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2323. A Bill for an Act to create and enact sections 16.1-06-10.1, 16.1-06-10.2, 16.1-06-11.1, 16.1-06-11.2, 16.1-06-12.1, 16.1-06-14.1, 16.1-06-18.1, 16.1-13-23.1, and 16.1-15-09.1 of the North Dakota Century Code, relating to the use of electronic voting systems and the requirements of such systems; to amend and reenact sections 16.1-06-03, 16.1-06-04, 16.1-06-05, 16.1-07-13, subsection 1 of section 16.1-11-17, subsection 2 of section 16.1-11-22, sections 16.1-13-05, 16.1-13-31, 16.1-13-32, 16.1-15-08, 16.1-15-09, subsection 4 of section 16.1-16-01, and section 16.1-16-07 of the North Dakota Century Code as contained in House Bill No. 1049 as approved by the forty-fifth legislative assembly, relating to supplying electronic voting systems, and using electronic voting systems at elections; and to provide a penalty; or, in the alternative, to create and enact chapter 16-23 of the North Dakota Century Code, relating to the use of electronic voting systems; and to provide a penalty.

Which has been read.

Rep. Winkjer moved that the House dispense with the reading of the title to Senate Bill No. 2323, 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, 8; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT		•	• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED	•	
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE	•	
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERT			• MAIXNER			• ROCHELEAU		
• GRONNEBERG	•		• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANDT		
• HAUGLAND			• MARINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDE		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2347. A Bill for an Act to amend and reenact Section 6-03-05.1 of the North Dakota Century Code, relating to advancement of funds to protect liens.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERT			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANDT		
• HAUGLAND			• MARINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2364. A Bill for an Act to amend and reenact section 27-08-08 of the 1975 Supplement to the North Dakota Century Code, relating to salaries of judges of county courts of increased jurisdiction.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 25; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOIT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST	•	
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON		•	• WEBER		
• CHRISTENSEN	•		• LANG		•	• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA	•		• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12	•		• POWERS					
• DUBORD			• LARSON, G. #29	•		• RAU		•	MR. SPEAKER	•	
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RIED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANDCE					
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVYRAN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE		•	• MERTENS			• STRINDER					
• HILL	•		• METZ		•	• SWIONTEK					
• HORGAN		•	• METZGER		•	• THORSGARD		•			
• JACOBSON		•	• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2381. A Bill for an Act to create and enact chapter 40-33.2 of the North Dakota Century Code, relating to municipal power agencies, authorizing, creating, and defining their powers and responsibilities, authorizing the issuance of bonds and notes; 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, 2; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOIT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST	•	
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA	•		• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER	•	
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					

● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C #38	● RUSSELL
● GUNSCH	● MARTIN, G #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A #49	● MATCHIE	● SCHUETT
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2388. A Bill for an Act to provide for the governing of activity in proximity to electric transmission lines; 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, 66; nays, 32; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS	YEAS	N.V	NAYS
● ANDERSON			● JOHNSON	●		● MILLER		●	● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		●
● BENEDICT	●		● KLOUBEC			● MUSHIK			● VANDER VORST		●
● BERG	●		● KNUDSON			● NICHOLAS			● WAGNER		●
● BERGER	●		● KRETSCHMAR			● NORDBY			● WALSH		●
● BLACK	●		● KUCHERA			● OLSON			● WEBER		●
● CHRISTENSEN			● LANG			● OPEDAHN			● WENTZ		●
● CONMY	●		● LANGLEY	●		● O'SHEA	●		● WINGE		●
● CRABTREE			● LARDY	●		● PETERSON			● WINKJER		●
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REID					
● ERICKSON			● LEE			● RICHARD					
● FLEMING	●		● LIPSIEA	●		● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL	●				
● GUNSCH	●		● MARTIN, G #43	●		● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN	●		● SOLBERG					
● HERSLIP			● MEIERS	●		● STENEHJEM	●				
● HICKLE	●		● MERTENS	●		● STRINDEN					
● HILL	●		● METZ			● SWONTEK					
● HORGAN	●		● METZGER	●		● THORSGARD	●				
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

ANNOUNCEMENT

Speaker Solberg announced that the members of the Constitutional Revision Committee would be excused at this time.

SECOND READING OF SENATE BILLS

Senate Bill No. 2395. A Bill for an Act to amend and reenact section 38-08-09.9 of the North Dakota Century Code, relating to the enlargement of a unit area or the amendment of a plan of unitization.

Which has 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, 10; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2417. A Bill for an Act to create and enact section 12.1-27.1-03.1 of the North Dakota Century Code, relating to the display of objectionable materials to minors 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, 81; nays, 11; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following Conference Committees:

On Senate Bill No. 2177

Rep. Kretschmar

Rep. Metz

Rep. Gerl

On Senate Bill No. 2308

Rep. G. Larson

Rep. Conmy

Rep. Nordby

ANNOUNCEMENT

If you are taking a group of students through the House Chamber, would you please limit the visit to the desk to a walk behind the Speaker's chair where they can see the board on the desk, but keep the group merely passing by, and then conduct your discussion in the rear of the chamber. This will facilitate completion of the necessary desk work before the session convenes.

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. 1013.

Senator Thane

Senator Hanson

Senator Erdman

House Bill No. 1028:

Senator Wright

Senator Goodman

Senator Redlin

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1430

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1346

House Bill No. 1484

House Bill No. 1523

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1346

On page 3 of the engrossed bill, delete lines 26 through 35.

AMENDMENT TO HOUSE BILL No. 1484

On page 1, line 2, of the engrossed bill, after the numeral "39-06.1" delete the following: "and two new sections to chapter 39-07"

On page 1, line 4, after the word "offenders" insert a period and delete the remainder of the line

On page 1, delete all of lines 5 through 7

On page 1, line 16, after the word "OFFENDERS" delete the following: "CONSENT TO FINE PAYMENTS"

On page 1, line 17, after the word "juvenile" insert the word "appearing"

On page 1, line 20, after the period delete the remainder of the line

On page 1, delete lines 21 through 24

On page 2, delete lines 1 through 7

And renumber the lines and pages accordingly.

AMENDMENT TO HOUSE BILL No. 1523

On page 1, line 3, of the engrossed bill, after the word "of" insert the word "filing"

And renumber the lines and pages accordingly.

MESSAGE TO THE SENATE

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. 2148

Senate Bill No. 2184

Senate Bill No. 2221

Senate Bill No. 2222

Senate Bill No. 2202

Senate Bill No. 2233:

Senate Bill No. 2148:

Rep. Timm

Rep. Scofield

Rep. Richter

Senate Bill No. 2184:

Rep. Timm

Rep. Scofield

Rep. Richter

Senate Bill No. 2221:

Rep. Rued

Rep. Gackle

Rep. O'Shea

Senate Bill No. 2222:

Rep. Rued

Rep. Gackle

Rep. O'Shea

Senate Bill No. 2202:

Rep. Wentz

Rep. Knudson

Rep. Riehl

Senate Bill No. 2233:

Rep. Conmy

Rep. Black

Rep. Berger

ROY GILBREATH, Chief Clerk

Rep. Strinden moved that the House stand recessed until 9:00 a.m., Thursday, March 17, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FIRST DAY AFTER RECESS AND
FIFTY-SECOND DAY

Bismarck, March 17, 1977

The House convened at 9:00 a. m., pursuant to recess taken, with Speaker Solberg presiding.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1245 has had the same under consideration and recommends:

That the House accede to the Senate amendment.

For the Senate

Sen. Strand

Sen. Tennefos

Sen. Lashkowitz

For the House

Rep. Rued

Rep. Lee

Rep. McGauvran

Rep. Rued moved that the report be adopted, which motion prevailed.

House Bill No. 1245 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1325 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill 1325 be amended as follows:

On page 1, line 20 of the engrossed bill, delete the word "five" and insert in lieu thereof the word "seven"

And renumber the lines accordingly.

For the Senate

Senator Vosper

Senator Albers

Senator Miller

For the House

Rep. Lee

Rep. B. Larson

Rep. G. Larson

Rep. Lee moved that the report be adopted, which motion prevailed.

House Bill No. 1325 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1388 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill 1388 be amended as follows:

On page 1, line 14 after the word "hereafter" insert "in intersection curb and gutter repair or installation projects" and also on line 14 after the word "crosswalk" insert the words "in said projects"

And renumber the lines and pages accordingly.

For the Senate

Senator Strand

Senator Tennesos

Senator Lashkowitz

For the House

Rep. Rued

Rep. Lee

Rep. McGauvran

Rep. Rued moved that the report be adopted, which motion prevailed.

House Bill No. 1388 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1476 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill 1476 be amended as follows:

On page 2, line 25, insert beginning triple parentheses before the word "votes and on the same line insert ending triple parentheses after the word "cast" and insert in lieu thereof the words "qualified voters"

For the Senate

Senator Farrington

Sen. Holmberg

Sen. Berube

For the House

Rep. Wentz

Rep. G. Larson

Rep. Nordby

Rep. Wentz moved that the report be adopted, which motion prevailed.

House Bill No. 1476 was placed on the 6th order of business on the calendar for the succeeding legislative day.

MOTIONS

Rep. Wagner moved that the House do concur in the Senate amendments to House Bill No. 1310 which motion prevailed.

Rep. Wagner moved that the House not concur on Senate amendments to House Bill No. 1009, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Wagner moved that the House not concur on Senate amendments to House Bill No. 1011, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Wagner moved that the House not concur on Senate amendments to House Bill No. 1419, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1346 which motion prevailed.

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1372, which motion prevailed.

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1420, which motion prevailed.

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1484, which motion prevailed.

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1523, which motion prevailed.

Rep. Gengler moved that the House not concur on Senate amendments to House Bill No. 1567, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and the bills listed on the Sixth Order of Business for consideration after 2:00 p.m., be moved up on the calendar for consideration before 2:00 p.m., which motion prevailed.

Rep. Fleming moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MOTIONS

Rep. Fleming moved that the House reconsider its action by which the Committee Report on Senate Bill No. 2001 was accepted, which motion prevailed.

Rep. Fleming moved that the rules be suspended, and that Senate Bill No. 2001 be re-referred to the Committee on Appropriations for consideration of that bill only, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following conference committees:

On House Bill No. 1009

Rep. Tweten

Rep. Thorsgard

Rep. Johnson

On House Bill No. 1011

Rep. L. Hausauer

Rep. Tweten

Rep. Opedahl

On House Bill No. 1419

Rep. Marsden

Rep. Christensen

Rep. Mertens

On House Bill No. 1567

Rep. Langley

Rep. Lokken

Rep. Kloubec

On Senate Bill No. 2408

Rep. Gerl

Rep. Richter

Rep. Metz

On Senate Bill No. 2471

Rep. Maixner

Rep. Lokken

Rep. Kloubec

MOTIONS

Rep. Wentz moved that the House reconsider its action by which Senate Bill No. 2462 was lost, which motion failed on a verification vote.

Rep. Strinden moved that the House stand recessed for ten minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

Rep. Strinden requested a Call of the House, which request was granted.

Rep. Strinden moved that the House dispense with the Call of the House, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and that the following be messaged to the Senate immediately:

Senate Bills Nos. 2045, 2428, 2463, 2487, 2513, 2515, 2013, 2062, 2063, 2111, 2164, 2224, 2239, 2297, 2323, 2347, 2364, 2381, 2395, 2417

Which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to Senate Bill No. 2002 as recommended by the Committee on Appropriations as printed on page 1362 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2003 as recommended by the Committee on Appropriations as printed on page 1363 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments of Senate Bill No. 2004 as recommended by the Committee on Appropriations as printed on pages 1363 and 1364 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2005 as recommended by the Committee on Appropriations as printed on pages 1364 and 1365 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2006 as recommended by the Committee on Appropriations as printed on pages 1365 and 1366 of the House Journal be adopted.

Rep. Maixner requested that the question of the adoption of the amendments to Senate Bill No. 2006 be divided as follows:

Division A:

“On page 1 of the engrossed bill, line 3, delete the following: “; and declaring an emergency”

On page 2 of the engrossed bill, delete lines 4 through 15

Division B:

The amendments to Senate Bill No. 2006 as shown on pages 1365 and 1366 of the House Journal, excluding Division A above.

Speaker Solberg rules that the question could be divided, and the House will vote according to the division as stated in the request.

The question then was on the adoption of the amendments under Division A, which motion failed on a verification vote.

The question then was on the adoption of the amendments shown under Division B, which motion prevailed.

MOTION

Rep. Wagner moved that Senate Bill No. 2008 be laid over one legislative day, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to Senate Bill No. 2010 as recommended by the Committee on Appropriations as printed on pages 1366, 1367 and 1368 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2011 as recommended by the Committee on Appropriations as printed on pages 1368 and 1369 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2014 as recommended by the Committee on Appropriations as printed on page 1369 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2022 as

recommended by the Committee on Appropriations as printed on pages 1369 and 1370 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Wagner moved that Senate Bill No. 2344 be laid over one legislative day, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to Senate Bill No. 2384 as recommended by the Committee on Appropriations as printed on pages 1371, 1372 and 1373 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2548 as recommended by the Committee on Appropriations as printed on page 1373 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Rep. Lee announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Floyd Ettestad and Rep. Ettestad was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 2294. A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 and sections 57-37.1-03, 57-37.1-04, and 57-37.1-07 of the North Dakota Century Code, relating to the exemption used in determining the North Dakota taxable estate, rates applied to a taxable estate, interest, federalization; and to provide for an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80, nays, 19; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES														
REGULAR SESSION					ROLL-CALL					1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER							TINJUM	•
• BACKES			• KELLY			• MUNO							TWETEN	•
• BEAUCLAIR			• KERMOTT			• MURPHY							• UNHJEM	
• BENEDICT			• KLOUBEC			• MUSHIK							• VANDER VORST	
• BERG			• KNUDSON			• NICHOLAS							• WAGNER	•
• BERGER			• KRETSCHMAR	•		• NORDBY							• WALSH	
• BLACK			• KUCHER	•		• OLSON							• WEBER	•
• CHRISTENSEN			• LANG			• OPEDAHL							• WENTZ	•
• CONMY	•		• LANGLEY			• O'SHEA							• WINGE	•
• CRABTREE			• LARDY		•	• PETERSON							• WINKJER	
• DOTZENROD			• LARSON, B #12			• POWERS								
• DUBORD			• LARSON, G #29	•		• RAU							• MR SPEAKER	
• EAGLES			• LAUGHLIN			• REED		•						
• ERICKSON			• LEE			• RICHARD								
• FLEMING			• LIPSIEA	•		• RICHIE								
• GACKLE			• LUKKEN			• RICHTER								
• GENGLER	•		• LUNDENE			• RIEHL								
• GFRI			• MAIXNER			• ROCHELEAU								
• GRONNEBERG			• MARSDEN	•		• RUED								
• GUNDERSON			• MARTIN, C #38			• RUSSELL								
• GUNSCH	•		• MARTIN, G #43			• RYLANCE								
• HAUGLAND			• MARTINSON	•		• SCHINDLER								
• HAUSAUER, A #49			• MATCHIE			• SCHUETT								
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD								
• HERMAN			• McGAUVRAN			• SOLBERG								
• HERSLIP			• MEIERS			• STENEHJEM								
• HICKLE	•		• MERTENS			• STRINDEN								
• HILL			• METZ			• SWIONTEK								
• HORGAN			• METZGER			• THORSGARD		•						
• JACOBSON			• MEYER			• TIMM								

So the bill passed and the title was agreed to.

MOTION

Rep. Wagner moved that the House reconsider its action whereby the House adopted the amendments to Senate Bill No. 2384, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to Senate Bill No. 2384 as recommended by the Committee on Appropriations as printed on pages 1371, 1372 and 1373 of the House Journal be adopted, which motion prevailed on a verification vote.

MESSAGES TO THE SENATE

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. 2177-2308:

Senate Bill No. 2177:

Rep. Kretschmar

Rep. Metz

Rep. Gerl

Senate Bill No. 2308:

Rep. G. Larson

Rep. Conmy

Rep. Nordby

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. 2045

Senate Bill No. 2062

Senate Bill No. 2063

Senate Bill No. 2111

Senate Bill No. 2164

Senate Bill No. 2224

Senate Bill No. 2239

Senate Bill No. 2297

Senate Bill No. 2323

Senate Bill No. 2347

Senate Bill No. 2364

Senate Bill No. 2381

Senate Bill No. 2395

Senate Bill No. 2417

Senate Bill No. 2428

Senate Bill No. 2463

Senate Bill No. 2487

Senate Bill No. 2513

Senate Bill No. 2515

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 amendemnt to House Bill No. 1009-1011-1419-1567 and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

House Bill No. 1009:

Rep. Tweten

Rep. Thorsgard

Rep. Johnson

House Bill No. 1011:

Rep. L. Hausauer

Rep. Tweten
 Rep. Opedahl
 House Bill No. 1419:
 Rep. Marsden
 Rep. Christensen
 Rep. Mertens
 House Bill No. 1567:
 Rep. Langley
 Rep. Kloubec
 Rep. Lokken

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. 2408-2471:

Senate Bill No. 2408:
 Rep. Gerl
 Rep. Richter
 Rep. Metz
 Senate Bill No. 2471:
 Rep. Maixner
 Rep. Lokken
 Rep. Kloubec

ROY GILBREATH, Chief Clerk
 MESSAGES FROM THE SENATE
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1012
 House Bill No. 1037
 House Bill No. 1071
 House Bill No. 1163
 House Bill No. 1178
 House Bill No. 1240
 House Bill No. 1284
 House Bill No. 1361
 House Bill No. 1383
 House Bill No. 1441
 House Bill No. 1442
 House Bill No. 1478
 House Bill No. 1525
 House Bill No. 1532
 House Bill No. 1548
 House Bill No. 1563
 House Bill No. 1565
 House Bill No. 1583
 House Bill No. 1597
 House Concurrent Resolution No. 3039

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1012

On page 1 of the engrossed bill, line 19, delete the numerals "616,515" and insert in lieu thereof the numerals "626,515"

On page 1 of the engrossed bill, line 24, delete the numerals "759,015" and insert in lieu thereof the numerals "769,015"

On page 2 of the engrossed bill, line 2, delete the numerals "738,515" and insert in lieu thereof the numerals "748,515"

On page 2 of the engrossed bill, line 3, delete the numerals "739,715" and insert in lieu thereof the numerals "749,715"

On page 2 of the engrossed bill, line 5, delete the numerals "760,215" and insert in lieu thereof the numerals "770,215"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of this amendment is to add \$10,000 to the salaries and wages line item of the Parole Office's appropriation to provide adequate funds for the chief parole officer and other parole officers' salaries in the department.

AMENDMENTS TO HOUSE BILL No. 1037

On page 5, after line 29 of the engrossed bill, insert the following: **The commission may grant an expedited amendment to an existing permit upon application by the operator for the mining of not more than an additional fifteen acres of land contiguous to existing active permit areas. Any amendment granted shall be subject to the same conditions as contained in the existing permit. The commission is empowered, if justified by the operator, to waive or modify the provisions of subsections 1 and 7 of this section.**

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1071

On page 1 of the engrossed bill, line 10, delete the word "and"

On page 1, line 11, after the word "coverage" insert the words "to reinstate certain causes of action; to amend and reenact section 24-08-03 of the North Dakota Century Code, relating to the limit of county liability for negligence in the supervision and repairs of bridges; and to repeal sections 40-42-01, 40-42-02, 40-42-03, and 40-43-07 of the North Dakota Century Code, relating to claims for injuries on streets, sidewalks, or bridges"

On page 3, line 15, delete the word "five" and insert in lieu thereof the word "one"

On page 3, line 16, delete the words "one million" and insert in lieu thereof the words "three hundred thousand"

On page 6, line 30, after the word "law" insert the following: "but shall not exceed five mills"

On page 10, after line 6, insert the following new sections:

"SECTION 16. CERTAIN CAUSES OF ACTION REINSTATED.) If a claim against a municipality was filed in the office of the city auditor in accordance with section 40-42-01 after April 8, 1975, and prior to July 1, 1977, and the cause of action against the municipality was dismissed on the basis of failure to file the claim with the county auditor in accordance with section 4 of chapter 295 of the 1975 Session Laws of North Dakota, such claim is preserved and may be filed in the office of the city auditor within ninety days after the effective date of this Act. Notwithstanding sections 40-42-02 and 40-42-03, the time limits for rejecting a claim and for bringing an action shall be determined on the basis of the date a claim was filed as authorized by this section.

SECTION 17. AMENDMENT.) Section 24-08-03 of the 1975 Supplement

to the North Dakota Century Code is hereby amended and reenacted to read as follows:

24-08-03. SUPERVISION AND REPAIRS OF BRIDGE (((- LIMIT OF COUNTY LIABILITY FOR NEGLIGENCE))). Any bridge built under the provisions of section 24-08-01 shall be under the supervision of the board of county commissioners, and the cost of rebuilding or repairing the same shall be paid by the county. Where the cost of rebuilding or repairing a bridge would exceed the sum of fifteen thousand dollars on estimate of the county engineer and upon the approval of the estimate by the North Dakota highway department, the county commissioners shall advertise for bids and award the contract in the manner provided by section 24-08-01. When a bridge is destroyed by flood, fire, or other casualty and the public interest would suffer by delay, the county commissioners may proceed to contract for the rebuilding or repair of such bridge without advertising for bids, regardless of the cost. The board of county commissioners at least every two years, and so far as time and conditions may permit, shall cause an inspection to be made of all bridges on the county road system in the county. In case any bridge on the county road system shall be deemed unsafe for public use by the said board of commissioners, it forthwith shall take steps to close the same and prevent the use thereof by the public. In case any bridge on the county road system shall be deemed unsafe for loads in excess of a certain weight, the board of commissioners forthwith shall post notices on both ends of such bridge stating that such bridge is unsafe for loads beyond that weight. The county shall not be immune from claims or suits for damages arising out of negligent failure to perform the inspection and repair duties set out above (((, but the maximum recovery from the county on such suit or suits shall not exceed the sum of fifteen thousand dollars for each accident or occurrence caused by any negligent failure to inspect and repair))).

SECTION 18. REPEAL.) Sections 40-42-01, 40-42-02, 40-42-03, and 40-43-07 of the North Dakota Century Code are hereby repealed."

And renumber the lines, sections and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1163

Page 2, line 27 following the word "are" place triple parentheses around the word "not" and insert in lieu thereof the word "now"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1178

On page 1, line 5 of the engrossed bill, after the numerals "38-14-02," delete the following: "subsections 2 and 3 of section 39-14-04" and insert in lieu thereof "subsection 2 of section 38-14-04" and on the same line after the second comma insert "subsections 1, 2 and 3 of section 38-14-05,"

On page 1, line 8, after the word "permit," delete the words "expedited amendments to existing permits and"

On page 1, delete all of line 9 and insert in lieu thereof the following new language: "topography of reclaimed land, suitable plant growth material requirement, drainage on reclaimed land,"

On page 2, line 8, after the word "constructed" insert the following new language: "related to mining activities"

On page 2, delete all of lines 31-35

On page 3, delete all of lines 1-20

On page 3, after line 20, insert the following new section:

SECTION 5. AMENDMENT.) Subsections 1, 2, and 3 of section 38-14-05

of the 1975 Supplement to the North Dakota Century Code are hereby amended and reenacted to read as follows:

1. (((The operator shall regrade the area to approximately the original contour or topography unless a different contour or topography shall be required by the commission in order to carry out the purposes and intent of this chapter.))) **The operator shall backfill and regrade the mined area to the gentlest topography consistent with adjacent unmined landscape elements in order to develop a postmined landscape that will provide for maximum moisture retention, maximum stability, and minimum soil losses from runoff and erosion, unless a different contour or topography shall be required by the commission in order to carry out the purpose and intent of this chapter.**

2. The operator shall, in such manner as shall be required by the commission, save, segregate, and respread (((,))) suitable plant growth material within the permit area up to a maximum of five feet unless a greater amount is available and is found by the commission to be needed for reclamation; provided, however, that if up to five feet of such material is not available within the permit area, all suitable plant growth material that is available shall be spread over the regraded area as prescribed by the commission. In the interest of achieving the maximum reclamation provided for in this chapter, the operator may, or at the direction of the commission shall, utilize such soil amendments as described in subsection 17 of section 38-14-02.

3. The operator shall **establish natural drainage compatible with the topography on all reclaimed land, and shall impound, drain, or treat all runoff water so as to minimize soil erosion, drainage to agricultural lands, and pollution of streams and other waters.**

And renumber the lines, pages, and sections accordingly.

AMENDMENTS TO HOUSE BILL No. 1240

On page 4, delete lines 5 through 9, and insert in lieu thereof the following section:

"SECTION 7, LEGISLATIVE INTENT.) It is the intent of the Legislative Assembly that the expenses of state grand jury investigations in excess of funds available for such purposes in the appropriation to the attorney general for the biennium beginning July 1, 1977, and ending June 30, 1979, shall be funded from the emergency commission appropriation to the extent available or from other available sources."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 1284

On page 1, line 22 of the engrossed bill, after the word "of" delete the figure "\$250,000.00" and insert in lieu thereof the figure "\$63,000.00"

And renumber the lines and pages accordingly.

In lieu of the amendments to engrossed House Bill No. 1284 printed on page 966 of the Senate Journal, engrossed House Bill No. 1284 is hereby amended as follows:

On page 1 of the engrossed bill, delete lines 20 through 24

On page 2 of the engrossed bill, delete lines 1 and 2

And renumber the lines and pages accordingly.

Statement of the Purpose of the Amendment:

The purpose of this amendment is to delete the appropriation, since it is intended that the funds necessary to carry out the provisions of this bill will be paid from the homestead tax credit appropriation in House Bill No. 1004.

AMENDMENTS TO HOUSE BILL No. 1361

On page 1 of the engrossed bill, line 4, delete the word "and"

On page 1 of the engrossed bill, line 5, delete the word "radio"

On page 1 of the engrossed bill, line 14, delete the words "and radio"

On page 1 of the engrossed bill, line 17, delete the words "and radio"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 1383

On page 2, delete lines 17 and 18.

On page 2, line 19, delete the numeral "6" and insert in lieu thereof the numeral "5"

On page 2, line 20, delete the numeral "7" and insert in lieu thereof the numeral "6"

On page 2, line 31, after the first comma insert the word "and" and on the same line after "5," delete "and 6"

On page 3, line 20, after the word "project" insert the following: "in support of those projects" and on the same line after the word "subsection" delete the numeral "5" and insert in lieu thereof the numeral "3"

and renumber the lines, pages and section accordingly.

AMENDMENTS TO HOUSE BILL No. 1441

On page 2, line 23 of the engrossed bill, delete the underscored period.

On page 6, line 3 of the engrossed bill after the word "commissioners" insert the words ", and upon approval of the county commissioners,"

On page 9, line 15, after the word "resolution," insert the following words: "on or before July 1 of each year, adopt a budget showing estimated expenses for the ensuing fiscal year and the proposed contributions of each member district as determined by the agreement. The boards of the member districts shall then submit such budget to their respective board of county commissioners. Each board of county commissioners shall consider such budget and, if approved, by resolution,"

On page 9, line 17, delete the words "member districts" and insert in lieu thereof the words "the district"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1442

On page 1, line 18 of the engrossed bill after 39-06.1-06 insert "and section 39-06.01-13"

On page 1, line 20 after the word "ordinance" insert beginning triple parentheses before comma and on the same line after the word "less" insert ending triple parentheses

On page 1, line 21 before the word "in" insert beginning triple parentheses and on the same line after the word "limit" insert ending triple parentheses

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1478

On page 5, line 17 of the engrossed bill, insert beginning triple parentheses after the word "stated" and on the same line insert ending triple parentheses after the word "numbers"

On page 6, delete all of lines 12 through 17

On page 8, line 19, after the word "sell" insert the following words: "at retail"

On page 9, delete all of lines 30 through 33 and insert the following new subsection 4: "4. The department may require the labels of specialty fertilizer sold in packages of fifty pounds or more, or sold in bulk, to

contain the statement "Not intended for farm use" prominently placed thereon."

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1525

On page 3, line 4, after the word "shall" delete the word "not" and on the same line after the word "have" insert the word "concurrent"

On page 3, line 5, after the word "jurisdiction" insert the following new language: "with the district court"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 1532

On page 2, line 8, of the engrossed bill, delete the word "This"

On page 2, line 9, of the engrossed bill, delete the language "exception, however," and insert in lieu thereof the following: "The provisions of this Act" and on the same line following the word "to" delete the following language "the provisions of"

And renumber the lines and pages accordingly.

On page 2 of the engrossed bill, line 5, after the comma insert the following words and comma: "or to any person upon whom the toxicological or chemical test was performed or his authorized representative."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 1548

On page 3 of the engrossed bill, line 5, delete the numerals "600,000.00" and insert in lieu thereof the numerals "350,000.00"

And renumber the lines accordingly.

Statement of the Purpose of the Amendment:

The purpose of this amendment is to provide sufficient funds so that the dairy farm inspection program can begin on July 1, 1978. It is the intent of the Legislative Assembly that some of the funds available pursuant to the appropriation provided for in this Act will be spent prior to July 1, 1978, for the department's planning and preparation for the implementation of this Act.

AMENDMENTS TO HOUSE BILL No. 1563

On page 2, line 21 of the engrossed bill after the word "pounds" insert the following words " , and may operate a truck towing a farm trailer"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1565

On page 1, line 14 of the engrossed bill after the word "comprising" delete the beginning and ending triple parentheses around the word "forty" and on the same line delete the words "one hundred sixty"

On page 2, line 35, after the word "comprising" delete the beginning and ending triple parentheses around the word "forty" and on the same line delete the word "one hundred sixty"

On page 3, line 7, after the word "of" delete the words "one hundred sixty" and insert in lieu thereof the word "forty"

And renumber the lines and pages accordingly.

On page 1, line 14, of the engrossed bill after the word "comprising" insert triple parentheses around the word "forty" and insert in lieu thereof the word "eighty"

On page 2, line 35, after the word "comprising" insert triple parentheses around the word "forty" and insert in lieu thereof the word "eighty"

On page 3, line 7, after the word "of" delete the word "forty" and insert in lieu thereof the word "eighty"

And renumber the lines and pages accordingly.

On page 2 of the engrossed bill, line 30, after the words "apply to" add the words "the construction or maintenance of"; and after the word "any" add the words "existing or prospective"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1583

On page 1, line 13, of the engrossed bill after the word "county" insert "the state highway patrol."

On page 2, line 1, after the word "sheriff" insert "the state highway patrol."

On page 2, line 2, after the word "sheriff" insert "the state highway patrol."

On page 2, line 7, after the word "sheriff" insert "the state highway patrol."

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1597

On page 1, line 1 of the engrossed bill delete "two new subsections" and insert in lieu thereof "a new subsection"

Page 1, line 3 delete "and"

Page 1, line 4 delete "snowmobiles"

Page 1, line 9 delete the following "Two new subsections" and insert in lieu thereof "A new subsection"

Page 1, line 12 delete the numeral "1."

Page 1, delete all of lines 19 through 22

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION No. 3039

On page 1, line 2 of the engrossed bill, after the word "to" delete the word "give" and insert in lieu thereof the word "provide"

On page 1, line 3, after the word "landowners" delete the remainder of the line and insert in lieu thereof the following new language: "in North Dakota on the drainage of land containing Class I and II wetlands, consistent with the North Dakota Century Code, without prior approval of the Fish and Wildlife Service."

On page 1, delete all of line 4

On page 1, line 7, after the word "prevented" insert the following: "under the terms contained in Section 16a of PL 87-732"

On page 2, line 3, after the words "drainage" delete the word "projects" and insert in lieu thereof the following: "of Class I and II wetlands"

And renumber the lines and pages accordingly.

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 2401, refused to concur in the House amendment to Senate Bill No. 2051-2277-2342-2378 and the President has appointed as a conference committee to act with a like committee from the House:

Senate Bill No. 2051:

Senator Holmberg

Senator Freed

Senator Schirado

Senate Bill No. 2277

Senator Freed

Senator Christensen

- Senator Schirado
- Senate Bill No. 2342:
- Senator Jones
- Senator Morgan
- Senator Rait
- Senate Bill No. 2378:
- Senator Iszler
- Senator Holmberg
- Senator Lashkowitz

LEO LEIDHOLM, Secretary of 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. 1041:

- Senator Fritzell
- Senator Lodoen
- Senator Krauter
- House Bill No. 1264:
- Senator Freed
- Senator Sands
- Senator Schirado

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House stand recessed for one hour, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 2439. A Bill for an Act to create and enact a new subsection to section 39-01-15 of the North Dakota Century Code, relating to parking privileges for the physically handicapped; and to amend and reenact section 48-02-19 of the North Dakota Century Code, relating to designating with blue paint the parking spaces reserved for the physically handicapped.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 0; absent and not voting, 24.

REGULAR SESSION									NORTH DAKOTA HOUSE OF REPRESENTATIVES						1977 LEGISLATURE		
YEAS			NAYS			YEAS			NAYS			YEAS			NAYS		
• ANDERSON			• JOHNSON			• MILLER			• TINJUM								
• BACKUS			• KELLY			• MUND			• TWETEN								
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM								
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST								
• BERG			• KNUDSON			• NICHOLA			• WAGNER								
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH								
• BLACK			• KUCHER			• OLSON			• WEBER								
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ								
• CONMY			• LANGLEY			• O'SHEA			• WINGE								
• CRABTREE			• LARDY			• PETERSON			• WINKJER								
• DOTZENROD			• LARSON, B. #12			• POWERS											
• DUBORD			• LARSON, G. #29			• RAU											
• EAGLES			• LAUGHLIN			• REED											
• ERICKSON			• LEE			• RICHARD											
• FLEMING			• LIPSIEA			• RICHIE											
• GACKLE			• LOKKEN			• RICHTER											
• GENGLER			• LUNDENE			• RIEHL											
• GERL			• MAIXNER			• ROCHELEAU											
• GRONNEBERG			• MARSDEN			• RUED											
• GUNDERSON			• MARTIN, C. #38			• RUSSELL											
• GUNSCHE			• MARTIN, G. #43			• RYLANCE											

• MR SPEAKER

HAUGLAND	MARTINSON	SCHINDLER
HAUSAUER, A. #49	MATCHIE	SCHUETT
HAUSAUER, L. #25	MCCAFFREY	SCOFIELD
HERMAN	MCGAUVVRAN	SOLBERG
HERSLIP	MEIERS	STENELJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSgard
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2517. A Bill for an Act to establish procedures for the prejudgment remedy of attachment; and to repeal chapter 32-08 of the North Dakota Century Code, relating to the present procedures of attachment.

Which has 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		
• BEAUCLAIR			• KERMOIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU	•				
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENELJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2537. A Bill for an Act to create and enact a new section to chapter 49-05 of the North Dakota Century Code, relating to the effectiveness of suspended public utility rates under bond.

Which has 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, 49; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK	•		• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		

• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	•
• FLEMING	• LIPSIEA	• RICHIE	•
• GACKLE	• LOKKEN	• RICHTER	•
• GENGLER	• LUNDENE	• RIEHL	•
• GERL	• MAIXNER	• ROCHELEAU	•
• GRONNEBERG	• MARSDEN	• RUED	•
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	•
• GUNSCH	• MARTIN, G. #43	• RYLANCE	•
• HAUGLAND	• MARTINSON	• SCHINDLER	•
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	•
• HAUSAUER, L. #25	• McCAFFREY	• SCOTFIELD	•
• HERMAN	• McGAUVVRAN	• SOLBERG	•
• HERSLIP	• MEIERS	• STENEHJEM	•
• HICKLE	• MERTENS	• STRINDEN	•
• HILL	• METZ	• SWIONTEK	•
• HORGAN	• METZGER	• THORSgard	•
• JACOBSON	• MEYER	• TIMM	•

So the bill lost for want of a constitutional majority. MOTION

Rep. Wagner moved that the House reconsider its action by which the House did not concur on Senate amendments to House Bill No. 1011, and that the conference committee be dissolved, and that the House do concur on the Senate amendments to House Bill No. 1011, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2419. A Bill for an Act to amend and reenact sections 34-06-04, 34-06-08, 34-06-11, and 34-06-14 of the North Dakota Century Code, relating to minimum wages and hours; the power of the labor commissioner to make rules; investigations and hearings by the commissioner; a hearing upon a conference report; and the right of appeal from the commissioner's decision; and providing for all such areas to be in accordance with the Administrative Agencies Practice Act.

Which has been read with Committee Recommendation Do Not Pass. ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 41; nays, 55; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		• TINJUM
• BACKES		•	• KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	• KERMOFF		•	• MURPHY		• UNHJEM
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER		•	• KRETSCHMAR		•	• NORDBY		• WALSH
• BLACK		•	• KUCHER		•	• OLSON		• WEBER
• CHRISTENSEN		•	• LANG		•	• OPEDAH		• WENTZ
• CONMY		•	• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE		•	• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•
• DUBORD		•	• LARSON, G. #29		•	• RAU		• MR. SPEAKER
• EAGLES		•	• LAUGHLIN		•	• REED		•
• ERICKSON		•	• LEE		•	• RICHARD		•
• FLEMING		•	• LIPSIEA		•	• RICHIE		•
• GACKLE		•	• LOKKEN		•	• RICHTER		•
• GENGLER		•	• LUNDENE		•	• RIEHL		•
• GERL		•	• MAIXNER		•	• ROCHELEAU		•
• GRONNEBERG		•	• MARSDEN		•	• RUED		•
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		•
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOTFIELD		•
• HERMAN		•	• McGAUVVRAN		•	• SOLBERG		•
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•
• HICKLE		•	• MERTENS		•	• STRINDEN		•
• HILL		•	• METZ		•	• SWIONTEK		•
• HORGAN		•	• METZGER		•	• THORSgard		•
• JACOBSON		•	• MEYER		•	• TIMM		•

So the bill lost.

Senate Bill No. 2126. A Bill for an Act to provide for state and regional planning, the creation, organization, powers, and duties of regional planning councils, supervision of the activities of regional planning councils, to repeal sections 54-34.1-10, 54-34.1-11, 54-34.1-12, 54-34.1-13, and 54-34.1-14 of the North Dakota Century Code, relating to regional or metropolitan planning commissions; and to provide 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, 59; nays, 39; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT		•	• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK	•		• KUCHER		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY	•		• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B. #12		•	• POWERS					
• DuBORD			• LARSON, G. #29	•		• RAU		•	• MR SPEAKER		
• EAGLES	•		• LAUGHLIN			• REED		•			
• ERICKSON			• LEE		•	• RICHARD		•			
• FLEMING			• LIPSIEA		•	• RICHIE		•			
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER			• ROCKELHU					
• GRONNERBERG			• MARS DEN			• RUED		•			
• GUNDERSON	•		• MARTIN, C. #38	•		• RUSSELL					
• GUNSCH			• MARTIN, G. #43	•		• RYLANCE					
• HAUGLAND	•		• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN	•		• McGAUVRAIN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM		•			
• HICKLE			• MERTENS			• STRINDEN		•			
• HILL			• METZ		•	• SWIONTEK		•			
• HORGAN			• METZGER			• THORS GARD					
• JACOBSON			• MEYER			• TIMM		•			

So the bill passed and the title was agreed to.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SECOND DAY

Bismarck, March 17, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by W. Daniel Schreck, member of the Newman Center Congregation, University of North Dakota, Grand Forks.

Rep. Strinden moved that the prayer presented by Mr. Schreck be printed in the Journal, which motion prevailed.

This is a prayer written by Father Tuchscher, University of North Dakota.

God Our Father, we believe that you are the source and creator of all that is good. You have shared with us the gifts of life, health, intellectual powers to know you, and a free will to serve you. You have given us a state richly blessed, endowed with great resources and unlimited opportunities.

Lord, you have put us on this earth not to live alone but with each other, to hear one another's burdens and to share one another's joys.

We hear in the Holy Book of Michah that the Lord requires us to love goodness, to live justly, and to walk humbly with our God. We are men and women to whom you have given a measure of responsibility for ourselves and for each other.

In the measure that we open ourselves to others we will find meaning and purpose in our lives, the meaning and purpose you have given us when you called us sons and daughters and made us heirs to life.

And so, mindful of our vocation, God Our Father, we ask you to send us the Holy Spirit. Help us, through this Spirit, to be creative, since this is how we become like You:

Open our ears that we may hear people cry;

Open our hearts, that we may thank you for the beauty of creation — by helping the poor and the rejected of this earth discover their share of that beautiful gift.

Finally, God Our Father, since all that we are, and all that we have, and all that we hope for in this life is hidden in you, bless our homes and our hearts with your love and bless the state of North Dakota; we ask this through Christ our Lord. Amen.

The roll was called, and all members were present except Rep. Kuchera.

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 Fiftieth Day After Recess and Fifty-first day and recommends that the same be corrected as follows: On page 1347, delete lines 11 through 17, and insert in lieu thereof:

Senate Bill No. 2428. A Bill for an Act to amend and reenact subsection 8 of section 38-16-01 and section 38-16-02 of the North Dakota Century Code, relating to the definition of "surface mining operation" and to reports of surface mining operations.

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Kelly moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2234. A Bill for an Act to amend and reenact sections 57-52-04 and 57-54-08 of the North Dakota Century Code, relating to a tax increase on motor vehicle fuel and special fuel used 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, 79; nays, 18; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		•
• CONMY	•		• LANGLEY			• O'SHEA			• WINGE		

• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAJ	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2240. A Bill for an Act to amend and reenact subsections 2 and 5 of section 39-04-19 of the North Dakota Century Code, relating to registration fees of motor vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 29; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER		•	• THILJUM		
• BACKES			• KETLY			• MUND.			• TWETEN		•
• BEAUCLAIR			• KERMBOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK		•	• KUCHER			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD		•	• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Marsden: "Mr. Speaker:

"I would like to explain my vote. I voted No on this bill for one reason and one reason only. For some time in my mind there has been a definite discrepancy in the motor vehicle registration charges on automobiles as compared to those on pickups, and this is not corrected in this bill. This is why I voted No."

SECOND READING OF SENATE BILLS

Senate Bill No. 2139. A Bill for an Act to create and enact subsections 23 and 24 of section 26-41-03, section 26-41-04.1, and subdivision c of sub-

section 2 of section 26-41-10 of the North Dakota Century Code, relating to no-fault insurance; to amend and reenact subsection 1 of section 26-02-32, subsection 1 of section 26-02-33, subsections 12 and 13 of section 26-41-03, subsection 1 of section 26-41-04, and subsection 1 of section 26-41-08 of the North Dakota Century Code, relating to cancellation and nonrenewal of automobile insurance policies and no-fault insurance.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR		•	• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBEC			• MUSHIK		•	• VANDER VORST		
• BERG		•	• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY		•	• LANGLEY			• O'SHEA		•	• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER					
• GENGLER		•	• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38		•	• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A #49			• MARCHIE			• SCHUETT					
• HAUSALMR, L #25			• McCAFFREY		•	• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS		•	• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK		•			
• HORCAR		•	• METZGER			• THORSKARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2346. 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; to provide an appropriation; and to provide effective 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, 85; nays, 11; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LINDEN			• RIEHL					

● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1148. A Bill for an Act to amend and reenact sections 39-24-03 and 39-24-05 of the North Dakota Century Code, relating to snowmobile registration fees and the disposition of same.

Which has 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, 13; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		●
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAUCLAIR			● KERMOTT			● MURPHY		●	● UNHJEM		●
● BENEDICT			● KLOUBEC			● NICHOLS			● VANDER VORST		●
● BERG			● KNUDSON		●	● NORDBY			● WAGNER		
● BERGER			● KRETSCHMAR			● OLSON			● WALSH		
● BLACK			● KUCHERA			● O'PEDAHL			● WEBER		
● CHRISTENSEN			● LANG			● O'SHEA			● WENTZ		
● CONMY			● LANGLEY			● PETERSON			● WINGE		
● CRABTREE			● LARDY			● POWERS			● WINKJER		
● DOTZENROD			● LARSON, B #12			● RAU					
● DUBORD			● LARSON, G #29			● REED			● MR. SPEAKER		
● EAGLES			● LAUGHLIN		●	● RICHARD					
● ERICKSON			● LEE			● RICHIE					
● FLEMING			● LIPSIEA			● RICHTER					
● GACKLE		●	● LOKKEN			● RIEHL					
● GENGLER			● LUNDENE			● ROCHELEAU		●			
● GERL			● MAIXNER			● RUED					
● GRONNEBERG		●	● MARSDEN			● RUSSELL		●			
● GUNDERSON			● MARTIN, C. #38			● SCHINDLER					
● GUNSCH			● MARTIN, G. #43			● SCHUETT					
● HAUGLAND			● MARTINSON			● SCOFIELD					
● HAUSAUER, A. #49			● MATCHIE			● SOLBERG					
● HAUSAUER, L. #25			● McCAFFREY			● STENEHJEM					
● HERMAN			● McGAUVAN			● STRINDEN					
● HERSLIP			● MEIERS			● SWIONTEK					
● HICKLE			● MERTENS			● THORSGARD					
● HILL			● METZ			● TIMM					
● HORGAN			● METZGER								
● JACOBSON			● MEYER		●						

So the bill passed and the title was agreed to.

House Bill No. 1174. A Bill for an Act to amend and reenact section 57-15-06.4 of the North Dakota Century Code, relating to the levy authorized for county veterans' service officers' salary, traveling and office expenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 7; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		●
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		

• BENEDICT	• KLOUBEC	MUSHIK •	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRÖNNBERG	• MARDSEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCHE	• MARTIN, G. #43	• RYLANDCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSKARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2007. Budgets — Law Enforcement — 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, 0; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS		YEAS	N-V	NAYS		YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON	• MILLER			• TINJUM				
• BACKES			• KELLY	• MUND			• TWETEN				
• BEAUCLAIR			• KERMOTT	• MURPHY			• UNHJEM				
• BENEDICT			• KLOUBEC	• MUSHIK			• VANDER VORST				
• BERG			• KNUDSON	• NICHOLAS			• WAGNER				
• BERGER			• KRETSCHMAR	• NORDBY			• WALSH				
• BLACK			• KUCHERA	• OLSON			• WEBER				
• CHRISTENSEN			• LANG	• OPEDAHL			• WENTZ				
• CONMY			• LANGLEY	• O'SHEA			• WINGE				
• CRABTREE			• LARDY	• PETERSON			• WINKJER				
• DOTZENROD			• LARSON, B. #12	• POWERS							
• DUBORD			• LARSON, G. #29	• RAU			• MR. SPEAKER				
• EAGLES			• LAUGHLIN	• REED							
• ERICKSON			• LEE	• RICHARD							
• FLEMING			• LIPSIEA	• RICHIE							
• GACKLE			• LOKKEN	• RICHTER							
• GENGLER			• LUNDENE	• RIEHL							
• GERL			• MAIXNER	• ROCHELEAU							
• GRÖNNBERG			• MARDSEN	• RUED							
• GUNDERSON			• MARTIN, C. #38	• RUSSELL							
• GUNSCHE			• MARTIN, G. #43	• RYLANDCE							
• HAUGLAND			• MARTINSON	• SCHINDLER							
• HAUSAUER, A. #49			• MATCHIE	• SCHUETT							
• HAUSAUER, L. #25			• McCAFFREY	• SCOFIELD							
• HERMAN			• McGAUVRAN	• SOLBERG							
• HERSLIP			• MEIERS	• STENEJEM							
• HICKLE			• MERTENS	• STRINDEN							
• HILL			• METZ	• SWONTEK							
• HORGAN			• METZGER	• THORSKARD							
• JACOBSON			• MEYER	• TIMM							

So the bill passed and the title was agreed to.

Senate Bill No. 2307. A Bill for an Act to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to salaries of the judges of the supreme and district courts.

Which has 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, 1.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		• MILLER			• TINJUM
• BACKES		•	• KELLY		• MUND		•	• TWETEN
• BEAUCLAIR		•	• KERMOTT		• MURPHY		•	• UNHJEM
• BENEDICT		•	• KLOUBEC		• MUSHIK		•	• VANDER VORST
• BERG		•	• KNUDSON		• NICHOLAS		•	• WAGNER
• BERGER		•	• KRETSCHMAR		• NORDBY		•	• WALSH
• BLACK		•	• KUCHER		• OLSON		•	• WEBER
• CHRISTENSEN		•	• LANG		• OPEDAHL		•	• WENTZ
• CONMY		•	• LANGLEY		• O'SHEA		•	• WINGE
• CRABTREE		•	• LARDY		• PETERSON		•	• WINKJER
• DOTZENROD		•	• LARSON, B. #12		• POWERS		•	
• DUBORD		•	• LARSON, G. #29		• RAO		•	• MR SPEAKER
• EAGLES		•	• LAUGHLIN		• REED			
• ERICKSON		•	• LEE		• RICHARD		•	
• FLEMING		•	• LIPSIEA		• RICHIE		•	
• GACKLE		•	• LOKKEN		• RICHTER		•	
• GENGLER		•	• LUNDENE		• RIEHL		•	
• GERL		•	• MAIXNER		• ROCHELEAU		•	
• GRONNEBERG		•	• MARSDEN		• RUED		•	
• GUNDERSON		•	• MARTIN, C. #38		• RUSSELL		•	
• GUNSCH		•	• MARTIN, G. #43		• RYLANCE		•	
• HAUGLAND		•	• MARTINSON		• SCHINDLER		•	
• HAUSAUER, A. #49		•	• MATCHIE		• SCHUETT		•	
• HAUSAUER, L. #25		•	• McCAFFREY		• SCOFIELD		•	
• HERMAN		•	• McGAUVAN		• SOLBERG		•	
• HERSLIP		•	• MEIERS		• STENEHJEM		•	
• HICKLE		•	• MERTENS		• STRINDEN		•	
• HILL		•	• METZ		• SWIONTEK		•	
• HORGAN		•	• METZGER		• THORSGARD		•	
• JACOBSON		•	• MEYER		• TIMM		•	

So the bill passed and the title was agreed to.

Senate Bill No. 2338. A Bill for an Act making an appropriation to the North Dakota social service board for defraying the expenses of a program for medically needy children.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 14; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		• MILLER			• TINJUM
• BACKES		•	• KELLY		• MUND		•	• TWETEN
• BEAUCLAIR		•	• KERMOTT		• MURPHY		•	• UNHJEM
• BENEDICT		•	• KLOUBEC		• MUSHIK		•	• VANDER VORST
• BERG		•	• KNUDSON		• NICHOLAS		•	• WAGNER
• BERGER		•	• KRETSCHMAR		• NORDBY		•	• WALSH
• BLACK		•	• KUCHER		• OLSON		•	• WEBER
• CHRISTENSEN		•	• LANG		• OPEDAHL		•	• WENTZ
• CONMY		•	• LANGLEY		• O'SHEA		•	• WINGE
• CRABTREE		•	• LARDY		• PETERSON		•	• WINKJER
• DOTZENROD		•	• LARSON, B. #12		• POWERS		•	
• DUBORD		•	• LARSON, G. #29		• RAO		•	• MR SPEAKER
• EAGLES		•	• LAUGHLIN		• REED			
• ERICKSON		•	• LEE		• RICHARD		•	
• FLEMING		•	• LIPSIEA		• RICHIE		•	
• GACKLE		•	• LOKKEN		• RICHTER		•	
• GENGLER		•	• LUNDENE		• RIEHL		•	
• GERL		•	• MAIXNER		• ROCHELEAU		•	
• GRONNEBERG		•	• MARSDEN		• RUED		•	
• GUNDERSON		•	• MARTIN, C. #38		• RUSSELL		•	
• GUNSCH		•	• MARTIN, G. #43		• RYLANCE		•	
• HAUGLAND		•	• MARTINSON		• SCHINDLER		•	
• HAUSAUER, A. #49		•	• MATCHIE		• SCHUETT		•	
• HAUSAUER, L. #25		•	• McCAFFREY		• SCOFIELD		•	
• HERMAN		•	• McGAUVAN		• SOLBERG		•	
• HERSLIP		•	• MEIERS		• STENEHJEM		•	
• HICKLE		•	• MERTENS		• STRINDEN		•	
• HILL		•	• METZ		• SWIONTEK		•	
• HORGAN		•	• METZGER		• THORSGARD		•	
• JACOBSON		•	• MEYER		• TIMM		•	

So the bill passed and the title was agreed to.
MESSAGE 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. 2353

Senate Bill No. 2360

Senate Bill No. 2397 .

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged.

House Bill No. 1175

House Bill No. 1181

House Bill No. 1223

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1010

House Bill No. 1018

House Bill No. 1056

House Bill No. 1320

House Bill No. 1384

House Bill No. 1423

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1010

On page 1 of the engrossed bill, line 20, delete the numerals "1,081,011" and insert in lieu thereof the numerals "878,722"

On page 1 of the engrossed bill, line 21, delete the numerals "80,530" and insert in lieu thereof the numerals "65,065"

On page 1 of the engrossed bill, line 22, delete the numerals "92,288" and insert in lieu thereof the numerals "89,929"

On page 1 of the engrossed bill, line 23, delete the numerals "118,558" and insert in lieu thereof the numerals "118,173"

On page 1 of the engrossed bill, line 24, delete the numerals "535,000" and insert in lieu thereof the numerals "235,000"

On page 2 of the engrossed bill, line 2, delete the numerals "13,895" and insert in lieu thereof the numerals "2,420"

On page 2 of the engrossed bill, line 3, delete the numerals "15,000" and insert in lieu thereof the numerals "14,404"

On page 2 of the engrossed bill, line 4, delete the numerals "2,946,282" and insert in lieu thereof the numerals "2,413,713"

On page 2 of the engrossed bill, line 5, delete the numerals "1,420,864" and insert in lieu thereof the numerals "1,270,864"

On page 2 of the engrossed bill, line 6, delete the numerals "1,525,418" and insert in lieu thereof the numerals "1,142,849"

On page 2 of the engrossed bill, line 28, delete the word "general" and insert in lieu thereof the word "special"

On page 2 of the engrossed bill, line 29, delete the numerals "2,009,347" and insert in lieu thereof the numerals "1,522,708"

On page 2 of the engrossed bill, line 30, delete the numerals "2,779,664" and insert in lieu thereof the numerals "2,733,734"

On page 2 of the engrossed bill, line 31, delete the numerals "4,789,011" and insert in lieu thereof the numerals "4,256,442"

On page 3 of the engrossed bill, after line 24, insert the following sections:

"SECTION 6. INTENT.) It is the intent of the legislative assembly that the state historical board and the governor's office make every effort to impress upon the proper federal agency or agencies the importance of restoration of Fort Totten historic site as a means of preserving its national historical value. The legislative assembly considers federal funding to be of utmost importance in the restoration of this site.

SECTION 7. HERITAGE COMMISSION APPROPRIATION — INTENT.) The special fund appropriation in subdivision 3 of section 1 of this Act is to be derived from the interest on heritage commission funds on deposit with the Bank of North Dakota."

And renumber the lines and pages accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:
Historical Board

This amendment reduces salaries and wages by \$202,289 from the House amendments by deleting funds for the following positions:

Security supervisor	\$ 29,954
3 security officers	72,990
Director of research and reference	38,088
Director of museums	38,088
Maintenance of foreman — Fort Totten	<u>23,169</u>
Total	<u>\$202,289</u>

This appropriation as amended by these amendments provides funds for the new positions of deputy superintendent — \$39,100; and a director of archeology and historic preservation — \$38,088.

Fees and services is reduced by \$15,465, supplies and materials by \$2,359, data processing by \$11,475, and microfilming by \$596 from the House amendments to provide funds for continuation of operations at present levels.

The equipment line item is reduced by \$385 from the House amendments for new positions not allowed. The land, structures, and major improvements line item is reduced \$300,000 from the House amendments for restoration work at Fort Totten Historic Site. The appropriation for land, structures, and major improvements as reflected in these amendments does not include the \$400,000 recommended in the executive budget for restoration work at Fort Totten Historic Site.

The estimated income line item is reduced by \$150,000 from the House amendments for the amount of federal funds included in the \$300,000 deleted from the improvements line item for restoration work at Fort Totten.

The net effect of these amendments is to reduce the general fund appropriation for the Historical Board by \$385,770 from the amount recommended in the executive budget.

Heritage Commission

This amendment provides that the funds for the operations of the Heritage Commission are to be derived from the interest on Heritage Commission funds on deposit at the Bank of North Dakota.

The amendments to engrossed House Bill No. 1010 as printed on page

1128 of the Senate Journal, line 54, and on page 1129 of the Senate Journal, lines 7, 9, 11, 15, 17, and 19 are hereby amended as follows:

In the amendments to engrossed House Bill No. 1010 as printed on page 1128 of the Senate Journal, line 54, delete the numerals "235,000" and insert in lieu thereof the numerals "385,000"

In the amendments to engrossed House Bill No. 1010 as printed on page 1129 of the Senate Journal, line 7, delete the numerals "2,413,713" and insert in lieu thereof the numerals "2,563,713"

In the amendments to engrossed House Bill No. 1010 as printed on page 1129 of the Senate Journal, line 9, delete the numerals "1,270,864" and insert in lieu thereof the numerals "1,345,864"

In the amendments to engrossed House Bill No. 1010 as printed on page 1129 of the Senate Journal, line 11, delete the numerals "1,142,849" and insert in lieu thereof the numerals "1,217,849"

In the amendments to engrossed House Bill No. 1010 as printed on page 1129 of the Senate Journal, line 15, delete the numerals "1,522,708" and insert in lieu thereof the numerals "1,597,708"

In the amendments to engrossed House Bill No. 1010 as printed on page 1129 of the Senate Journal, line 17, delete the numerals "2,733,734" and insert in lieu thereof the numerals "2,808,734"

In the amendments to engrossed House Bill No. 1010 as printed on page 1129 of the Senate Journal, line 19, delete the numerals "4,256,442" and insert in lieu thereof the numerals "4,406,442"

Statement of Purpose of Amendment:

The purpose of this amendment is to restore \$150,000 of which \$75,000 is from federal funds and \$75,000 is from the general fund for maintenance of the Fort Totten historic site.

AMENDMENTS TO HOUSE BILL No. 1018

On page 2 of the engrossed bill, line 10, delete the word "There" and insert in lieu thereof "A community water facility loan fund with an authorized ceiling of ten million dollars is hereby established from the future undivided profits of the Bank of North Dakota. Five million dollars from the future undivided profits of the Bank shall be transferred to the fund through quarterly transfers of one million two hundred fifty thousand dollars on each of the following dates: July 1, 1978; October 1, 1978; January 1, 1979; and April 1, 1979"

On page 2 of the engrossed bill, delete lines 11 and 12

On page 2 of the engrossed bill, line 13, delete the words "water facility loan fund"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1056

On page 1, line 3, delete the words "and providing an"

On page 1, line 4, delete the words "appropriation therefor"

On page 2, delete all of lines 15 through 21

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 1320

On page 4, after line 25 of the engrossed bill, insert the following new sections:

SECTION 4 (1.403). PROHIBITED PROVISIONS IN RENTAL AGREEMENTS.)

1. A rental agreement shall not provide that the tenant:

a. Agrees to waive or forego rights or remedies under this Act;

b. Authorizes any person to confess judgment on a claim arising out of the rental agreement;

c. Agrees to pay the landlord's attorney's fees; or
 d. Agrees to the exculpation or limitation of any liability of the landlord arising under law or to indemnify the landlord for that liability or the costs connected therewith.

2. A provision prohibited by subsection 1 included in a rental agreement is unenforceable. If a landlord deliberately uses a rental agreement containing provisions known by the landlord to be prohibited, the tenant may recover in addition to the tenant's actual damages an amount up to three months' periodic rent and reasonable attorney's fees.

SECTION 5 (3.103). TENANT OBLIGATIONS — ACCESS.)

1. A tenant shall not unreasonably withhold consent to the landlord to enter into the dwelling unit in order to inspect the premises, make necessary or agreed repairs, decorations, alterations, or improvements, supply necessary or agreed services, or exhibit the dwelling unit to prospective or actual purchasers, mortgagees, tenants, workmen, or contractors.

2. A landlord may enter the dwelling unit without consent of the tenant in case of emergency.

3. A landlord shall not abuse the right of access or use it to harass the tenant. Except in case of emergency or unless it is impracticable to do so, the landlord shall give the tenant at least twenty-four hours' notice of the landlord's intent to enter and may enter only at reasonable times.

4. A landlord has no other right of access except for any of the following:

- a. Pursuant to court order.
- b. As permitted by this Act.
- c. Where the tenant has abandoned or surrendered the premises.

SECTION 6 (4.202). LANDLORD REMEDIES FOR FAILURE TO MAINTAIN.) If there is noncompliance by the tenant with section 2 materially affecting health and safety that can be remedied by repair, replacement of a damaged item, or cleaning, and the tenant fails to comply as promptly as conditions require in case of emergency or within fourteen days after written notice by the landlord specifying the breach and requesting that the tenant remedy it within that period of time, the landlord may enter the dwelling unit and cause the work to be done in a workmanlike manner and submit the itemized bill for the actual and reasonable cost or the fair and reasonable value thereof as rent on the next date periodic rent is due, or if the rental agreement has terminated, for immediate payment.

And renumber the lines, sections and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1384

On page 2, line 13 of the engrossed bill, remove beginning triple parentheses

On page 2, line 15, remove ending triple parentheses

On page 2, delete all of line 16

On page 3, line 18, remove beginning triple parentheses

On page 3, line 19, remove ending triple parentheses

On page 3, line 22, delete the words "an incumbent" and insert in lieu thereof the word "a"

On page 3, line 23, delete the word "their" and insert in lieu thereof the words "his or her"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1423

On page 9 of the engrossed bill, delete lines 2 through 7 and insert in lieu thereof the following new sections:

“SECTION 16. APPROPRIATION OF FUNDS.) There is hereby appropriated out of any moneys in the sunflower fund in the state treasury, the sums hereinafter named, or so much thereof as may be necessary, to the sunflower council for the purpose of carrying out this Act for the period beginning with the effective date of this Act and ending June 30, 1979:

Salaries and wages	\$ 50,000
Fees and services	40,000
Supplies and materials	20,000
Equipment	10,000
Total	<u>\$120,000</u>

SECTION 17. FUND EXPENDITURES.) The provisions of sections 54-27-10 and 54-44.1-11 shall not apply to the appropriation for the sunflower council.”

And renumber the lines, sections, and pages accordingly

Statement of Purpose of Amendment:

The purpose of this amendment is to designate the budget in line item form and to reduce the appropriation to the amount of anticipated income.

MESSAGES 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. 1011, and discharged the Conference Committee appointed, and now concurs in the Senate amendments to House Bill No. 1011.

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. 1310
House Bill No. 1346
House Bill No. 1372
House Bill No. 1420
House Bill No. 1484
House Bill No. 1523

ROY GILBREATH, Chief Clerk

Rep. Strinden moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 2361. A Bill for an Act to amend and reenact sections 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the allocation of revenue formulas for the privilege tax on coal conversion facilities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 54; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHER		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
COMMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKLER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGAUVRAIN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTER		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

MOTION

Rep. Thorsgard moved that the House reconsider its action whereby Senate Bill No. 2537 was lost, which motion failed on a verification vote.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Gunsch for the introduction of a resolution, which request has been approved.

Rep. Earl Strinden
 Republican Floor Leader
 Rep. Richard Backes
 Democrat Floor Leader
 (Co-Chairmen)

Rep. Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE RESOLUTION

Rep. Gunsch, through the Delayed Bills Committee introduced: **House Resolution No. 6.** A resolution welcoming the National Outstanding Young Farmer Awards Congress to North Dakota and proclaiming the week of March 20-26, 1977, as Outstanding Young Farmer Week in North Dakota.

Which was read the first time.

Rep. Gunsch moved that the rules be suspended, that House Resolution No. 6 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION No. 6

Introduced by Rep. Gunsch Through the Delayed Bills Committee.

A resolution welcoming the National Outstanding Young Farmer Awards Congress to North Dakota and proclaiming the week of March 20-26, 1977, as Outstanding Young Farmer Week in North Dakota.

WHEREAS, the civic and service organizations of North Dakota, as

will as the state's governmental units, recognize the great service rendered to the state by the North Dakota Jaycees in general, and the Bismarck Jaycees in particular; and

WHEREAS, the United States Jaycees have set aside the week of March 20-26, 1977, to focus their attention on the contributions of this nation's agricultural industry, and to commemorate such contributions by recognizing outstanding young farmers in the United States; and

WHEREAS, this national program recognizes these outstanding young farmers for their commitment to excellence in agriculture; and

WHEREAS, agriculture is the backbone of North Dakota's economy since it is one of the most agricultural states in the nation; and

WHEREAS, five North Dakotans — John Beckstrandt, Warwick; Keith Bjerke, Northwood; Milton Hertz, Mott; Steve Reimers, Carrington; and Cecil Zahnow, Raub — have previously won National Outstanding Young Farmer awards; and

WHEREAS, the Bismarck Jaycees are hosting the National Outstanding Young Farmer Awards Congress March 20-22, 1977;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the House of Representatives of North Dakota's Forty-fifth Legislative Assembly extend a hearty and sincere North Dakota welcome to the Jaycees' National Outstanding Young Farmer Awards Congress meeting in Bismarck March 20-22, and that the week of March 20-26, 1977, be hereby declared Outstanding Young Farmer Week in North Dakota;

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the President of the National Jaycees, to the chairman of the National Outstanding Young Farmers Award Congress, and to the presidents of the North Dakota and Bismarck Jaycees.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 6. A resolution welcoming the National Outstanding Young Farmer Awards Congress to North Dakota and proclaiming the week of March 20-26, 1977, as Outstanding Young Farmer Week in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Resolution was declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2033. A Bill for an Act to amend and reenact section 6-01-09 of the North Dakota Century Code, relating to supervision and examination of state banks by the commissioner of banking and financial institutions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES												
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS		YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON			•	MILLER		•	TINJUM	
•			•	KELLY			•	MUND		•	TWETEN	
•			•	KERMOTT			•	MURPHY		•	UNJEM	
•			•	KLOUBEC			•	MUSHIK		•	VANDER VORST	
•			•	KNUDSON			•	NICHOLAS		•	WAGNER	
•			•	KRETSCHMAR			•	NORDBY		•	WALSH	
•			•	KUCHERA			•	OLSON		•	WEBER	

• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2034. A Bill for an Act to repeal section 6-07-50 of the North Dakota Century Code, relating to additional compensation for the commissioner of banking and financial institutions for terminating insolvent 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, 94; nays, 0; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2106. A Bill for an Act to create and enact sections 15-03-04.1 and 15-03-04.2, chapter 15-08.1, and section 54-30-30.1 of the North Dakota Century Code, relating to the loan functions of the state land department and the real estate functions of the Bank of North Dakota; to amend and reenact section 15-03-01, subsection 1 of section 15-03-04, sections 15-03-05, 15-03-07, 15-03-14, 15-03-15, and 15-03-18 of the North Dakota Century Code, relating to the loan functions of the state land

department and the real estate functions of the Bank of North Dakota; and to repeal sections 6-09-25, 15-03-06, 15-03-08, 15-03-09, 15-03-10, 15-03-11, 15-03-20, and 54-30-23 of the North Dakota Century Code, relating to the loan functions of the state land department and the real estate functions 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, 90; nays, 3; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMIN			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEM					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2107. A Bill for an Act to amend and reenact sections 6-06-34, 6-06-38, and 10-15-49 of the North Dakota Century Code, relating to the duties of credit unions under the escheat laws; and to repeal section 10-15-34 of the North Dakota Century Code, relating to the duties of credit unions and cooperatives under the escheat 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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					

● FLEMING	● LIPSIEA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEW
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2163. A Bill for an Act to amend and reenact section 15-10-08 of the North Dakota Century Code, relating to compensation of the members of the state board of higher education, 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, 87; nays, 6; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY	●		● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHER			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN	●		● RICHTER					
● GENGLER			● LUNDENE			● RIEHL		●			
● GERL			● MAIXNER			● ROCHELEAU		●			
● GRONNEBERG			● MARSDEN			● RUED	●				
● GUNDERSON		●	● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEW					
● HILL			● METZ		●	● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER		●	● TIMM					

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2217. A Bill for an Act to amend and reenact subsection 5 of section 52-01-01 of the North Dakota Century Code relating to the definition of "benefit year" for purposes of unemployment compensation.

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, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2226. A Bill for an Act to repeal section 12-55-15 of the North Dakota Century Code, relating to the requirements of the board of pardons precedent to parole.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2267. A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction and improvement of parking lot facilities at the state school of science at Wahpeton, to provide for a student facility fee, and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON	•		• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAO					
• EAGLES			• LAUGHLIN			• REED					• MR. SPEAKER
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIE			• RICHIE					
• GACKLE			• LUKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANC	•				
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZ, C.			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2367. A Bill for an Act to amend and reenact sections 43-19.1-05, 43-19.1-18, 43-19.1-19 and subsection 4 of section 43-19.1-27 of the North Dakota Century Code, relating to the compensation and expenses of members of the board of registration for professional engineers and land surveyors, registration fees, examinations, and the right of partnerships and corporations to practice engineering and land surveying.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAO					• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED					

● ERICKSON	● LEE	● RICHARD
● FLEMING	● LIPSIEA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2382. A Bill for an Act to amend and reenact section 24-07-03 of the North Dakota Century Code, relating to when section lines are considered public roads.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 18; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND		●	● TWETEN		●
● BEAULAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON		●	● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR		●	● NORDBY			● WALSH		
● BLACK			● KUCHER			● OLSON			● WEBER		●
● CHRISTENSEN			● LANG		●	● OPEDAHL			● WENTZ		●
● CONWAY			● LANGLEY			● O'SHEA		●	● WINGE		
● CRABTREE		●	● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON		●	● LEE			● RICHARD					
● FLEMING			● LIPSIEA		●	● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER		●	● ROCHELEAU		●			
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38		●	● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL		●	● METZ		●	● SWIONTEK					
● HORGAN			● METZGER		●	● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2391. A Bill for an Act to amend and reenact section 54-44.1-10 of the North Dakota Century Code, relating to payments made pursuant to 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, 0; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		

● BEAULAIR	● KERMOTT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBEC	● MUSHIK	● VANDER VORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHER	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

MOTION

Rep. Gengler moved that the rules be suspended, and that Senate Bills Nos. 2398 and 2420 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2415. A Bill for an Act to amend and reenact sections 38-08-05 and 38-12-03 of the North Dakota Century Code relating to the fees to be charged for the permit to drill an oil and gas well and the permit to explore for subsurface minerals.

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, 32; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON		●	● JOHNSON		●	● MILLER		●	● TINJUM		●
● BACKES		●	● KELLY		●	● MUND		●	● TWETEN		●
● BEAULAIR		●	● KERMOTT		●	● MURPHY		●	● UNHJEM		●
● BENEDICT		●	● KLOUBEC		●	● MUSHIK		●	● VANDER VORST		●
● BERG		●	● KNUDSON		●	● NICHOLAS		●	● WAGNER		●
● BERGER		●	● KRETSCHMAR		●	● NORDBY		●	● WALSH		●
● BLACK		●	● KUCHER		●	● OLSON		●	● WEBER		●
● CHRISTENSEN		●	● LANG		●	● OPEDAHL		●	● WENTZ		●
● CONMY		●	● LANGLEY		●	● O'SHEA		●	● WINGE		●
● CRABTREE		●	● LARDY		●	● PETERSON		●	● WINKJER		●
● DOTZENROD		●	● LARSON, B. #12		●	● POWERS		●			
● DuBORD		●	● LARSON, G. #29		●	● RAU		●			● MR. SPEAKER
● EAGLES		●	● LAUGHLIN		●	● REED		●			
● ERICKSON		●	● LEE		●	● RICHARD		●			
● FLEMING		●	● LIPSIEA		●	● RICHIE		●			
● GACKLE		●	● LOKKEN		●	● RICHTER		●			
● GENGLER		●	● LUNDENE		●	● RIEHL		●			
● GERL		●	● MAIXNER		●	● ROCHELEAU		●			
● GRONNEBERG		●	● MARSDEN		●	● RUED		●			
● GUNDERSON		●	● MARTIN, C. #38		●	● RUSSELL		●			
● GUNSCH		●	● MARTIN, G. #43		●	● RYLANCE		●			
● HAUGLAND		●	● MARTINSON		●	● SCHINDLER		●			
● HAUSAUER, A. #49		●	● MATCHIE		●	● SCHUETT		●			
● HAUSAUER, L. #25		●	● McCAFFREY		●	● SCOFIELD		●			
● HERMAN		●	● McGAUVRAN		●	● SOLBERG		●			
● HERSLIP		●	● MEIERS		●	● STENEHJEM		●			
● HICKLE		●	● MERTENS		●	● STRINDEN		●			
● HILL		●	● METZ		●	● SWIONTEK		●			
● HORGAN		●	● METZGER		●	● THORSGARD		●			
● JACOBSON		●	● MEYER		●	● TIMM		●			

So the bill passed and the title was agreed to.
Senate Bill No. 2436. A Bill for an Act to amend and reenact section 29-28-07 of the North Dakota Century Code, relating to criminal appeals which may be taken by the state, and changing an order quashing an information to an order dismissing an information.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 88; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		●	JOHNSON		●	MILLER		●
BACKES		●	KELLY		●	MUND		●
BEAUCLAIR		●	KERMOTT		●	MURPHY		●
BENEDICT		●	KLOUBEC		●	MUSHIK		●
BERG		●	KNUDSON		●	NICHOLAS		●
BERGER		●	KRETSCHMAR		●	NORDBY		●
● BLACK		●	KUCHER		●	OLSON		●
CHRISTENSEN		●	LANG		●	OPEDAHL		●
CONMY		●	LANGLEY		●	O'SHEA		●
CRABTREE		●	LARDY		●	PETERSON		●
DOTZENROD		●	LARSON, B. #12		●	POWERS		●
DuBORD		●	LARSON, G. #29		●	RAU		●
EAGLES		●	LAUGHLIN		●	REED		●
ERICKSON		●	LEE		●	RICHARD		●
FLEMING		●	LIPSIEA		●	RICHIE		●
GACKLE		●	LOKKEN		●	RICHTER		●
● GENGLER		●	LUNDENE		●	RIEHL		●
GERL		●	MAIXNER		●	ROCHELEAU		●
GRONNEBERG		●	MARSDEN		●	RUED		●
● GUNDERSON		●	MARTIN, C. #38		●	RUSSELL		●
GUNSCH		●	MARTIN, G. #43		●	RYLANCE		●
HAUGLAND		●	MARTHINSON		●	SCHINDLER		●
HAUSAUER, A. #49		●	MATCHIE		●	SCHUETT		●
HAUSAUER, L. #25		●	McCAFFREY		●	SCOFIELD		●
HERMAN		●	McGAUVVRAN		●	SOLBERG		●
HERSLIP		●	MEIERS		●	STENEHJEM		●
HICKLE		●	MERTENS		●	STRINDEN		●
HILL		●	METZ		●	SWIONTEK		●
HORGAN		●	METZGER		●	THORSGARD		●
JACOBSON		●	MEYER		●	TIMM		●
								● MR SPEAKER

So the bill lost.

Senate Bill No. 2456. A Bill for an Act to amend and reenact section 38-08.1-06 of the North Dakota Century Code, relating to the duty to plug drill holes.

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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON		●	● JOHNSON		●	● MILLER		●
● BACKES		●	● KELLY		●	● MUND		●
● BEAUCLAIR		●	● KERMOTT		●	● MURPHY		●
● BENEDICT		●	● KLOUBEC		●	● MUSHIK		●
● BERG		●	● KNUDSON		●	● NICHOLAS		●
● BERGER		●	● KRETSCHMAR		●	● NORDBY		●
● BLACK		●	● KUCHER		●	● OLSON		●
● CHRISTENSEN		●	● LANG		●	● OPEDAHL		●
● CONMY		●	● LANGLEY		●	● O'SHEA		●
● CRABTREE		●	● LARDY		●	● PETERSON		●
● DOTZENROD		●	● LARSON, B. #12		●	● POWERS		●
● DuBORD		●	● LARSON, G. #29		●	● RAU		●
● EAGLES		●	● LAUGHLIN		●	● REED		●
● ERICKSON		●	● LEE		●	● RICHARD		●
● FLEMING		●	● LIPSIEA		●	● RICHIE		●
● GACKLE		●	● LOKKEN		●	● RICHTER		●
● GENGLER		●	● LUNDENE		●	● RIEHL		●
● GERL		●	● MAIXNER		●	● ROCHELEAU		●

• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2495. A Bill for an Act to amend and reenact section 16-01-11 of the North Dakota Century Code, relating to removing the requirement that all initiative, referendum, or recall petitions submitted to the secretary of state be accompanied by a typed or printed list of the names of the signers of the petition; or in the alternative, to amend and reenact subsection 1 of section 16.1-01-09 of the North Dakota Century Code as created by section 1 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the removal of the requirement that all initiative, referendum, or recall petitions submitted to the secretary of state be accompanied by a typed or printed list of the names of the signers of the petitions.

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, 43; absent and not voting, 6.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ANDERSON	•		• JOHNSON			• MILLER			• TINJUM					
• BACKES	•		• KELLY	•		• MUND	•		• TWETEN					
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM					
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST					
• BERG	•		• KNUDSON			• NICHOLAS			• WAGNER					
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH					
• BLACK	•		• KUCHER			• OLSON			• WEBER	•				
• CHRISTENSEN	•		• LANG			• OPEDAH			• WENTZ	•				
• CONWAY			• LANGLEY			• O'SHEA			• WINGE					
• CRABTREE	•		• LARDY			• PETERSON			• WINKLER					
• DOTZENROD			• LARSON, B. #12			• POWERS	•							
• DUBORD	•		• LARSON, G. #29	•		• RAU	•		MR. SPEAKER		•			
• EAGLES	•		• LAUGHLIN	•		• REED								
• ERICKSON	•		• LEE			• RICHARD								
• FLEMING			• LIPSIA			• RICHIE								
• GACKLE			• LOKKEN			• RICHTER								
• GENGLER			• LUNDENE			• RIEHL								
• GERI	•		• MAIXNER	•		• ROCHELAU								
• GRONNEBERG			• MARSDEN			• RUED								
• GUNDERSON	•		• MARTIN, C. #38			• RUSSELL								
• GUNSCH			• MARTIN G. #43			• RYLANCE								
• HAUGLAND			• MARTINSON			• SCHINDLER								
• HAUSAUER, A. #49			• MATCHIE	•		• SCHUETT								
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD								
• HERMAN			• MCGAUVRAN			• SOLBERG								
• HERSLIP			• MEIERS	•		• STENEHJEM								
• HICKLE			• MERTENS			• STRINDEN								
• HILL	•		• METZ			• SWIONTEK								
• HORGAN	•		• METZGER			• THORSGARD								
• JACOBSON	•		• MEYER	•		• TIMM	•							

So the bill passed and the title was agreed to.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- House Bill No. 1021
- House Bill No. 1221
- House Bill No. 1224
- House Bill No. 1251

House Bill No. 1314
 House Bill No. 1327
 House Bill No. 1369
 House Bill No. 1409
 House Bill No. 1463
 House Bill No. 1464
 House Bill No. 1469
 House Bill No. 1481
 House Bill No. 1510
 House Bill No. 1519
 House Bill No. 1529
 House Bill No. 1530
 House Bill No. 1545
 House Bill No. 1555
 House Bill No. 1557
 House Bill No. 1575
 House Bill No. 1578
 House Bill No. 1591
 House Bill No. 1594
 House Concurrent Resolution No. 3033
 House Concurrent Resolution No. 3041
 House Concurrent Resolution No. 3054
 And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy 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. 1474

And find the same correctly Engrossed and Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy 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. 1021
 House Bill No. 1221
 House Bill No. 1224
 House Bill No. 1251
 House Bill No. 1314
 House Bill No. 1327
 House Bill No. 1369
 House Bill No. 1409
 House Bill No. 1463
 House Bill No. 1464
 House Bill No. 1469
 House Bill No. 1474
 House Bill No. 1481
 House Bill No. 1510
 House Bill No. 1519
 House Bill No. 1529
 House Bill No. 1530
 House Bill No. 1545

entitled "Options on Surrender or Lapse" in each of sections 26-03-26, 26-03-27, 26-03-28 and 26-03-29, to repeal the subsection entitled "Continuance of Insurance on Lapse" in each of sections 26-03-30 and 26-03-31, and to repeal subsections 8 and 9 of section 26-03-35 of the North Dakota Century Code, relating to required options on lapse of a life insurance policy.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK	●		● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY	●		● WALSH		
● BLACK			● KUCHER			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ		
● CONMY			● LARDY			● O'SHEA			● WINGE		
● CRABTREE			● LARSON, B. #12			● PETERSON	●		● WINKJER		
● DOTZENROD			● LARSON, G. #29			● POWERS					
● DuBORD						● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSHIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWINTEK					
● HORGAN			● METZGER			● THORSCARD					
● JACOBSON			● MEYER			● TIMM					

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:

House Bill No. 1021
 House Bill No. 1221
 House Bill No. 1224
 House Bill No. 1251
 House Bill No. 1314
 House Bill No. 1327
 House Bill No. 1369
 House Bill No. 1409
 House Bill No. 1463
 House Bill No. 1464
 House Bill No. 1469
 House Bill No. 1474
 House Bill No. 1481
 House Bill No. 1510
 House Bill No. 1519
 House Bill No. 1529
 House Bill No. 1530
 House Bill No. 1545

- House Bill No. 1555
- House Bill No. 1557
- House Bill No. 1575
- House Bill No. 1578
- House Bill No. 1591
- House Bill No. 1594
- House Concurrent Resolution No. 3033
- House Concurrent Resolution No. 3041
- House Concurrent Resolution No. 3054

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 2541. A Bill for an Act to require certain provisions to be included in every individual deferred annuity contract delivered or issued for delivery in this state relating to minimum benefits to be made available to the contractholder on cessation of payment of consideration, to provide for certain exemptions from the Act, and to provide for an operative date with respect to the contracts of a particular company issued on and after such 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, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LLUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MARCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2543. A Bill for an Act to empower the commissioner of insurance to annually value or cause to be valued the reserve liabilities of every life insurance company doing business in this state and to establish minimum standards for the valuation of such liabilities; and to repeal sections 26-03-33, 26-03-34 and 26-10-01 of the North Dakota Century Code, relating to the valuation of life and accident insurance policies.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES		•	• KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT		•	• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS	•	• WAGNER
• BERGER		•	• KRETSCHMAR			• NORDBY		• WALSH
• BLACK		•	• KUCHER		•	• OLSON		• WEBER
• CHRISTENSEN		•	• LANG			• OPEDAHL		• WENTZ
• CONMY		•	• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE		•	• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		
• DuBORD		•	• LARSON, G. #29		•	• RAU		• MR. SPEAKER
• EAGLES		•	• LAUGHLIN			• REED		
• ERICKSON		•	• LEE			• RICHARD		
• FLEMING	•		• LIPSIEA		•	• RICHIE		
• GACKLE		•	• LOKKEN		•	• RICHTER		
• GENGLER		•	• LUNDENE			• RIEHL		
• GERI		•	• MAIXNER			• ROCHELEAU		
• GRONNEBERG		•	• MARSDEN			• RUED		
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		
• HAUGLAND		•	• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49		•	• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25		•	• McCAFFREY			• SCOFIELD		
• HERMAN		•	• McGAUVVRAN			• SOLBERG		
• HERSLIP		•	• MEIERS			• STENEHJEM		
• HICKLE		•	• MERTENS			• STRINDEN		
• HILL		•	• METZ			• SWIONTEK		
• HORGAN		•	• METZGER			• THORSGARD		
• JACOBSON		•	• MEYER			• TIMM		

So the bill passed and the title was agreed to:

Senate Bill No. 2279. A Bill for an Act to create and enact a new section to chapter 61-04 of the North Dakota Century Code, relating to the issuance of water permits; and to amend and reenact subsection 2 of section 23-25-04.1, and sections 23-29-07, 49-03-02, and subsection 19 of section 61-28-04 of the North Dakota Century Code, relating to the issuance of permits or certificates for air pollution, solid waste management, public convenience and necessity, and water pollution.

Which has been read with Committee Recommendation Do Not Pass
ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 45; nays, 51; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES		•	• KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT		•	• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS	•	• WAGNER
• BERGER		•	• KRETSCHMAR			• NORDBY		• WALSH
• BLACK		•	• KUCHER		•	• OLSON		• WEBER
• CHRISTENSEN		•	• LANG			• OPEDAHL		• WENTZ
• CONMY		•	• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE		•	• LARDY		•	• PETERSON		• WINKJER
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		
• DuBORD		•	• LARSON, G. #29		•	• RAU		• MR. SPEAKER
• EAGLES		•	• LAUGHLIN			• REED		
• ERICKSON		•	• LEE			• RICHARD		
• FLEMING	•		• LIPSIEA		•	• RICHIE		
• GACKLE		•	• LOKKEN		•	• RICHTER		
• GENGLER		•	• LUNDENE			• RIEHL		
• GERI		•	• MAIXNER			• ROCHELEAU		
• GRONNEBERG		•	• MARSDEN			• RUED		
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		
• HAUGLAND		•	• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49		•	• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25		•	• McCAFFREY			• SCOFIELD		
• HERMAN		•	• McGAUVVRAN			• SOLBERG		
• HERSLIP		•	• MEIERS			• STENEHJEM		
• HICKLE		•	• MERTENS			• STRINDEN		

HILL	•	METZ	•	SWIONTEK	•
HORGAN	•	METZGER	•	THORSGARD	•
JACOBSON	•	MEYER	•	TIMM	•

So the bill lost.

Senate Bill No. 2379. A Bill for an Act to create and enact a new section to chapter 58-03 of the North Dakota Century Code, relating to township zoning authority.

Which has been read with Committee Recommendation Do Not Pass

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 87; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONNY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKLER	•	
• DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DuBORD	•		LARSON, G. #29	•		RAU	•		MR. SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSEA	•		RICHIE	•				
• GACKLE	•		• LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
• HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•				
HERMAN	•		McGAUVYRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEN	•				
HILL	•		METZ	•		SWIONTEK	•				
HORGAN	•		METZGER	•		THORSGARD	•				
• JACOBSON	•		MEYER	•		TIMM	•				

So the bill lost.

MOTIONS

Rep. Rylance moved that the rules be suspended, and that Senate Bill No. 2472 be laid over one legislative day.

Rep. Strinden moved a substitute motion, that the rules be suspended, and that Senate Bill No. 2472 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2343. A Bill for an Act to amend and reenact subsection 2 of section 57-60-04 and subsections 1 and 3 of section 57-60-15 of the North Dakota Century Code, relating to the payment of the coal conversion facilities tax by coal gasification plants and to provisions of the distribution formula for coal conversion facilities taxes.

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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MIQLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2392. A Bill for an Act to amend and reenact subdivision b of subsection 3 of section 21-03-07, and sections 21-03-26, 40-04-02, 40-05-1-03, 40-11-04.1, 40-21-02, 40-40-06, 40-48-32, 40-51.2-05, and 48-02-03 of the North Dakota Century Code, all relating to the publication of legal notices in a municipality's official newspaper.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2473. A Bill for an Act to create and enact a new subsection to section 57-27-02 of the North Dakota Century Code, relating to notice of expiration of period of redemption; and to amend and reenact section 57-28-01 of the North Dakota Century Code, relating to notice of expiration of period of redemption.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 52; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC		• MUSHIK			• VANDER VORST
• BERG			• KNUDSON		• NICHOLAS			• WAGNER
• BERGER			• KPETSCHMAR		• NORDBY			• WALSH
• BLACK			• KUCHERA		• OLSON			• WEBER
• CHRISTENSEN			• LANG		• OPEDAHL			• WENTZ
• CONMY			• LANGLEY		• O'SHEA			• WINGE
• CRABTREE			• LARDY		• PETERSON			• WINKJER
• DOTZENROD			• LARSON, B. #12		• POWERS			
• DUBORD			• LARSON, G. #29		• RAU			• MR. SPEAKER
• EAGLES			• LAUGHLIN		• REED			
• ERICKSON			• LEE		• RICHARD			
• FLEMING			• LIPSIEA		• RICHIE			
• GACKLE			• LOKKEN		• RICHTER			
• GENGLER			• LUNDENE		• RIEHL			
• GERL			• MAIXNER		• ROCHELEAU			
• GRONNEBERG			• MARDEN		• RUFED			
• GUNDERSON			• MARTIN, C. #38		• RUSSELL			
• GUNSCH			• MARTIN, G. #43		• RYLANCE			
• HAUGLAND			• MARTINSON		• SCHINDLER			
• HAUSAUER, A. #49			• MATCHIE		• SCHUETT			
• HAUSAUER, L. #25			• McCAFFREY		• SCOTFIELD			
• HERMAN			• McGAUVREAN		• SOLBERG			
• HERSLIP			• MEIERS		• STENEHEIM			
• HICKLE			• MERTENS		• STRINDEN			
• J. HILL			• METZ		• SWIONTEK			
• HORGAN			• METZGER		• THORSGARD			
• JACOBSON			• MEYER		• TIMM			

So the bill lost.

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, by a vote of Ayes, 18; Nays, 3; Absent, 0, that the same be amended as follows:

On page 2 of the engrossed bill, line 2, underscore the numerals "1,405,481"

On page 2 of the engrossed bill, delete line 3

On page 2 of the engrossed bill, line 4, delete the numerals "42,852,054" and insert in lieu thereof the numerals "42,672,054"

On page 2 of the engrossed bill, line 5, delete the numerals "10,416,893" and insert in lieu thereof the numerals "10,326,893"

On page 2 of the engrossed bill, line 6, delete the numerals "32,435,161" and insert in lieu thereof the numerals "32,345,161"

On page 2 of the engrossed bill, line 8, delete the numerals "34,648,161" and insert in lieu thereof the numerals "34,558,161"

On page 2 of the engrossed bill, line 24, underscore the numerals "1,207,856"

On page 2 of the engrossed bill, delete line 25

On page 2 of the engrossed bill, line 26, delete the numerals "36,308,669" and insert in lieu thereof the numerals "36,128,639"

On page 2 of the engrossed bill, line 27, delete the numerals "8,053,849" and insert in lieu thereof the numerals "7,963,849"

On page 2 of the engrossed bill, line 28, delete the numerals "28,254,820" and insert in lieu thereof the numerals "28,164,790"

On page 2 of the engrossed bill, line 30, delete the numerals "29,926,720" and insert in lieu thereof the numerals "29,836,690"

On page 2 of the engrossed bill, line 33, delete the numerals "1,359,767" and insert in lieu thereof the numerals "1,436,951"

On page 2 of the engrossed bill, line 34, delete the numerals "81,817" and insert in lieu thereof the numerals "101,522"

On page 2 of the engrossed bill, line 35, delete the numerals "269,379" and insert in lieu thereof the numerals "270,379"

On page 3 of the engrossed bill, line 2, delete the numerals "94,765" and insert in lieu thereof the underscored numerals "96,765"

On page 3 of the engrossed bill, delete line 3

On page 3 of the engrossed bill, line 4, delete the numerals "1,862,093" and insert in lieu thereof the numerals "1,911,047"

On page 3 of the engrossed bill, line 6, delete the numerals "1,346,003" and insert in lieu thereof the numerals "1,394,957"

On page 3 of the engrossed bill, line 9, delete the numerals "1,416,045" and insert in lieu thereof the numerals "1,464,999"

On page 3 of the engrossed bill, line 11, delete the numerals "606,118" and insert in lieu thereof the numerals "620,249"

On page 3 of the engrossed bill, line 15, delete the numerals "924,879" and insert in lieu thereof the numerals "939,010"

On page 3 of the engrossed bill, line 17, delete the numerals "563,003" and insert in lieu thereof the numerals "577,134"

On page 3 of the engrossed bill, line 20, delete the numerals "612,103" and insert in lieu thereof the numerals "626,234"

On page 3 of the engrossed bill, line 22, delete the numerals "2,028,148" and insert in lieu thereof the numerals "2,091,233"

On page 3 of the engrossed bill, line 26, delete the numerals "10,470,739" and insert in lieu thereof the numerals "10,649,013"

On page 3 of the engrossed bill, line 28, delete the numerals "1,817,953" and insert in lieu thereof the numerals "1,821,439"

On page 3 of the engrossed bill, line 29, delete the numerals "569,558" and insert in lieu thereof the underscored numerals "581,798"

On page 3 of the engrossed bill, delete line 30

On page 3 of the engrossed bill, line 31, delete the numerals "14,099,458" and insert in lieu thereof the numerals "14,213,458"

On page 3 of the engrossed bill, line 32, delete the numerals "2,664,420" and insert in lieu thereof the numerals "2,778,420"

On page 4 of the engrossed bill, line 2, delete the numerals "4,100,967" and insert in lieu thereof the numerals "4,144,627"

On page 4 of the engrossed bill, line 3, delete the numerals "823,878" and insert in lieu thereof the numerals "844,878"

On page 4 of the engrossed bill, line 4, delete the numerals "324,542" and insert in lieu thereof the numerals "329,882"

On page 4 of the engrossed bill, line 5, delete the numerals "190,246" and insert in lieu thereof the numerals "200,246"

On page 4 of the engrossed bill, line 6, underscore the numerals "108,248"

On page 4 of the engrossed bill, delete line 7

On page 4 of the engrossed bill, line 14, delete the numerals "8,158,888" and insert in lieu thereof the numerals "8,218,888"

On page 4 of the engrossed bill, line 15, delete the numerals "1,024,018" and insert in lieu thereof the numerals "1,031,518"

On page 4 of the engrossed bill, line 16, delete the numerals "443,488" and insert in lieu thereof the numerals "450,988"

On page 4 of the engrossed bill, line 18, delete the numerals "282,845" and insert in lieu thereof the underscored numerals "247,845"

On page 4 of the engrossed bill, delete line 19

On page 4 of the engrossed bill, after line 22, insert the following new line: "Adaptation of facilities for handicapped \$100,000"

On page 4 of the engrossed bill, line 24, delete the numerals "8,720,216" and insert in lieu thereof the numerals "8,820,216"

On page 4 of the engrossed bill, line 26, delete the numerals "2,940,335" and insert in lieu thereof the numerals "3,003,000"

On page 4 of the engrossed bill, line 27, delete the numerals "385,340" and insert in lieu thereof the numerals "440,491"

On page 4 of the engrossed bill, line 28, delete the numerals "518,361" and insert in lieu thereof the numerals "550,687"

On page 4 of the engrossed bill, line 29, delete the numerals "89,924" and insert in lieu thereof the numerals "115,892"

On page 4 of the engrossed bill, line 30, underscore the numerals "108,248"

On page 4 of the engrossed bill, delete line 31

On page 4 of the engrossed bill, line 32, delete the numerals "4,122,208, and insert in lieu thereof the numerals "4,218,318"

On page 4 of the engrossed bill, line 34, delete the numerals "3,414,106" and insert in lieu thereof the numerals "3,510,216"

On page 5 of the engrossed bill, line 1, delete the numerals "3,602,977" and insert in lieu thereof the numerals "3,699,087"

On page 5 of the engrossed bill, line 3, delete the numerals "4,033,899" and insert in lieu thereof the numerals "4,089,966"

On page 5 of the engrossed bill, line 4, delete the numerals "610,924" and insert in lieu thereof the numerals "628,773"

On page 5 of the engrossed bill, line 5, delete the numerals "317,779" and insert in lieu thereof the numerals "319,879"

On page 5 of the engrossed bill, line 6, delete the numerals "158,599" and insert in lieu thereof the numerals "162,583"

On page 5 of the engrossed bill, line 7, underscore the numerals "108,248"

On page 5 of the engrossed bill, delete line 8

On page 5 of the engrossed bill, line 25, delete the numerals "68,308" and insert in lieu thereof the numerals "102,325"

On page 5 of the engrossed bill, line 26, delete the numerals "9,828,751" and insert in lieu thereof the numerals "9,862,768"

On page 5 of the engrossed bill, line 28, delete the numerals "239,814" and insert in lieu thereof the numerals "241,000"

On page 5 of the engrossed bill, line 29, delete the numerals "26,400" and insert in lieu thereof the numerals "28,900"

On page 5 of the engrossed bill, line 30, delete the numerals "26,000" and insert in lieu thereof the numerals "31,000"

On page 5 of the engrossed bill, line 32, delete the numerals "303,214" and insert in lieu thereof the numerals "311,900"

On page 5 of the engrossed bill, line 33, delete the numerals "169,483" and insert in lieu thereof the numerals "163,000"

On page 5 of the engrossed bill, line 34, delete the numerals "133,731" and insert in lieu thereof the numerals "148,900"

On page 5 of the engrossed bill, line 35, delete the numerals "116,091,836" and insert in lieu thereof the numerals "116,494,170"

On page 6 of the engrossed bill, line 1, delete the numerals "38,995,085" and insert in lieu thereof the numerals "39,506,619"

On page 6 of the engrossed bill, line 2, delete the numerals "155,086,921" and insert in lieu thereof the numerals "156,000,789"

On page 7 of the engrossed bill, after line 9, insert the following new sections:

"SECTION 6. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the university of North Dakota shall allocate thirteen full-time equivalent faculty positions to the UND school of law for the 1978-1979 school year.

SECTION 7. LEGISLATIVE INTENT.) The legislative assembly recognizes the need for flexibility in coordination of the use of appropriated funds and nonappropriated funds for the development of the medical school; however, it is the intention of the legislative assembly that any proposed departure from the priorities established for development of the medical school residency program be approved by the budget section of the legislative council prior to implementation.

SECTION 8. NORTH DAKOTA STATE UNIVERSITY.) In addition to the appropriations and authorizations provided by this Act, there is hereby appropriated \$308,000.00 for the North Dakota state university from the general fund in the state treasury during the biennium beginning July 1, 1977, and ending June 30, 1979, 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, 1976. 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 9. BOARD OF HIGHER EDUCATION — BOND ISSUANCE — PURPOSES.) The state board of higher education is hereby authorized to issue and sell in accordance with chapter 15-55, self-liquidating, tax-exempt bonds in an amount not to exceed five hundred fifty thousand dollars for the purpose of renovating and remodeling pioneer hall at Minot state college, Minot, North Dakota. Bonds issued under the provisions of this Act shall not become a general obligation of the state of North Dakota.

SECTION 10. APPROPRIATION — USE OF PROCEEDS.) The proceeds resulting from the sale of bonds authorized in section 9, or so much thereof as may be necessary, are hereby appropriated for renovating and remodeling pioneer hall at Minot state college as authorized in section 9. Any unexpended balances from the sale of bonds shall be placed in a sinking fund for the retirement of the bonds authorized in section 9.

SECTION 11. LEGISLATIVE INTENT.) It is the intent of the

legislative assembly that if the department of vocational education has funds available to fund the admission counselor II position at the state school of forestry on a fifty percent ratio basis with the state, upon receiving such funds from the department of vocational education, the state school of forestry shall return to the general fund fifty percent of the general fund appropriation included in its budget to fund the admission counselor's position."

On page 7 of the engrossed bill, delete lines 19 through 35

On page 8 of the engrossed bill, delete lines 1 through 13

And renumber the lines, sections, and pages accordingly.

Statement of Purpose of Amendment:

Title IX

This amendment deletes the \$180,000 "Title IX" line item from the University of North Dakota and North Dakota State University appropriations. The estimated income and the general fund appropriations were reduced each by \$90,000. It is the intent that although the Title IX line items were deleted these institutions comply with Title IX directives to provide equal opportunities in programs coming under the provisions of Title IX at the universities to both women and men. Funds to comply with such directive shall be derived from the other line item appropriations in the budgets.

For all other institutions of higher education, Title IX funds were allocated to the line items in each college's budget for equal opportunities for women as follows:

	Salaries and wages	Fees and services	Supplies and materials	Equip- ment	Total
Minot State College	\$60,000	\$ 7,500	\$7,500	\$ 5,000	\$80,000
Dickinson State College	43,660	21,000	5,340	1,000	80,000
Valley City State College	56,067	17,849	2,100	3,984	80,000
Mayville State College	23,700	24,352	5,980	25,968	80,000
ND State School of Science	64,274	—	3,486	12,240	80,000
NDSU-Bottineau	47,230	705	1,000	2,000	50,935

State School of Forestry—Bottineau

In addition to allocating the Title IX funds among the appropriate line items this amendment adds \$29,954 to the salaries and wages line item for an admissions counselor II position and adds \$19,000 to the fees and services line item to allow for the continuation of the present level of services.

North Dakota Forest Service

This amendment adds \$14,131 to the salaries and wages line item for a clerk-typist position.

State School of Science—Wahpeton

In addition to allocating Title IX funds among the appropriate line items this amendment adds \$114,000 to the salaries and wages line item of the State School of Science's appropriation for three new positions needed as a result of 150 additional students not anticipated when the budget for the 1977-79 biennium was prepared. The additional \$114,000 is funded from institutional collections.

Dickinson State College

The amendment to Dickinson State College's appropriation is allocating Title IX funds among the appropriate line items.

Minot State College

In addition to allocating Title IX funds among the appropriate line items of the Minot State College appropriation, this amendment appropriates \$100,000 to Minot State College to adapt facilities for improved access of handicapped persons. This amendment also authorizes the Board of Higher Education to sell revenue bonds (\$550,000 worth) for renovating and remodeling Pioneer Hall at Minot State College.

Mayville State College

In addition to allocating Title IX funds among the appropriate line items this amendment increases salaries and wages by \$38,965 for two new instructor positions for the second year of the biennium, one of which is added for the court reporting program and the other in the English Department. This amendment increases fees and services by \$30,799 and supplies and materials by \$26,346 to provide instructional support funds for four new positions added in the Governor's budget.

Valley City State College

The amendment to the Valley City State College appropriation is allocating Title IX funds among the appropriate line items.

Medical Center Rehabilitation Hospital

This amendment adds \$34,017 to the equipment line item of the Medical Center Rehabilitation Hospital's appropriation for the replacement of as well as for additional equipment needed for the physical and occupational therapy programs.

NDSU—Toxicology Laboratory

This amendment increases the salaries and wages line item for the NDSU-Toxicology Laboratory by \$1,186 for adequate fringe benefits. Also, fees and services are increased by \$2,500 and supplies and materials by \$5,000 to provide adequate funds for present levels of operations and increased workload. Estimated income is reduced by \$6,483 to reflect revised estimates.

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

Senate Bill No. 2001 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2110, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 0; Absent, 4, that the same be amended as follows:

On page 4, line 22 of the engrossed bill, delete the beginning triple parentheses before the word "ISLANDS"

On page 4, line 23, delete the ending triple parentheses after the word "STATE" and also on line 23, delete the words "ACQUATIC LANDS IN NAVIGABLE WATERS"

On page 4, line 24, delete the beginning triple parentheses before the word "Islands"

On page 4, line 25, delete the ending triple parentheses after the word "navigable" and also on line 25 delete the words "Land lying within the ordinary"

On page 4, line 26, delete the words "high watermark of navigable bodies of water"

On page 4, line 27, delete the beginning triple parentheses before the word "if" and also on line 27, delete the ending triple parentheses after the word "contrary" and also on line 27, delete the word "and"

On page 4, line 28, delete the words "shall be governed by the provisions

of chapter 15-08.2" and also on line 28 delete the beginning triple parentheses before the word "The"

On page 4, line 32, insert beginning triple parentheses before the word "Bank" and also on line 32, insert ending triple parentheses after the word "Dakota" and insert in lieu thereof the words "board of university and school lands"

On page 5, line 5, delete the ending triple parentheses after the period
And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. WINGE, Chairman

Senate Bill No. 2110 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Rep. Strinden moved that the House stand recessed until 9:00 a.m., Friday, March 18, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SECOND DAY AFTER RECESS AND
FIFTY-THIRD DAY

Bismarck, March 18, 1977

The House convened at 9:00 a.m., pursuant to recess taken, with Speaker Solberg presiding.

MOTION

Rep. Strinden moved that the rules be suspended and that House Bills Nos. 1011, 1310, 1346, 1372, 1420, 1484 and 1523 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1011 — BUDGETS — EMPLOYEES BENEFIT AND RETIREMENT FUNDS — 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 declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 1; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY	•	•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER	•	•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHER		•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ	•
•	CONMY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY		•	PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, B. #12		•	POWERS		•	MB SPEAKER	
•	DUBORD		•	LARSON, G. #29		•	RAU				
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERICKSON		•	LEE		•	RICHARD				
•	FLEMING		•	LIPSIFA		•	RICHIE	•			
•	GACKLE		•	LOKKEN		•	RICHTER				
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERL		•	MAIXNER		•	ROCHELEAU				
•	GRONNEBERG		•	MARSDEN		•	RUED				
•	GUNDERSON		•	MARTIN, C. #38		•	RUSSELL				
•	GUNSCH		•	MARTIN, G. #43		•	RYLANCE				
•	HAUGLAND		•	MARTINSON		•	SCHINDLER				
•	HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT				
•	HAUSAUER, L. #25		•	MCCAFFREY		•	SCOTFIELD				
•	HERMAN		•	MCGAULVRAN		•	SOLBERG				
•	HERSLIP		•	MEIERS		•	STENEHJEM				
•	HICKLE		•	MERTENS		•	STRINDEN				
•	HILL		•	METZ		•	SWIONTEK				
•	HORGAN		•	METZGER		•	THORSKARD				
•	JACOBSON		•	MEYER		•	TIMM				

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1310. A Bill for an Act to create and enact section 44-08-04.3 of the North Dakota Century Code, relating to allowances for moving expenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY	●	● UNHJEM
● BENEDICT			● KLOUBEC		●	● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHER			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ ●
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER ●
● DOTZENROD			● LARSON B #12			● POWERS		
● DUBORD			● LARSON C #29			● RAU		MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU	●	
● GRONNEBERG			● MARSDEN			● RUED	●	
● GUNDERSON			● MARTIN C #38			● RUSSELL		
● GUNSCH			● MARTIN G #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A #49			● MATCHIE			● SCHJETT		
● HAUSAUER, L #25			● MCCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1346. A Bill for an Act to allow the construction superintendent to adopt a uniform standards code for energy conservation in new building construction.

Which has 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, 10; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY	●	● UNHJEM
● BENEDICT			● KLOUBEC		●	● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHER			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ ●
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON B #12			● POWERS		
● DUBORD			● LARSON C #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED	●	
● GUNDERSON			● MARTIN C #38			● RUSSELL		
● GUNSCH			● MARTIN G #43			● RYLANCE		

● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDER
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.
House Bill No. 1372. A Bill for an Act to amend and reenact section 6-03-05.1 of the North Dakota Century Code, relating to the authority of mortgagees to advance funds to protect liens.
 Which has 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, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHER			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELLEAU					
● CRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDER					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.
House Bill No. 1420. A Bill for an Act to provide for cancellation of easements acquired by a public utility through unfair tactics; to create and enact a new subsection to section 49-22-20 of the North Dakota Century Code relating to revocation of a transmission facility route permit to provide for a penalty and to declare 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, 1; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHER			● OLSON			● WEBER		

• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSgard	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1484. A Bill for an Act to create and enact a new section to chapter 39-06.1 and two new sections to chapter 39-07 of the North Dakota Century Code, relating to the notification of parents or guardians of juvenile traffic offenders and of the necessity of their notification prior to any fines being paid by the juveniles, and restrictions on the interrogating of juveniles by law enforcement officers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 15; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	•			•			•		
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY	•		• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER	•		• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL	•		• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE	•		• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE	•		• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE	•		• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAIXNER			• ROCHELEAU	•				
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON	•		• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE	•				
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS	•		• STRINDEN					
• HILL			• METZ	•		• SWIONTEK					
• HORGAN			• METZGER	•		• THORSgard					
• JACOBSON			• MEYER			• TIMM	•				

So the bill passed and the title was agreed to.

House Bill No. 1523. A Bill for an Act to create and enact one new section to chapter 27-01 of the North Dakota Century Code, relating to the waiver of fees in civil actions.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSRGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No, 2002. Extension Division and Experiment Stations — 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, 94; nays, 1; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHER			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					

● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● MORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2003. Budgets — 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. Marsden requested a division on the question of the final passage of Senate Bill No. 2003 as follows:

Division A:

Subdivision 5 OFFICE OF ECONOMIC OPPORTUNITY

Division B:

Senate Bill No. 2003, excluding Division A above

Speaker Solberg ruled that the question could be divided, and the House will vote according to the division as stated in the request. Thereafter, the House will vote on the final passage of Senate Bill No. 2003, excluding those portions which did not pass on the division of the question.

The question then was on the final passage of Division A, as shown on the engrossed bill on lines 27 through 35 on page 2, and line 1 on page 3, and the \$1,215,248 shown in Grand total general fund appropriation; \$4,533,835 shown in Grand total special funds appropriated, and \$5,749,083 shown in the Grand total all funds in Senate Bill No. 2003.

ROLL CALL

The roll was called, and there were ayes, 55; nays, 43; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUICHER			● OLSON			● WEBER		
● CHRISTENSEN	●		● LANG	●		● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE	●		● LARDY			● PETERSON			● WINKJER		
● DOTZENROD	●		● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29	●		● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON	●		● LEE	●		● RICHARD					
● FLEMING			● LIPSTEA	●		● RICHIE					
● GACKLE	●		● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL	●		● MAHYNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN	●		● RUED					
● GUNDERSON			● MARTIN, C. #38	●		● RUSSELL					
● GUNSCH	●		● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON	●		● SCHINDLER					
● HAUSAUER, A. #49	●		● MATCHIE			● SCHUETT					
● HAUSAUER, I. #25	●		● McCAFFREY			● SCOFIELD					
● HERMAN			● McCAUVFRAN	●		● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE	●		● MERTENS			● STRINDEN					
● HILL			● METZ	●		● SWIONTEK					
● MORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So Division A and the amounts of money included in the three totals shown on lines 2, 3 and 4 of page 3 of the engrossed Senate Bill No. 2003 passed.

The question then was on the final passage of Division B, which is Senate Bill No. 2003 excluding Division A as voted on above.

ROLL CALL

The roll was called, and there were ayes, 68; nays, 27; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBFC		•	• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		
• BLACK			• KUCHER		•	• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL		•	• WENTZ		
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• REED			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• RICHARD					
• ERICKSON		•	• LEE		•	• RICHIE					
• FLEMING			• LIPSIFA		•	• RICHTER					
• GACKLE		•	• LOKKEN		•	• RIEHL					
• GENGLER			• LUNDEN		•	• ROCHELEAU					
• GERL			• MAIXNER		•	• RUED					
• GRONNEBERG			• MARS DEN		•	• RUSSELL		•			
• GUNDERSON		•	• MARTIN, C. #38			• RYLANCE					
• GUNSCH			• MARTIN, G. #43			• SCHINDLER		•			
• HAUGLAND			• MARTINSON			• SCHUETT					
• HAUSAUER, A. #49			• MATCHIE			• SCOFIELD					
• HAUSAUER, L. #25			• MCGAUVRAN		•	• SOLBERG					
• HERMAN			• MEIERS		•	• STENEHJEM					
• HERSLIP			• MERTENS		•	• STRINDEN		•			
• HICKLE			• METZ		•	• SWIONTEK					
• HILL			• METZGER		•	• THORS GARD					
• HORGAN			• MEYER			• TIMM		•			
• JACOBSON											

So Senate Bill No. 2003 passed excluding Divison A as voted on above.

The question then was on the final passage of Senate Bill No. 2003 including Divisions A and B.

ROLL CALL

The roll was called and there were ayes, 69; nays, 27; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		
• BLACK			• KUCHER		•	• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL		•	• WENTZ		
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON		•	• LEE		•	• RICHARD					
• FLEMING			• LIPSIFA		•	• RICHIE					
• GACKLE		•	• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDEN		•	• RIEHL					
• GERL			• MAIXNER		•	• ROCHELEAU					
• GRONNEBERG			• MARS DEN		•	• RUED					
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL		•			
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCGAUVRAN		•	• SCOFIELD					
• HERMAN			• MEIERS		•	• SOLBERG					
• HERSLIP			• MERTENS		•	• STENEHJEM					
• HICKLE			• METZ		•	• STRINDEN		•			
• HILL			• METZGER		•	• SWIONTEK					
• HORGAN			• MEYER			• THORS GARD					
• JACOBSON						• TIMM		•			

So Senate Bill No. 2003, including Divisions A and B, passed and the title was agreed to.

Senate Bill No. 2004. 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.

Rep. Backes requested a division on the question of the final passage of Senate Bill No. 2004, as follows:

Division A:

Section 4. Appropriation — Intent — Resources Research Committee — Data — Reports.

Section 5. Transfers.

Division B:

Senate Bill No. 2004, excluding Division A above.

Speaker Solberg ruled that the question could be divided, and the House will vote according to the division as stated in the request. Thereafter, the House will vote on the final passage of Senate Bill No. 2004, excluding those portions which did not pass on the division of the question.

The question then was on the final passage of Division A, as shown on the engrossed bill on lines 29 through 35 on page 2, all of page 3, all of page 4, and lines 1 and 2 of page 5.

ROLL CALL

The roll was called, and there were ayes, 51; nays, 47; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•			JOHNSON	•		MILLER	•		TINJUM	•
BACKES	•			KELLY	•		MUND	•		TWETEN	•
BEAUCLAIR	•		•	KERMOTT	•		MURPHY	•		UNHJEM	•
BENEDICT	•		•	KLOUBEC	•		MUSHIK	•		VANDER VORST	•
BERG	•		•	KNUDSON	•		NICHOLAS	•		WAGNER	•
BERGER	•		•	KRETSCHMAR	•		NORDBY	•		WALSH	•
BLACK	•		•	KUCHERA	•		OLSON	•		WEBER	•
CHRISTENSEN	•		•	LANG	•		OPEDAHL	•		WENTZ	•
CONWAY	•			LANGLEY	•		O'SHEA	•		WINGE	•
CRABTREE	•			LARDY	•		PETERSON	•		WINKLER	•
DOTZENROD	•			LARSON, B. #12	•		POWERS	•			
DuBORD	•		•	LARSON, G. #29	•		RAU	•		MR. SPEAKER	•
EAGLES	•			LAUGHLIN	•		REED	•			
ERICKSON	•			LEE	•		RICHARD	•			
FLEMING	•		•	LIPSIEA	•		RICHIE	•			
GACKLE	•			LOKKEN	•		RICHTER	•			
GENGLER	•			LUNDENE	•		RIEHL	•			
GERI	•			MAIXNER	•		ROCHELEAU	•			
GRONNEBERG	•		•	MARSDEN	•		RUED	•			
GUNDERSON	•			MARTIN, C. #38	•		RUSSELL	•			
GUNSCH	•			MARTIN, G. #43	•		RYLANCE	•			
HAUGLAND	•		•	MARTINSON	•		SCHINDLER	•			
HAUSAUER, A. #49	•			MATCHIE	•		SCHUETT	•			
HAUSAUER, I. #25	•			MCCAFFREY	•		SCOFIELD	•			
HERMAN	•			MCGAUVRAN	•		SOLBERG	•			
HERSLIP	•			MEIERS	•		STENHJEM	•			
HICKLE	•			MERTENS	•		STRINDEN	•			
HILL	•		•	METZ	•		SWIONTEK	•			
HORGAN	•			METZGER	•		THORSGARD	•			
JACOBSON	•			MEYER	•		TIMM	•			

So Division A of the engrossed Bill No. 2004 passed.

The question then was on the final passage of Division B, which is Senate Bill No. 2004 excluding Division A voted on previously.

ROLL CALL

The roll was called and there were ayes, 95; nays, 0; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON			• MILLER			• TINJUM
• BACKES			• KELLY			• MUND			• TWETEN
• BEAUCLAIR			• KERMBOTT			• MURPHY			• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS			• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH
• BLACK			• KUCHER			• OLSON			• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ
• CONMY			• LANGLEY			• O'SHEA			• WINGE
• CRABTREE			• LARDY			• PETERSON			• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS			
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED			
• ERICKSON			• LEE			• RICHARD			
• FLEMING			• LIPSIEA			• RICHIE			
• GACKLE			• LOKKEN			• RICHTER			
• GENGLER			• LUNDENE			• RIEHL			
• GERL			• MAIXNER			• ROCHELEAU			
• GRONNEBERG			• MARSDEN			• RUED			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL			
• GUNTSCH			• MARTIN, G. #43			• RYLANCE			
• HAUGLAND			• MARTINSON			• SCHINDLER			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT			
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD			
• HERMAN			• McGAUVIRAN			• SOLBERG			
• HERSLIP			• MEIERS			• STENEHJEM			
• HICKLE			• MERTENS			• STRINDEN			
• HILL			• METZ			• SWIONTEK			
• HORGAN			• METZGER			• THORSGARD			
• JACOBSON			• MEYER			• TIMM			

So Division B of the engrossed Bill No. 2004 passed.

The question then was on the final passage of Senate Bill No. 2004 including Division A and Division B.

ROLL CALL

The roll was called and there were ayes, 88; nays, 9; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON			• MILLER			• TINJUM
• BACKES			• KELLY			• MUND			• TWETEN
• BEAUCLAIR			• KERMBOTT			• MURPHY			• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS			• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH
• BLACK			• KUCHER			• OLSON			• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ
• CONMY			• LANGLEY			• O'SHEA			• WINGE
• CRABTREE			• LARDY			• PETERSON			• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS			
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED			
• ERICKSON			• LEE			• RICHARD			
• FLEMING			• LIPSIEA			• RICHIE			
• GACKLE			• LOKKEN			• RICHTER			
• GENGLER			• LUNDENE			• RIEHL			
• GERL			• MAIXNER			• ROCHELEAU			
• GRONNEBERG			• MARSDEN			• RUED			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL			
• GUNTSCH			• MARTIN, G. #43			• RYLANCE			
• HAUGLAND			• MARTINSON			• SCHINDLER			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT			
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD			
• HERMAN			• McGAUVIRAN			• SOLBERG			
• HERSLIP			• MEIERS			• STENEHJEM			
• HICKLE			• MERTENS			• STRINDEN			
• HILL			• METZ			• SWIONTEK			
• HORGAN			• METZGER			• THORSGARD			
• JACOBSON			• MEYER			• TIMM			

So Senate Bill No. 2004, including Division A and B, passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Strinden moved that the House stand recessed for ten minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to Senate Bill No. 2008 as recommended by the Committee on Appropriations as printed on page 1366 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2344 as recommended by the Committee on Appropriations as printed on pages 1370 and 1371 of the House Journal be adopted, which motion prevailed.

Rep. Rued moved that the amendments to House Bill No. 1245 as recommended by the Conference Committee on House Bill No. 1245 as printed on page 1225 of the House Journal be adopted, which motion prevailed.

Rep. Lee moved that the amendments to House Bill No. 1325 as recommended by the Conference Committee on House Bill No. 1325 as printed on page 1044 of the House Journal be adopted, which motion prevailed.

Rep. Rued moved that the amendments to House Bill No. 1388 as recommended by the Conference Committee on House Bill No. 1388 as printed on pages 1397 and 1398 of the House Journal be adopted, which motion prevailed.

Rep. Wentz moved that the amendments to House Bill No. 1476 as recommended by the Conference Committee on House Bill No. 1476 as printed on page 1398 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that the rules be suspended, and the Sixth Order on the calendar for consideration after 2:00 p.m., be moved up on the calendar for consideration before 2:00 p.m., which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to Senate Bill No. 2001 as recommended by the Committee on Appropriations as printed on pages 1444 through 1449 of the House Journal be adopted.

Rep. Fleming requested that the question of the adoption of the amendments to Senate Bill No. 2001 be divided as follows:

Division A:

On page 7 of the engrossed bill, delete lines 19 through 35

On page 8 of the engrossed bill, delete lines 1 through 13

Division B:

The amendments to Senate Bill No. 2001 as shown on pages 1444 through 1449, excluding Division A above.

Speaker Solberg ruled that the question could be divided, and the House will vote according to the division as stated in the request.

The question then was on the adoption of the amendments of Division A,

Rep. Strinden requested a roll call vote, which request was granted.

ROLL CALL

The roll was called, and there were ayes, 47; nays, 51; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•			•			•			•
ANDERSON			JOHNSON		•	MILLER			TINJUM		
BACKES		•	KELLY		•	MUND			•		TWETEN
BEAUCLAIR		•	KERMOTT			MURPHY			•		UNJEM

BENEDICT	•	KLOUBEC	•	MUSHIK	•	VANDER VORST	•
BERG	•	KNUDSON	•	NICHOLAS	•	WAGNER	•
BERGER	•	KRETSCHMAR	•	NORDBY	•	WALSH	•
BLACK	•	KUCHER	•	SON	•	WEBER	•
CHRISTENSEN	•	LANG	•	OPEDAH	•	WENTZ	•
COMNY	•	LANGLEY	•	O'SHEA	•	WINGE	•
CRABTREE	•	LARDY	•	PETERSON	•	WINKJER	•
DOTZENROD	•	LARSON, B. #12	•	POWERS	•		
DuBORD	•	LARSON, G. #29	•	RAU	•	MR. SPEAKER	•
EAGLES	•	LAUGHLIN	•	REED	•		
ERICKSON	•	LEE	•	RICHARD	•		
FLEMING	•	LIPSIEA	•	RICHIE	•		
GACKLE	•	LOKKEN	•	RICHTER	•		
GENGLER	•	LUNDENE	•	RIEHL	•		
GERL	•	MAIXNER	•	ROCHELEAU	•		
GRONWEBERG	•	MARSDEN	•	RUED	•		
GUNDERSON	•	MARTIN, C. #38	•	RUSSELL	•		
GUNSCH	•	MARTIN, G. #43	•	RYLANCE	•		
HAUGLAND	•	MATHISON	•	SCHINDLER	•		
HAUSAUER, A. #49	•	MATCHIE	•	SCHUETT	•		
HAUSAUER, L. #25	•	McCAFFREY	•	SCOFIELD	•		
HERMAN	•	McCAUVRAN	•	SOLBERG	•		
HERSLIP	•	MEIERS	•	STENEHEM	•		
HICKLE	•	MERTENS	•	STRINDEN	•		
HILL	•	METZ	•	SWIONTEK	•		
HORGAN	•	METZGER	•	THORSGARD	•		
JACOBSON	•	MEYER	•	TIMM	•		

Division A failed to pass, and the amendments included in Division A were not adopted.

The question then was on the adoption of the amendments shown under Division B., which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Winge moved that the amendments to Senate Bill No. 2110 as recommended by the Committee on Natural Resources as printed on pages 1449 and 1450 of the House Journal 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. 2020
 Senate Bill No. 2029
 Senate Bill No. 2035
 Senate Bill No. 2091
 Senate Bill No. 2120
 Senate Bill No. 2151
 Senate Bill No. 2152
 Senate Bill No. 2196
 Senate Bill No. 2197
 Senate Bill No. 2198
 Senate Bill No. 2206
 Senate Bill No. 2210
 Senate Bill No. 2211
 Senate Bill No. 2212
 Senate Bill No. 2223
 Senate Bill No. 2228
 Senate Bill No. 2230
 Senate Bill No. 2237
 Senate Bill No. 2281
 Senate Bill No. 2370
 Senate Bill No. 2375
 Senate Bill No. 2393
 Senate Bill No. 2403
 Senate Bill No. 2412

Senate Bill No. 2429
 Senate Bill No. 2445
 Senate Bill No. 2450
 Senate Bill No. 2452
 Senate Bill No. 2453
 Senate Bill No. 2457
 Senate Bill No. 2484
 Senate Bill No. 2530
 Senate Bill No. 2531

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 reconsidered its action by which it refused to concur in the House amendments to Senate Bill No. 2342, and discharged the Conference Committee appointed, and now concurs in the House amendments to Senate Bill No. 2342

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2020
 Senate Bill No. 2029
 Senate Bill No. 2035
 Senate Bill No. 2091
 Senate Bill No. 2120
 Senate Bill No. 2151
 Senate Bill No. 2152
 Senate Bill No. 2196
 Senate Bill No. 2197
 Senate Bill No. 2198
 Senate Bill No. 2206
 Senate Bill No. 2210
 Senate Bill No. 2211
 Senate Bill No. 2212
 Senate Bill No. 2223
 Senate Bill No. 2228
 Senate Bill No. 2230
 Senate Bill No. 2237
 Senate Bill No. 2281
 Senate Bill No. 2370
 Senate Bill No. 2375
 Senate Bill No. 2393
 Senate Bill No. 2403
 Senate Bill No. 2412
 Senate Bill No. 2429
 Senate Bill No. 2445
 Senate Bill No. 2450
 Senate Bill No. 2452
 Senate Bill No. 2453
 Senate Bill No. 2457
 Senate Bill No. 2484
 Senate Bill No. 2530

Senate Bill No. 2531

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1021
House Bill No. 1221
House Bill No. 1224
House Bill No. 1251
House Bill No. 1314
House Bill No. 1327
House Bill No. 1369
House Bill No. 1409
House Bill No. 1463
House Bill No. 1464
House Bill No. 1469
House Bill No. 1474
House Bill No. 1481
House Bill No. 1510
House Bill No. 1519
House Bill No. 1529
House Bill No. 1530
House Bill No. 1545
House Bill No. 1555
House Bill No. 1557
House Bill No. 1575
House Bill No. 1578
House Bill No. 1591
House Bill No. 1594
House Concurrent Resolution No. 3033
House Concurrent Resolution No. 3041
House Concurrent Resolution No. 3054
Which the President has signed.

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. 2209-2359, refused to concur in the House amendment to Senate Bill No. 2025-2141 and the President has appointed as a conference committee to act with a like committee from the House:

Senate Bill 2025
Senator Strand
Senator Nelson
Senator Orange
Senate Bill No. 2141
Senator Farrington
Senator Goodman
Senator Shablow

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. 1567.

Senator Tennefos
 Senator Reiten
 Senator Krauter

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEES

The committee on Enrollment and Grossment respectfully reports that:

House Bill No. -1021
 House Bill No. 1221
 House Bill No. 1224
 House Bill No. 1251
 House Bill No. 1314
 House Bill No. 1327
 House Bill No. 1369
 House Bill No. 1409
 House Bill No. 1463
 House Bill No. 1464
 House Bill No. 1469
 House Bill No. 1474
 House Bill No. 1481
 House Bill No. 1510
 House Bill No. 1519
 House Bill No. 1529
 House Bill No. 1530
 House Bill No. 1545
 House Bill No. 1555
 House Bill No. 1557
 House Bill No. 1575
 House Bill No. 1578
 House Bill No. 1591
 House Bill No. 1594

Were delivered to the Governor for his approval at the hour of 11:30 o'clock A.M., on March 18, 1977

REP. L. HAUSAUER, Chairman

The committee on Enrollment and Grossment respectfully reports that:

House Concurrent Resolution No. 3033
 House Concurrent Resolution No. 3041
 House Concurrent Resolution No. 3054

Were delivered to the Secretary of State at the hour of 11:43 o'clock A.M., on March 18, 1977.

REP. L. HAUSAUER, Chairman

Rep. Strinden moved that the House stand recessed until 1:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MOTION

Rep. Strinden moved that the rules be suspended, and that the following be messaged to the Senate immediately:

Senate Bill No. 2294
 Senate Bill No. 2439

Senate Bill No. 2517
 Senate Bill No. 2234
 Senate Bill No. 2346
 Senate Bill No. 2007
 Senate Bill No. 2307
 Senate Bill No. 2338
 Senate Bill No. 2033
 Senate Bill No. 2034
 Senate Bill No. 2106
 Senate Bill No. 2107
 Senate Bill No. 2217
 Senate Bill No. 2226
 Senate Bill No. 2267
 Senate Bill No. 2002
 Senate Bill No. 2003
 Senate Bill No. 2004
 Senate Bill No. 2367
 Senate Bill No. 2382
 Senate Bill No. 2391
 Senate Bill No. 2456
 Senate Bill No. 2540
 Senate Bill No. 2541
 Senate Bill No. 2543
 Senate Bill No. 2544
 Senate Bill No. 2343
 Senate Bill No. 2392
 Senate Bill No. 2163
 Senate Bill No. 2527

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. 2007
 Senate Bill No. 2234
 Senate Bill No. 2294
 Senate Bill No. 2307
 Senate Bill No. 2338
 Senate Bill No. 2346
 Senate Bill No. 2439
 Senate Bill No. 2517

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. 2033
 Senate Bill No. 2034
 Senate Bill No. 2106
 Senate Bill No. 2107
 Senate Bill No. 2163
 Senate Bill No. 2217
 Senate Bill No. 2226
 Senate Bill No. 2267

Senate Bill No. 2343
 Senate Bill No. 2367
 Senate Bill No. 2382
 Senate Bill No. 2392
 Senate Bill No. 2391
 Senate Bill No. 2456
 Senate Bill No. 2527
 Senate Bill No. 2540
 Senate Bill No. 2541
 Senate Bill No. 2543
 Senate Bill No. 2544

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Wagner moved that the House do concur in the Senate amendments to House Bill No. 1012 which motion prevailed.

Rep. Wagner moved that the House do concur in the Senate amendments to House Bill No. 1018 which motion prevailed.

Rep. Wagner moved that the House do concur in the Senate amendments to House Bill No. 1056 which motion prevailed.

Rep. Wagner moved that the House not concur on Senate amendments to House Bill No. 1010, 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 do concur in the Senate amendments to House Bill No. 1361, which motion prevailed on a verification vote.

Rep. Winge moved that the House not concur on Senate amendments to House Bill No. 1178, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Winge moved that the House not concur on 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.

Rep. Winge moved that the House not concur on Senate amendments to House Bill No. 1525, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Winkjer moved that the House not concur on Senate amendments to House Bill No. 1071, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Erickson moved that the House do concur in the Senate amendments to House Bill No. 1163, which motion prevailed.

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1240, which motion prevailed.

Rep. Gackle moved that the House do concur in the Senate amendments to House Bill No. 1284, which motion prevailed.

Rep. Winkjer moved that the House not concur on Senate amendments to House Bill No. 1320, 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 concur in the Senate amendments to House Bill No. 1383, which motion prevailed.

Rep. Lang moved that the House not concur on Senate amendments to House Bill No. 1384, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Dotzenrod moved that the House do concur in the Senate amendments to House Bill No. 1423, which motion prevailed.

Rep. Dotzenrod moved that the House do concur in the Senate amendments to House Bill No. 1441, which motion prevailed.

Rep. Erickson moved that the House do concur in the Senate amendments to House Bill No. 1442, which motion prevailed.

Rep. Dotzenrod moved that the House not concur on Senate amendments to House Bill No. 1478, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Dotzenrod moved that the House not concur on Senate amendments to House Bill No. 1548, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Winkjer moved that the House not concur on Senate amendments to House Bill No. 1559, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Erickson moved that the House do concur in the Senate amendments to House Bill No. 1563, which motion prevailed.

Rep. Haugland moved that the House do concur in the Senate amendments to House Bill No. 1532, which motion prevailed.

Rep. Dotzenrod moved that the House not concur on Senate amendments to House Bill No. 1565, 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 concur in the Senate amendments to House Bill No. 1583, which motion prevailed.

Rep. Erickson moved that the House do concur in the Senate amendments to House Bill No. 1597, which motion prevailed.

Rep. Dotzenrod moved that the House do concur in the Senate amendments to House Concurrent Resolution No. 3039, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES:

Speaker Solberg announced the appointment of the following Conference Committees:

On House Bill No. 1525

Rep. Tinjum

Rep. Langley

Rep. Kloubec

On House Bill No. 1037

Rep. Maixner

Rep. Tinjum

Rep. Schindler

On House Bill No. 1178

Rep. Maixner

Rep. Tinjum

Rep. Schindler

On House Bill No. 1384

Rep. Metz

Rep. Lang

Rep. Jacobson

On House Bill No. 1320

Rep. Stenehjem

Rep. Russell

Rep. Meiers

On House Bill No. 1071:

Rep. Kretschmar
 Rep. Stenehjerm
 Rep. Meiers
 On Senate Bill No. 2051
 Rep. Conmy
 Rep. Reed
 Rep. Dotzenrod
 On Senate Bill No. 2277
 Rep. Stenehjerm
 Rep. Wentz
 Rep. Beauclair
 On Senate Bill No. 2378
 Rep. Winkjer
 Rep. Stenehjerm
 Rep. Gronneberg
 On Senate Bill No. 2160
 Rep. Martinson
 Rep. Walsh
 Rep. Rocheleau

Rep. G. Martin moved that the House stand recessed for ten minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-THIRD DAY

Bismarck, March 18, 1977

The House convened at 2:00 p.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Lea E. Johnson, House of Prayer Lutheran Church, Bismarck.

The roll was called, and all members were present except Reps. Gackle, Kuchera, Metzger and Nicholas.

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. TINJUM, Chairman

Rep. Reed moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2005. Board of Public School Education — 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, 94; nays, 0; absent and not voting, 6.

Senate Bill No. 2010. Budgets — Public Health — 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, 4.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLAND		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFILO		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENHJEM		
• HICKLE			• MEIERS			• STRINDEN		
• HILL			• METZ			• SWONJEX		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2011. BUDGETS — 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 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, 6; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		

● GUNSCH	● MARTIN G. # 43	● RYLAND
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. # 49	● MATCHIE	● SCHUETT
● HAUSAUER, L. # 25	● McCAFFREY	● SCOFIELD
● HERMAN	● McCAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to and the emergency clause was declared carried.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following Conference Committees:

House Bill No. 1010

Rep. Thorsgard

Rep. Christensen

Rep. Lardy

House Bill No. 1559

Rep. Richie

Rep. Stenehjem

Rep. Dotzenrod

Senate Bill No. 2141

Rep. A. Hausauer

Rep. Murphy

Rep. Nordby

House Bill No. 1478

Rep. Dotzenrod

Rep. Russell

Rep. Rocheleau

House Bill No. 1548

Rep. Riehl

Rep. Anderson

Rep. Vander Vorst

House Bill No. 1565

Rep. Berg

Rep. Weber

Rep. Nicholas

Senate Bill No. 2025

Rep. Erickson

Rep. Swiontek

Rep. Berger

MOTION

Rep. Backes moved that the House request the return of Senate Bill No. 2004 from the Senate, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Mertens: "Mr. Speaker, Ladies and Gentlemen:

"I realized that all bills that passed with a 2/3 vote were to be messaged over to the Senate, but that we also understood that no controversial bills would be messaged over immediately. In light of that, I think we should have been notified of this."

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. 2002

Senate Bill No. 2003
Senate Bill No. 2004

ROY GILBREATH, Chief Clerk
MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1045
House Bill No. 1393

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1005
House Bill No. 1014
House Bill No. 1043
House Bill No. 1047
House Bill No. 1172
House Bill No. 1239
House Bill No. 1242
House Bill No. 1308
House Bill No. 1333

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1005

On page 2 of the engrossed bill, delete lines 7 and 8 and insert in lieu thereof the following lines:

"Bismarck junior college	\$2,100,112
Lake region junior college	866,554
UND-Williston	669,575
Total general fund appropriation	\$3,636,241"

On page 3 of the engrossed bill, after line 28, insert the following section:

"SECTION 6. INTENT.) It is the intent of the Legislative Assembly that payments for state aid to junior colleges by made in accordance with provisions of section 15-18-07 of the North Dakota Century Code relating to pro rata distribution of state aid to junior colleges and which states: "If the funds appropriated for the purpose of carrying out the provisions of this section should prove to be insufficient based on the number of students in attendance at a junior college or educational center as provided in this section, the amounts to be paid to such junior colleges or educational centers shall be reduced in such a manner so that the payments for each student in attendance at a junior college or educational center will be made on a pro rata basis." "

And renumber the lines and pages accordingly.

Statement of Purpose of Amendment:

The purpose of this amendment is to appropriate state aid to junior colleges for each separate junior college rather than to appropriate a lump sum for all junior colleges.

AMENDMENTS TO HOUSE BILL No. 1014

On page 1 of the engrossed bill, line 3, after the word "Dakota" insert the words "; and declaring an emergency"

On page 2 of the engrossed bill, line 1, delete the underscored numerals "10,000" and insert in lieu thereof the numerals "10,000"

On page 2 of the engrossed bill, after line 1, insert the following line item:

"Soil survey program 100,000"

On page 2 of the engrossed bill, line 2, delete the numerals "232,960" and insert in lieu thereof the numerals "332,960"

On page 3 of the engrossed bill, line 8, delete the words "STATE OUTDOOR RECREATION AGENCY" and insert in lieu thereof the words "NORTH DAKOTA PARKS AND RECREATION DEPARTMENT"

On page 3 of the engrossed bill, line 9, delete the numerals "142,285" and insert in lieu thereof the numerals "1,606,970"

On page 3 of the engrossed bill, line 10, delete the numerals "40,004" and insert in lieu thereof the numerals "342,783"

On page 3 of the engrossed bill, line 11, delete the numerals "30,533" and insert in lieu thereof the numerals "294,892"

On page 3 of the engrossed bill, line 12, delete the numerals "10,850" and insert in lieu thereof the numerals "278,988"

On page 3 of the engrossed bill, after line 13, insert the following line: "Land, structures, and major improvements 478,300"

On page 3 of the engrossed bill, line 15, delete the numerals "8,542,097" and insert in lieu thereof the numerals "11,320,358"

On page 3 of the engrossed bill, line 16, delete the numerals "7,500,000" and insert in lieu thereof the numerals "7,903,000"

On page 3 of the engrossed bill, line 17, delete the numerals "1,042,097" and insert in lieu thereof the numerals "3,417,358"

On page 3 of the engrossed bill, delete lines 18 through 27

On page 3 of the engrossed bill, line 28, delete the numeral "7" and insert in lieu thereof the numeral "6"

On page 3 of the engrossed bill, line 34, delete the numerals "6,000,000" and insert in lieu thereof the numerals "6,684,580"

On page 3 of the engrossed bill, line 35, delete the numerals "6,104,118" and insert in lieu thereof the numerals "6,788,698"

On page 4 of the engrossed bill, line 1, delete the numeral "8" and insert in lieu thereof the numeral "7"

On page 4 of the engrossed bill, line 11, delete the numerals "8,395,455" and insert in lieu thereof the numerals "8,521,640"

On page 4 of the engrossed bill, line 12, delete the numerals "21,376,080" and insert in lieu thereof the numerals "22,090,660"

On page 4 of the engrossed bill, line 13, delete the numerals "29,771,535" and insert in lieu thereof the numerals "30,612,300"

On page 5 of the engrossed bill, after line 3, insert the following section: "SECTION 5. EMERGENCY.) The line item entitled "grants, benefits, and claims" in the appropriation to the coal development impact office in subdivision 6 of section 1 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."

And renumber the lines and pages accordingly.

Statement of Purpose of Amendment:

This amendment is in addition to the amendment on pages 759-761 of the House Journal.

The purpose of this amendment is to add \$100,000 to the Soil Conservation Committee appropriation for a soil survey program.

This amendment combines the appropriations for the State Outdoor

Recreation Agency and the State Park Service into a single appropriation for the North Dakota Parks and Recreation Department. This amendment adds \$30,000 of Youth Conservation Corps funds to the Parks and Recreation Department salary and wage line item for summer employment. Also, \$26,185 from the general fund is added to salaries and wages for an assistant recreation planner.

This amendment adds \$684,580 to the grants line item for the Coal Development Impact Office for the following grants which have been committed but may not be expended prior to June 30, 1977:

Center Public School	\$275,000	School building
Underwood Public School	170,580	Remodeling of junior-senior high school building
City of Beulah	100,000	Water treatment plant
City of Center	100,000	Water storage and treatment; and sewage disposal facility
City of Underwood	15,000	Extension of water lines for school building fire protection
City of Zap	24,000	Paving of main street
	<u>\$684,580</u>	

The emergency clause is attached to the grants line item for the Coal Development Impact Office for the above grants.

AMENDMENTS TO HOUSE BILL No. 1043

On page 3, line 27 of the engrossed bill delete the words, "which shall specify the"

On page 3, line 28, delete the following: "general nature of the contemplated treatment"

On page 3, line 34, delete the word "and"

On page 3, line 35, delete the following: "the person is incapable of expressing consent"

On page 7, line 31, delete the words "premium paid" and insert in lieu thereof the words "insurance services office standard premium based upon its standard classification code"

On page 7, line 35, after the word "Assessments" insert the words "or surcharges"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1047

On page 2, line 10, of the engrossed bill, after the word "the" delete the remainder of the line

On page 2, line 11, delete the word "and"

And renumber the lines and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1172

On page 1, line 13 of the engrossed bill, delete the numeral "50-09-21" and insert in lieu thereof the numeral "50-09-20"

AMENDMENTS TO HOUSE BILL No. 1239

On page 1, line 13, delete the word "billard" and insert in lieu thereof "billiard" and also on line 13, following the ending triple parentheses insert the following: "theater,"

On page 1, line 19 following the word "city" delete the following: "or village"

On page 2, line 13 following the comma and before the ending parentheses insert the word "and"

AMENDMENTS TO HOUSE BILL No. 1242

On page 1, line 12 delete the word "person" and insert in lieu thereof the word "licensee"

On page 1, line 13 following the word "such" insert the word "a"

On page 1, line 16 delete the numeral "5-01-02.2" and insert in lieu thereof the numeral "5-01-08.2"

On page 2, line 2 following the word "sold" delete the word "and" and insert in lieu thereof the word "may"

AMENDMENTS TO HOUSE BILL No. 1308

On page 9 of the engrossed bill, delete lines 1 through 6 and insert in lieu thereof the following new sections:

"SECTION 16. APPROPRIATION OF FUNDS.) There is hereby appropriated out of any moneys in the edible bean fund in the state treasury, the sums hereinafter named, or so much thereof as may be necessary, to the edible bean council for the purpose of carrying out this Act for the period beginning with the effective date of this Act and ending June 30, 1979:

Salaries and wages	\$ 65,000
Fees and services	162,000
Supplies and materials	8,000
Equipment	15,000
Total	<u>\$250,000</u>

SECTION 17. FUND EXPENDITURES.) The provisions of sections 54-27-10 and 54-44.1-11 shall not apply to the appropriation for the edible bean council."

And renumber the lines, sections, and pages accordingly.

Statement of the Purpose of the Amendment:

The purpose of the amendment is to line item the expenditure of funds.

AMENDMENTS TO ENGROSSED HOUSE BILL No. 1308

In addition to the amendments already adopted by the Senate and printed on pages 1073 and 1074 of the Senate Journal the engrossed bill is further amended as follows:

On page 6 of the engrossed bill, delete lines 33 through 35

On page 7 of the engrossed bill, delete lines 1 through 13 and insert in lieu thereof the following: "Any grower subject to the assessment provided in this chapter may, within sixty days following such assessment or final settlement, make application by personal letter to the edible bean council for a refund application blank. Upon the return of said blank, properly executed by the grower, accompanied by a record of the assessment by the designated handler, the grower shall be refunded the net amount of the assessment collected. If no request for refund shall have been made within the period prescribed above then the grower shall be presumed to have agreed to such assessment. However, a grower, for any reason, having paid the tax more than once on the same edible beans, upon furnishing proof of this to the council, shall be entitled to a refund of the overpayment.

The council, to inform the grower, shall develop and disseminate information and instructions relating to the purpose of the edible bean tax and manner in which refunds may be claimed, and to this extent shall cooperate with governmental agencies, state and federal, and private businesses engaged in the purchase of edible beans."

And renumber the lines and pages accordingly.

● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2022. A Bill for an Act to provide authority for the board of university and school lands to invest permanent funds of the common schools in the construction of an office building, to establish the location of the office building, to provide a grant of land, to provide for the advertising and letting of construction bids, to provide for the rental of space to state agencies, to provide for a method of amortizing the capital investment, to provide for incidental authority in the board of university and school lands necessary to accomplish the purpose of this Act; 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, 66; nays, 29; absent and not voting, 5.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC	●		● MUSHIK		● VANDER VORST
● BERG			● KNUDSON	●		● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WEBER
● BLACK	●		● KUCHERA			● OLSON		● WALSH
● CHRISTENSEN	●		● LANG	●		● OPEDAH		● WENTZ
● CONNY	●		● LANGLEY			● O'SHEA		● WINGE
● CPABTREE	●		● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● RFD		
● ERICKSON	●		● LEE			● RICHARD		
● FLEMING			● LIPSIFA	●		● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERI	●		● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN	●		● RUED		
● CUNDERSON			● MARTIN, C. #36			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON	●		● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McGAUVRAN			● SOLBERG		
● HERSLIP	●		● MEIERS			● STENEHJEM		
● HICKLE	●		● MERTENS	●		● STRINDEN		
● HILL			● METZ	●		● SWIONTEK		
● HORGAN			● METZGER	●		● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2384. A Bill for an Act to authorize the state board of higher education to sell certain land presently used by the Dickinson experiment station; to provide for the use of the proceeds of the sale of such land; to provide for the purchase of replacement land for the use of the Dickinson experiment station; to provide an appropriation; and to declare 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, 43; nays, 49; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR	•		• KERMMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC	•		• MUSHIK	•	• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER	•		• KRETSCHMAR			• NORDBY		• WALSH
• BLACK	•		• KUCHERR			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD	•		• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN	•		• REED		
• ERICKSON	•		• LEE			• RICHARD	•	
• FLEMING			• LIPSIEA	•		• RICHIE		
• GACKLE			• LOKKEN	•		• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL	•		• MAIXNER			• ROCHELEAU		
• GRONNEBERG	•		• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38	•		• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEK		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSKARD		
• JACOBSON			• MEYER			• TIMM		

So the bill lost.

Senate Bill No. 2548. A Bill for an Act making an appropriation to the North Dakota state water commission for the purpose of the investigation and development of a plan for the supplementation of the water resources of Dickinson and southwestern North Dakota with water from 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, 71; nays, 22; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC	•		• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERR			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD	•		• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN	•		• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG	•		• MARSDEN	•		• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEK		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSKARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2509. A Bill for an Act to amend and reenact sections 54-10-24 and 54-10-25 of the North Dakota Century Code, relating to audit and examination by the state auditor of confidential records 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, 88; nays, 1; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MAARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2536. A Bill for an Act to amend and reenact section 39-18-01 of the North Dakota Century Code, relating to mobile home dealers' licenses, fees, and dealers' plates.

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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					

● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. # 43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHEJA
● HICKLE	● MERTENS	● STRINDER
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1599. A Bill for an Act to amend and reenact section 2-07-11.1 of the North Dakota Century Code, relating to county appropriations for weather modification.

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, 24; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●		●	●	JOHNSON		●	MILLER		●	TINJUM	
●		●	●	KELLY		●	MUND		●	TWETEN	
●		●	●	KERMOTT		●	MURPHY	●	●	UNHEM	
●		●	●	KLOUBEC	●	●	MUSHIK		●	VANDER VORST	
●		●	●	KNUDSON		●	NICHOLAS		●	WAGNER	
●		●	●	KRETSCHMAR		●	NORDBY		●	WALSH	
●		●	●	KUCHER		●	OLSON		●	WEBER	
●		●	●	LANG	●	●	OPEDAHN		●	WENTZ	
●		●	●	LANGLEY		●	O'SHEA		●	WINGE	
●		●	●	LARDY	●	●	PETERSON		●	WINKER	
●		●	●	LARSON, B. #12		●	POWERS				
●		●	●	LARSON, G. #29		●	RAJ		●	MR. SPEAKER	
●		●	●	LAUGHLIN		●	REED	●			
●		●	●	LEE		●	RICHARD				
●		●	●	LIPSIEA		●	RICHIE				
●		●	●	LOKKEN		●	RICHTER				
●		●	●	LUNDENE		●	RIEHL				
●		●	●	MAIXNER		●	ROCHELEAU				
●		●	●	MARSDEN	●	●	RUED				
●		●	●	MARTIN, C. #38		●	RUSSELL				
●		●	●	MARTIN, G. # 43		●	RYLANCE				
●		●	●	MARTINSON	●	●	SCHINDLER	●			
●		●	●	MATCHIE		●	SCHUETT				
●		●	●	McCAFFREY		●	SCOFIELD				
●		●	●	MCGAUVRAN		●	SOLBERG				
●		●	●	MEIERS		●	STENEHEJA				
●		●	●	MERTENS		●	STRINDER				
●		●	●	METZ	●	●	SWIONTEK	●			
●		●	●	METZGER		●	THORSGARD				
●		●	●	MEYER		●	TIMM				

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2016. A Bill for an Act to create and enact sections 20.1-02-18.1 and 20.1-02-18.2 of the North Dakota Century Code, relating to board of county commissioner approval prior to final approval of land, wetland, and water acquisitions by the department of the interior for waterfowl or wildlife purposes; providing for inspection of proposed acquisitions, public notice, opportunity for comment, and impact analyses; allowing the landowner to negotiate time period of a lease, easement, or servitude, and to restrict the land or water areas sought by legal description and to drain any expanded wetland or water area in excess of the legal description; and to amend and reenact section 20.1-02-18 of the North Dakota Century Code, relating to the state's consent to United States' acquisition of areas for migratory bird reservations.

Rep. Beauclair
 Senate Bill No. 2378:
 Rep. Winkjer
 Rep. Stenehjerm
 Rep. Gronneberg

Very respectfully,
 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. 1012-1018-1056-1163-1240-1284-1361-1383-1423-1441-1442-1532-1563-1583-1597-3039 and refused to concur in the Senate amendment to House Bill No. 1010-1037-1071-1178-1320-1384-1478-1525-1548-1559-1565 and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

House Bill No. 1010:

Rep. Thorsgard
 Rep. Christensen
 Rep. Lardy

House Bill No. 1037:

Rep. Maixner
 Rep. Tinjum
 Rep. Schindler

House Bill No. 1071:

Rep. Kretschmar
 Rep. Stenehjerm
 Rep. Meiers

House Bill No. 1178:

Rep. Maixner
 Rep. Tinjum
 Rep. Schindler

House Bill No. 1320:

Rep. Stenehjerm
 Rep. Russell
 Rep. Meiers

House Bill No. 1384:

Rep. Metz
 Rep. Lang
 Rep. Jacobson

House Bill No. 1478:

Rep. Dotzenrod
 Rep. Russell
 Rep. Rocheleau

House Bill No. 1525:

Rep. Tinjum
 Rep. Langley
 Rep. Kloubec

House Bill No. 1548:

Rep. Riehl
 Rep. Anderson
 Rep. VanderVorst

House Bill No. 1559:

Rep. Richie
 Rep. Stenehjerm
 Rep. Dotzenrod

House Bill No. 1565:
Rep. Berg
Rep. Weber
Rep. Nicholas

Very respectfully,
ROY GILBREATH, Chief Clerk

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. 2500 and has laid the Amendment on the table.

Very respectfully,
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. 1009.

Senator Thane
Senator Smykowski
Senator Larson
Senate Bill No. 1419
Senator Strinden
Senator Hanson
Senator Maher

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. 2515 refused to concur in the House amendment to Senate Bill No. 2218-2239-2331-2381-2487 and the President has appointed as a conference committee to act with a like committee from the House:

Senate Bill No. 2218
Senator Fritzell
Senator Reiten
Senator Pietron
Senate Bill No. 2239
Senator Tennefos
Senator Solberg
Senator Schirado
Senate Bill No. 2331
Senator Lodoen
Senator Tennefos
Senator Krauter
Senate Bill No. 2381
Senator Lodoen
Senator Reiten
Senator Shablow
Senate Bill No. 2487
Senator Tennefos
Senator Schirado
Senator Solberg

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that it is, with regret that the return of Senate Bill No. 2004 has been denied.

LEO LEIDHOLM, Secretary

POINT OF PERSONAL PRIVILEGE

Rep. Backes: "Mr. Speaker, Members of this Assembly:

"As you have just noted in the report from the Senate that the action of the Senate was to turn down the request for the return of Senate Bill No. 2004.

"This is very strange to me. Only last week we returned four bills to the Senate upon their request because they had made mistakes that had to be corrected before the bills could become law — before they could be enrolled and engrossed, and I feel that is the proper way. The action of the Senate is the lowest form of attaining legislation to gain their point of view I have ever witnessed in the legislative process. If such action is to attain the goal of funding REAP, then I feel it is incumbent upon me to strongly encourage the Governor to veto such legislation. I am not saying the Governor will veto it, but I am saying to this Assembly that he is going to be very strongly encouraged by me, if this is the ultimate result of this.

"Are we afraid of the legislative process. This bill would have ended up in the conference committee. Do we have to gain our legislation by trickery? That is all this amounts to.

"Evidently the Senate feels that way, and I also feel the House Republican leadership feels that way, in including Senate Bill No. 2004 in the message today.

"Part of the process of running the House any year, but especially this year in a unique situation where it is based on a mutual trust, I have always held to that, and I feel a man's word and what he does means everything. When this happened earlier in the session, I still gave the benefit of the doubt to my co-leader and that could be overlooked. Today my trust is totally shattered, as I considered the action to be a move to take advantage of the so necessary trust needed to run this House in a most efficient manner.

POINT OF PERSONAL PRIVILEGE

Rep. Strinden: "Mr. Speaker, Members of the Assembly:

"I request that my remarks be printed in the journal.

"House Bill No. 1262 was messaged to the Senate by Rep. Backes, not by Rep. Strinden. House Bill No. 1262 was one of thirteen bills to be introduced carrying the repealer language. Obviously, you cannot amend a law which no longer exists. House Bill No. 1262 was introduced with one thought, and that was to establish a Impact Commission and nothing else. I deny now as I denied then that I had any other motives with House Bill No. 1262.

"Today we voted on three bills which were included in bills that we passed yesterday afternoon. Senate Bill No. 2004 passed this Assembly with 88 ayes, 9 nays, and 3 absent and not voting. Members of this Assembly, I did move that bill and the other bills passed this morning to be messaged to the Senate, along with other bills which had passed by a 2/3 vote or more, as had these bills. Most certainly I did that. No one indicated to me that this measure was going to be reconsidered. There was no talk, to my knowledge, of reconsideration. Obviously, you can think what you want. I am not going to argue whether it was proper or not proper. I shall only say it was what we have been doing.

"When the list was read, and it was read with every bill, there were no

• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNERBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGAARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Gerl: "Mr. Speaker:

"I rise on a point of personal privilege.

"There are outbursts and things said that are really not meant. I guess the point I am trying to make is that we sometimes do our citizens a great disservice in not taking more time to deliberate on the matters we act on. The legislation is more numerous and more complex every day, and we are citizen legislators. I don't think we can continue to cram our deliberations on legislation into so few hours and maintain our high quality of work. We try to from time to time, and we are tired, and at least fifty percent of us are frustrated from time to time.

"How can we keep on this work schedule.

"I appeal to the leadership on the part of both parties for the remainder of this session to take it a little bit slower for the remainder of the session. I would rather spend a day or two more in the capitol than to pass one piece of bad legislation."

MOTION

Rep. Mushik moved that the House reconsider the action whereby the House concurred in Senate amendments to House Bill No. 1018, which motion prevailed.

Rep. Backes moved that the House not concur in the Senate amendments to House Bill No. 1018, 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 Reps. Lardy and Gengler for the introduction of a concurrent resolution, which request has been approved.

Rep. Earl Strinden
Rep. Richard Backes
(Co-Chairmen)

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Lardy and Gengler through the Delayed Bills Committee introduced:

House Concurrent Resolution No. 3106. A concurrent resolution commending Mr. Steve Kilwein of Dickinson State College for his outstanding wrestling accomplishments.

Which was read the first time.

Rep. Lardy moved that the rules be suspended, that House Concurrent Resolution No. 3106 not be referred to committee, not printed as a bill but

printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3106

Introduced by Committee on Delayed Bills.

A concurrent resolution commending Mr. Steve Kilwein of Dickinson State College for his outstanding wrestling accomplishments.

WHEREAS, Mr. Steve Kilwein of Dickinson State College has had an outstanding career as a wrestler for the Blue Hawks of Dickinson State College; and

WHEREAS, during the course of this career, Steve Kilwein established many school records and represented Dickinson State College at many wrestling tournaments; and

WHEREAS, Steve Kilwein finished in second place in the finals of the 177-pound weight division at the 1977 NAIA national wrestling tournament;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Forty-fifth Legislative Assembly heartily commends Mr. Steve Kilwein for his outstanding performance at the 1977 NAIA national wrestling tournament and for his distinguished list of accomplishments in wrestling for the Blue Hawks of Dickinson State College; and

BE IT FURTHER RESOLVED, that the Secretary of State send an enrolled copy of this resolution to Mr. Steve Kilwein and Mr. Robert Hoeg, Director of Athletics at Dickinson State College and Coach of the Blue Hawks wrestling team.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3106. A concurrent resolution commending Mr. Steve Kilwein of Dickinson State College for his outstanding wrestling accomplishments.

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 PROCEDURAL COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1110
 House Bill No. 1176
 House Bill No. 1179
 House Bill No. 1225
 House Bill No. 1254
 House Bill No. 1257
 House Bill No. 1307
 House Bill No. 1323
 House Bill No. 1338
 House Bill No. 1349
 House Bill No. 1350
 House Bill No. 1380
 House Bill No. 1401
 House Bill No. 1403
 House Bill No. 1414
 House Bill No. 1416

House Bill No. 1457
 House Bill No. 1458
 House Bill No. 1473
 House Bill No. 1527
 House Bill No. 1537
 House Bill No. 1538
 House Bill No. 1539
 House Concurrent Resolution No. 3030
 House Concurrent Resolution No. 3038
 House Concurrent Resolution No. 3057
 House Concurrent Resolution No. 3061
 And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy 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. 1321
 House Bill No. 1357

And find the same correctly Engrossed and Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy 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. 1110
 House Bill No. 1176
 House Bill No. 1179
 House Bill No. 1225
 House Bill No. 1254
 House Bill No. 1257
 House Bill No. 1307
 House Bill No. 1321
 House Bill No. 1323
 House Bill No. 1338
 House Bill No. 1349
 House Bill No. 1350
 House Bill No. 1357
 House Bill No. 1380
 House Bill No. 1401
 House Bill No. 1403
 House Bill No. 1414
 House Bill No. 1416
 House Bill No. 1457
 House Bill No. 1458
 House Bill No. 1473
 House Bill No. 1527
 House Bill No. 1537
 House Bill No. 1538
 House Bill No. 1539
 House Concurrent Resolution No. 3030
 House Concurrent Resolution No. 3038
 House Concurrent Resolution No. 3057
 House Concurrent Resolution No. 3061

And the Speaker signed the same in the presence of the House of Representatives.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned until 9:00 a.m., Monday, March 21, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk.



FIFTY-FOURTH DAY

Bismarck, March 21, 1977

The House convened at 9:00 a.m., with Speaker Solberg presiding. The prayer was offered by Rev. A.L.C. Keller, former Chaplain, State Industrial School.

The roll was called, and all members were present except Reps. C. Martin, McCaffrey, Meyer, Richie, and Rocheleau.

A quorum was declared by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1245. A Bill for an Act to amend and reenact section 39-20-14 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, as amended, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMBTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KLUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELLEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1325. A Bill for an Act to amend and reenact section 11-14-16 of the North Dakota Century Code, relating to when treasurer shall pay over the funds collected.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 51; nays, 44; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES		•	KELLY		•	MUND		TWETEN
BEAUCLAIR		•	KERMOTT		•	MURPHY		UNHJEM
BENEDICT		•	KLOUBEC		•	MUSHIK		VANDER VORST
BERG		•	KNUDSON		•	NICHOLAS		WAGNER
BERGER		•	KRETSCHMAR		•	NORDBY		WALSH
BLACK		•	KUCHERA		•	OLSON		WEBER
CHRISTENSEN		•	LANG		•	OPEDAHL		WENTZ
CONMY		•	LANGLEY		•	O'SHEA		WINGE
CRABTREE		•	LARDY		•	PETERSON		WINKJER
DOTZENROD		•	LARSON, B. #12		•	POWERS		
DUBORD		•	LARSON, G. #29		•	RAU		• MR SPEAKER
EAGLES		•	LAUGHLIN		•	REED		
ERICKSON		•	LEE		•	RICHARD		
FLEMING		•	LIPSIEA		•	RICHIE		
GACKLE		•	LOKKEN		•	RICHTER		
GENGLER		•	LUNDENE		•	RIEHL		
GERL		•	MAIXNER		•	ROCHELEAU		
GRONNEBERG		•	MARSDEN		•	RUED		
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		
HAUGLAND		•	MARTINSON		•	SCHINDLER		
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		
HERMAN		•	MCGAUVVRAN		•	SOLBERG		
HERSLIP		•	MEIERS		•	STENEHJEM		
HICKLE		•	MERTENS		•	STRINDEN		
HILL		•	METZ		•	SWIONTEK		
HORGAN		•	METZGER		•	THORSgard		
JACOBSON		•	MEYER		•	TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1388. A Bill for an Act to create and enact a new section to chapter 40-31 of the North Dakota Century Code, requiring cities to provide ramped curbing at intersections for wheelchair traffic upon undertaking extensive curb and gutter repair or installation.

Which has 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, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES		•	KELLY		•	MUND		TWETEN
BEAUCLAIR		•	KERMOTT		•	MURPHY		UNHJEM
BENEDICT		•	KLOUBEC		•	MUSHIK		VANDER VORST
BERG		•	KNUDSON		•	NICHOLAS		WAGNER
BERGER		•	KRETSCHMAR		•	NORDBY		WALSH
BLACK		•	KUCHERA		•	OLSON		WEBER
CHRISTENSEN		•	LANG		•	OPEDAHL		WENTZ
CONMY		•	LANGLEY		•	O'SHEA		WINGE
CRABTREE		•	LARDY		•	PETERSON		WINKJER
DOTZENROD		•	LARSON, B. #12		•	POWERS		
DUBORD		•	LARSON, G. #29		•	RAU		• MR SPEAKER
EAGLES		•	LAUGHLIN		•	REED		
ERICKSON		•	LEE		•	RICHARD		
FLEMING		•	LIPSIEA		•	RICHIE		
GACKLE		•	LOKKEN		•	RICHTER		
GENGLER		•	LUNDENE		•	RIEHL		
GERL		•	MAIXNER		•	ROCHELEAU		
GRONNEBERG		•	MARSDEN		•	RUED		
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		
HAUGLAND		•	MARTINSON		•	SCHINDLER		
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		
HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD		
HERMAN		•	MCGAUVVRAN		•	SOLBERG		
HERSLIP		•	MEIERS		•	STENEHJEM		
HICKLE		•	MERTENS		•	STRINDEN		

• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1476. A Bill for an Act to amend and reenact section 11-28.2-01 of the North Dakota Century Code, relating to establishment of recreation service 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, 92; nays, 0; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAIGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• METERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. A. Hausauer moved that the House reconsider its action by which Senate Bill No. 2384 lost, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2384. A Bill for an Act to authorize the state board of higher education to sell certain land presently used by the Dickinson experiment station; to provide for the use of the proceeds of the sale of such land; to provide for the purchase of replacement land for the use of the Dickinson experiment station; to provide an appropriation; and to declare 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, 84; nays, 13; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		

JOURNAL OF THE HOUSE

• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, I. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2001. State Institutions of Higher Learning — 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.

Rep. Lardy requested that he be excused from voting on Senate Bill No. 2001 because of a conflict of interest.

Rep. Rylance requested that he be excused from voting on Senate Bill No. 2001 because of a conflict of interest.

Rep. Schuett requested that he be excused from voting on Senate Bill No. 2001 because of a conflict of interest.

Rep. Mushik moved that Reps. Lardy, Rylance and Schuett be allowed to vote on Senate Bill No. 2001, 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, 62; nays, 36; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD		•	• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON		•	• LEE			• RICHARD		•			
• FLEMING		•	• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL		•	• METZ		•	• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD		•			
• JACOBSON			• MEYER		•	• TIMM					

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:

House Bill No. 1110
House Bill No. 1176
House Bill No. 1179
• House Bill No. 1225
House Bill No. 1254
House Bill No. 1257
House Bill No. 1307
House Bill No. 1321
House Bill No. 1323
House Bill No. 1338
House Bill No. 1349
House Bill No. 1350
House Bill No. 1357
House Bill No. 1380
House Bill No. 1401
House Bill No. 1403
House Bill No. 1414
House Bill No. 1416
House Bill No. 1457
House Bill No. 1458
House Bill No. 1473
House Bill No. 1527
House Bill No. 1537
House Bill No. 1538
House Bill No. 1539
House Concurrent Resolution No. 3030
House Concurrent Resolution No. 3038
House Concurrent Resolution No. 3057
House Concurrent Resolution No. 3061

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. 2020
Senate Bill No. 2029
Senate Bill No. 2035
Senate Bill No. 2091
Senate Bill No. 2120
Senate Bill No. 2151
Senate Bill No. 2152
Senate Bill No. 2196
Senate Bill No. 2197
Senate Bill No. 2198
Senate Bill No. 2206
Senate Bill No. 2210
Senate Bill No. 2211
Senate Bill No. 2212

Senate Bill No. 2223
 Senate Bill No. 2228
 Senate Bill No. 2230
 Senate Bill No. 2237
 Senate Bill No. 2281
 Senate Bill No. 2370
 Senate Bill No. 2375
 Senate Bill No. 2393
 Senate Bill No. 2403
 Senate Bill No. 2412
 Senate Bill No. 2429
 Senate Bill No. 2445
 Senate Bill No. 2450
 Senate Bill No. 2452
 Senate Bill No. 2453
 Senate Bill No. 2457
 Senate Bill No. 2484
 Senate Bill No. 2530
 Senate Bill No. 2531

Which the Speaker has signed.

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. 2240
 Senate Bill No. 2415
 Senate Bill No. 2495

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. 2139

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. 2279
 Senate Bill No. 2361
 Senate Bill No. 2379
 Senate Bill No. 2436
 Senate Bill No. 2473

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following which the Senate has amended:

House Bill No. 1049
 House Bill No. 1280

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1049

On page 1, line 2 of the engrossed bill, after "16.1-07" insert "16.1-08,"

On page 2, line 8, after "16-20-07," insert the following: "16-20-08, 16-20-09; 16-20-10; 16-20-11,"

On page 3, line 17, after the word "on" delete the word "challenge" and insert in lieu thereof the word "election"

On page 6, line 5, after the period delete the remainder of the line

On page 6, delete lines 6 and 7

On page 6, line 8, delete the following: "and shall remain open continuously until nine p.m."

On page 19, line 6, after the word "electors" insert a period and delete the remainder of the line and insert in lieu thereof the following: "It shall be the duty of both election judges together to give any assistance requested by electors in marking ballots or operating voting machines. It shall be the duty of election officers to instruct voters on how to open and close voting machines and how to move the levers to cast and change votes."

On page 19, delete lines 7 through 9

On page 19, line 10, delete the following: "change their vote."

On page 21, line 17, after the word "the" delete the word "district" and insert in lieu thereof the word "precinct"

On page 23 of the engrossed bill, delete lines 5 through 33 and insert in lieu thereof the following new section:

"16.1-06-05. FORM OF GENERAL ELECTION BALLOT.) The official ballots provided for partisan election at general elections in precincts in which voting machines are not used shall be prepared as follows:

1. The ballots shall be of sufficient width to contain all of the political party tickets to be voted for, under the appropriate party designation for each.

2. On the left-hand side of such ballot shall be a column designating the office to be voted for, and on the same line, in the column under the appropriate party designation of each, all of the names of the candidates duly nominated for that office shall be printed.

3. The names of candidates under headings designating each official position shall be alternated in the printing of the official ballot in the same manner as is provided for the primary election ballot.

4. The names of all persons nominated by petition shall be placed in one column under the designation "Independent nominations" in the lines respectively specifying the offices for which they are nominated.

5. The size of types shall be specified by the secretary of state.

In precincts in which voting machines are used, the list of offices and candidates and the statements of measures and questions to be submitted to the voters shall be arranged in a manner and form approximating the requirements of this section."

On page 24 of the engrossed bill, delete lines 12 through 28 and insert in lieu thereof the following new section:

"16.1-06-07. ARRANGEMENT OF NAMES ON BALLOT — PRESIDENTIAL ELECTORS.) The ballot provided for in section 16.1-06-05 shall be arranged as follows: The names of the candidates of the party casting the highest number of votes in the state for members of Congress at the last preceding general election shall be arranged in the first or left-hand column of such ballot; of the party casting the next highest number of votes in the second column; of the party casting the next highest

number of votes in the third column; and of such other party as the secretary of state may direct in the fourth and successive columns. In presidential election years the names of presidential electors presented in one certificate of nomination, shall be arranged in a group enclosed in brackets to the right and opposite the center of which shall be printed in bold type the surname of the presidential candidate represented. To the right and in a line with such surname, near the margin, shall be placed a single square, and a mark within such square shall be designated a vote for all the electors, and such group shall be placed at the head of the column under the party designated or represented in such certificate."

On page 33, line 29, after the period delete the word "The"

On page 33, delete lines 30 through 35

On page 34, delete lines 1 through 3

On page 34, line 4, after the word "understand" delete the remainder of the line

On page 34, delete line 5

On page 34, line 6, delete the following: "application is unreasonable under the law, and"

On page 34, line 7, after the word "offense" delete the following: ", punishable by imprisonment for up to"

On page 34, delete line 8

On page 34, line 11, delete the blank line and insert in lieu thereof the words "at least 30 days."

On page 34, line 12, delete the following: "(years/months/days)"

On page 34, delete lines 14 and 15

On page 38, after line 31, add the following new section:

SECTION 6.) Chapter 16.1-08 of the North Dakota Century Code is hereby created and enacted to read as follows:

16.1-08-01. DEFINITIONS.) As used in this chapter, unless the context otherwise plainly requires:

1. "Association" means any club, association, union, brotherhood, fraternity, organization, or group of any kind of two or more persons, including, but not limited to, labor unions, trade associations, professional associations, or governmental associations, which is united for any purpose, business, or object and which assesses any dues, membership fees, or license fees in any amount, or which maintains a treasury fund in any amount. Associations shall not include corporations, cooperative corporations, political committees, or political parties.

2. "Candidate" means a person whose name is presented for nomination to public office at any primary election or convention, whether the person is actually nominated or not; a person whose name is printed as a candidate on an official ballot used at any election; or a person who seeks election through write-in votes.

3. "Contribution" means a gift, subscription, loan, advance, or deposit of money or anything of value, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in furtherance of or to defeat any constitutional amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Contribution also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make a contribution for any of the above purposes, and includes funds received by a political committee

which are transferred to that committee from another political committee or other source.

4. "Expenditure" means a purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in the furtherance of or to defeat any constitutional amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Expenditure also means a contract, promise, agreement, express or implied, whether or not legally enforceable, to make any expenditure, and includes the transfer of funds by a political committee to another political committee.

5. "Person" means an individual, partnership, committee, association, corporation, cooperative corporation, or other organization or group of persons.

6. "Political committee" means any committee, club, association, or other group of persons which receives contributions or makes expenditures for political purposes.

7. "Political party" means any association, committee, or organization which nominates a candidate for election to any office which may be filled by a vote of the electors of this state or any of its political subdivisions and whose name appears on the election ballot as the candidate of such association, committee, or organization.

8. "Political purpose" or "political purposes" means any activity undertaken in support of or in opposition to the election or nomination of a candidate, or in support of or in opposition to the adoption of any question or measure submitted to the electors of the state or political subdivision, whether the activity is undertaken by a candidate, a political committee, a political party, or any person.

9. "Public office" means every statewide or legislative office to which persons can be elected by vote of the people under the laws of this state.

16.1-08-02. CAMPAIGN CONTRIBUTIONS BY CORPORATIONS, COOPERATIVE CORPORATIONS, AND ASSOCIATIONS PROHIBITED — VIOLATION — PENALTY.)

1. No corporation, cooperative corporation, or association, directly or indirectly, shall make a contribution:

- a. To aid any political party, political committee, or organization.
- b. To aid any corporation or association organized or maintained for political purposes.
- c. To aid any candidate for political office or for nomination to such office.

d. For the reimbursement or indemnification of any person for money or property so used.

e. For the influencing of legislation before the legislative assembly in accordance with chapter 54-05.1.

2. Nothing in this section shall be construed to prohibit the establishment, administration, and solicitation of contributions to a separate and segregated fund to be utilized for political purposes by a corporation, cooperative corporation, or association. It shall be unlawful for:

- a. The person or persons controlling such a fund to make contributions or expenditures utilizing money or anything of value secured by physical force, job discrimination, financial reprisals, or the threat of them; or

utilizing money from dues, fees, treasury funds, or other money required as a condition of membership in an association, or as a condition of employment; or utilizing money obtained in any commercial transaction.

b. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member of the political purposes of the fund at the time of the solicitation.

c. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member, at the time of the solicitation, of his right to refuse to contribute without any reprisal.

d. Any solicitation to be made in a manner that allows the corporation, cooperative corporation, or association to determine who does and who does not make a contribution in response to the solicitation.

3. If an officer, employee, agent, attorney, or other representative of a corporation, cooperative corporation, or association makes any contribution prohibited by this section out of corporate, cooperative corporation, or association funds or otherwise violates the provisions of this section, it shall be prima facie evidence of a violation by the corporation, cooperative corporation, or association.

4. A violation of the provisions of this section may be prosecuted in the county where the contribution is made, or in any county in which it has been paid or distributed.

5. It shall be a class A misdemeanor for an officer, director, stockholder, attorney, agent, or representative of any corporation, cooperative corporation, or association to violate any of the provisions of this section, or to counsel or consent to any violation. Any person who solicits or knowingly receives any contribution in violation of the provisions of this section shall be guilty of a class A misdemeanor.

6. Any officer, director, stockholder, attorney, agent, or representative who makes, counsels, or consents to the making of a contribution in violation of this section shall be liable to the company, corporation, or association for the amount so contributed.

-On page 69, delete lines 24 through 30

On page 110, line 27, after "16-20-07," insert the following: "16-20-08, 16-20-09, 16-20-10, 16-20-11,"

And renumber the lines, subsections, sections and pages accordingly.

On page 55 of the engrossed bill, after line 30, insert the following new sentence: "Sample ballots with inverted columns must be printed twice in each issue of the newspaper and in such a manner as to assure that the column of each political party shall be displayed once in each issue in an upright position."

AMENDMENTS TO HOUSE BILL No. 1280

On page 1 of the engrossed bill, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following:

"for an Act to provide an appropriation for the construction, additions to, remodeling, and equipping of buildings at state agencies, departments, and institutions and to repeal sections 1 and 4 of chapter 23 of the 1975 Session Laws of the state of North Dakota.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury the sum of \$15,737,500.00, or so much thereof as may be necessary, to the state agencies, departments, and institutions listed herein for the construction

or addition to, remodeling, and equipping of buildings and facilities within the limitations hereafter stated in this section during the biennium beginning July 1, 1977, and ending June 30, 1979:

Name of agency, department, or institution	Type of facility	State funds
North Dakota heritage commission	Heritage center building	\$4,000,000
North Dakota state university	Library facility	2,500,000
University of North Dakota	Office facilities and class laboratory	3,500,000
Minot state college	Physical education activities center	3,500,000
Dickinson state college	Multipurpose arena	312,500
State hospital	Maximum security unit	1,250,000
School for the deaf	Instructional media center	325,000
State school of science	Swimming pool	350,000
		<u>\$15,737,500</u>

In addition to the appropriations and authorizations set forth in this Act, there is hereby appropriated to the state agencies, departments, and institutions listed herein, any moneys available from private, federal, or other sources to construct or remodel facilities set forth in this Act. In no event shall any facility listed in this section, except the heritage center, exceed the cost indicated in the column "State funds" except to the extent funds may be received from federal and private sources.

SECTION 2. APPROPRIATION.) There is hereby appropriated to the North Dakota heritage commission the sum of \$2,000,000.00, or such greater amounts arising from legislative appropriations private and other sources and interest thereon as may be on deposit with the heritage commission, toward the construction of a heritage center on the state capitol grounds. The appropriations in this Act are in lieu of the appropriations contained in chapter 44 of the 1975 Session Laws of the state of North Dakota.

SECTION 3. AVAILABILITY OF FUNDS.) 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 \$1,500,000.00 in contributions, donations, federal grants, or other sources, not received through appropriations from the state general fund, is available.

SECTION 4.) The appropriations for facilities in this Act are in lieu of appropriations for those facilities, contained in chapter 23 of the 1975 Session Laws of the state of North Dakota, for which funds for their construction would have been transferred to the state capitol construction fund on July 1, 1977, and July 1, 1978.

SECTION 5. APPROPRIATION.) In addition to the other appropriations and authorizations in this Act, there is hereby appropriated any federal, private, or other funds, that may be available, to North Dakota state university for the purpose of constructing a music building during the biennium beginning July 1, 1977, and ending June 30, 1979.

SECTION 6.) The state hospital and the health department are hereby authorized to conduct a study of the feasibility of entering into a joint project with Stutsman County and the city of Jamestown for the construction of a security unit to be used by the state hospital, Stutsman County, and the city of Jamestown. The funds herein appropriated to the state hospital for the state share of construction costs of a maximum security unit may be expended together with funds from other sources for constructing a maximum security unit for use of the state hospital.

SECTION 7. REPEAL.) Sections 1 and 4 of chapter 23 of the 1975 Session Laws of the state of North Dakota are hereby repealed."

And renumber the lines, sections, and pages accordingly.

In the amendments to engrossed House Bill No. 1280 as found on pages 1178 and 1179 of the Senate Journal, place amendments as follows:

On page 1178 of the Senate Journal, line 34, delete the numerals "15,737,500.00" and insert in lieu thereof the numerals "16,063,000.00"

On page 1178 of the Senate Journal, after line 53, insert the following new lines: "School for the blind Therapeutic swimming pool 325,000"

On page 1178 of the Senate Journal, line 55, delete the numerals "15,737,500.00" and insert in lieu thereof the numerals "16,063,000.00"

And renumber the lines accordingly.

In the amendments to engrossed House Bill No. 1280 as found on pages 1178 and 1179 of the Senate Journal, place amendments below Senator Mau's amendment "School for the blind Therapeutic Swimming pool \$325,500 as follows:

Main Experiment Station — Dairy Expansion Unit — \$380,000

On page 1179 of the Senate Journal, line 55, delete the numerals \$16,063,000.00 and insert in lieu thereof the numerals \$16,443,000.00"

SECOND READING OF SENATE BILLS

Senate Bill No. 2008. Highway Department — 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, 87; nays, 1; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOETT			● MURPHY		●	● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDERGRST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ		
● COMBY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCHE			● MARTIN, G. #43			● RYLAND					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					

● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2110. A Bill for an Act to create and enact chapter 15-08.2 of the North Dakota Century Code, relating to the sovereign lands of the state of North Dakota; to amend and reenact sections 38-11-02 and 47-06-08 of the North Dakota Century Code, relating to the leasing of public lands and ownership of islands and relicted 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, 90; nays, 3; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHN			● WENTZ		
● CONAMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKER		
● DOTZENROD			● LARSON, B. #12			● POWERS	●				
● DUBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE	●				
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUDD					
● GUNDERSON			● MARTIN, P. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLAND					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

Rep. Backes moved that the House stand recessed for ten minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

- House Bill No. 1110
- House Bill No. 1176
- House Bill No. 1179
- House Bill No. 1225
- House Bill No. 1254
- House Bill No. 1257
- House Bill No. 1307
- House Bill No. 1321
- House Bill No. 1323
- House Bill No. 1338

House Bill No. 1349
 House Bill No. 1350
 House Bill No. 1357
 House Bill No. 1380
 House Bill No. 1401
 House Bill No. 1403
 House Bill No. 1414
 House Bill No. 1416
 House Bill No. 1457
 House Bill No. 1458
 House Bill No. 1473
 House Bill No. 1527
 House Bill No. 1537
 House Bill No. 1538
 House Bill No. 1539
 House Concurrent Resolution No. 3030
 House Concurrent Resolution No. 3038
 House Concurrent Resolution No. 3057
 House Concurrent Resolution No. 3061
 Which the President has signed.

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEES

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3030
 House Concurrent Resolution No. 3038
 House Concurrent Resolution No. 3057
 House Concurrent Resolution No. 3061

Were delivered to the Secretary of State at the hour of 11:17 o'clock A.M., on March 21, 1977.

REP. L. HAUSAUER, Chairman

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1110
 House Bill No. 1176
 House Bill No. 1179
 House Bill No. 1225
 House Bill No. 1254
 House Bill No. 1257
 House Bill No. 1307
 House Bill No. 1321
 House Bill No. 1323
 House Bill No. 1338
 House Bill No. 1349
 House Bill No. 1350
 House Bill No. 1357
 House Bill No. 1380
 House Bill No. 1401
 House Bill No. 1403
 House Bill No. 1414
 House Bill No. 1416
 House Bill No. 1457
 House Bill No. 1458
 House Bill No. 1473

House Bill No. 1527
 House Bill No. 1537
 House Bill No. 1538
 House Bill No. 1539

Were delivered to the Governor for his approval at the hour of 11:15 o'clock A.M., on March 21, 1977.

REP. L. HAUSAUER, Chairman

SECOND READING OF SENATE BILLS

Senate Bill No. 2344. A Bill for an Act to provide for the sharing of the state's general fund reserve with counties, cities, city park districts, and townships; and to provide an appropriation.

Which has been read with Committee Recommendation Do Not Pass

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 50; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON			MILLER			TINJUM		
BACKES	•		KELLY			MUND	•		TWETEN		•
BEAUCLAIR	•		KERMOTT	•		MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK			VANDER VORST		
BERG		•	KNUDSON			NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR			NORDBY		•	WALSH		•
BLACK	•		KUCHERA			OLSON			WEBER		•
CHRISTENSEN		•	LANG			OPEDAH		•	WENTZ		•
COMNY		•	LANGLEY			O'SHEA			WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD	•		LARSON, B. #12			POWERS		•			
DuBORD		•	LARSON, G. #29			RAU			MR SPEAKER		•
EAGLES		•	LAUGHLIN			REED					
ERICKSON		•	LEE			RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEH		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

Rep. Backes moved that the House stand recessed until 1:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

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 concurred in the Senate amendments to House Bill No. 1018, and now does not concur in the Senate amendments to House Bill No. 1018, and a conference committee has been appointed to serve with a like committee from the Senate.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Winkjer moved that the House do concur in the Senate amendments to House Bill No. 1043 which motion prevailed.

Rep. Winkjer moved that the House not concur on Senate amendments to House Bill No. 1047, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Haugland moved that the House do concur in the Senate amendments to House Bill No. 1172, which motion prevailed.

Rep. Haugland moved that the House do concur in the Senate amendments to House Bill No. 1239, which motion prevailed.

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1242, which motion prevailed.

Rep. Dotzenrod moved that the House do concur in the Senate amendments to House Bill No. 1308, which motion prevailed.

Rep. Gengler moved that the House do concur in the Senate amendments to House Bill No. 1333, which motion prevailed.

Rep. Wagner moved that the House do concur in the Senate amendments to House Bill No. 1005, which motion prevailed.

Rep. Wagner 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.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following conference committees:

On Senate Bill No. 2239:

Rep. Scofield
Rep. Erickson
Rep. Richard

On Senate Bill No. 2487:

Rep. Scofield
Rep. Erickson
Rep. Richard

On Senate Bill No. 2218:

Rep. Gerl
Rep. Lokken
Rep. Kloubec

On Senate Bill No. 2331:

Rep. Maixner
Rep. Lokken
Rep. Vander Vorst

On Senate Bill No. 2381:

Rep. Conmy
Rep. G. Larson
Rep. Nordby

On House Bill No. 1018:

Rep. Marsden
Rep. Thorsgard
Rep. Fleming

On House Bill No. 1047:

Rep. Conmy
Rep. Kretschmar
Rep. Meiers

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Winkjer and Scofield

for the introduction of a resolution, which request has been approved.

Rep. Richard Backes
Rep. Earl Strinden
(Co-Chairman)

Rep. Corliss Mushik 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 Reps. Winkjer and Scofield for the introduction of a concurrent resolution, which request has been approved.

Rep. Richard Backes
Rep. Earl Strinden
(Co-Chairman)

Rep. Mushik 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. Wayne Stenehjerm for the introduction of a resolution, which request has been approved.

Rep. Richard Backes
Rep. Earl Strinden
(Co-Chairmen)

Rep. Kretschmar 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 Reps. Lipsiea and Tweten for the introduction of a resolution, which request has been approved.

Rep. Earl Strinden
Rep. Richard Backes
(Co-Chairmen)

Rep. Kretschmar 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. 1041 has had the same under consideration and recommends:

That the House accede to the Senate amendments.

For the Senate:

Senator Fritzell
Senator Lodoen
Senator Krauter

For the House:

Rep. Rylance
Rep. Matchie
Rep. Kermott

Rep. Rylance moved that the report be adopted, which motion prevailed.

House Bill No. 1041 was placed on the 6th order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Scofield, Winkjer, Gunderson and Erickson through the Delayed Bills Committee introduced:

House Concurrent Resolution No. 3107. A concurrent resolution directing the Legislative Council to study and review the economic and

logistical effects of weight, size, speed, and other restrictions on the free use of highways in the state.

Was read the first time and referred to the committee on Legislative Council Resolutions.

Reps. Winkjer and Scofield through the Delayed Bills Committee introduced:

House Concurrent Resolution No. 3108. A concurrent resolution supporting legislation introduced in the United States Congress to restore the Fort Union fur trading post on the North Dakota-Montana border.

Which was read the first time.

Representative Scofield moved that the rules be suspended, that House Concurrent Resolution No. 3108 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3108

Introduced by Committee on Delayed Bills:

(At the request of Representatives Winkjer, Scofield)

A concurrent resolution supporting legislation introduced in the United States Congress to restore the Fort Union fur trading post on the North Dakota-Montana border.

WHEREAS, legislation entitled S491 and HR3471 presently before the United States Congress calls for the restoration of Fort Union, an American Fur Company trading post on the North Dakota-Montana border; and

WHEREAS, the legislation in the United States Senate is jointly sponsored by North Dakota Senator Quentin N. Burdick and Montana Senators Lee Metcalf and John Melcher, and in the House of Representatives by North Dakota Representative Mark Andrews and Montana Representative Ron Marlenee; and

WHEREAS, the original Fort Union legislation designating the fur trading post as a National Historic Site was passed by the United States Congress in 1966; and

WHEREAS, the intent of the legislation was the reconstruction of Fort Union; and

WHEREAS, since then only partial archeological work has been accomplished; and

WHEREAS, Fort Union's presence near the junction of the Missouri and Yellowstone Rivers beginning in 1828 guaranteed the 49th parallel as the northern boundary of the United States; and

WHEREAS, the Missouri River served as the Oregon Trail of the North with the first steamboat on the Upper Missouri arriving at Fort Union in June 1832; and

WHEREAS, Fort Union was the finest and most imposing fur trading post in the West and is the only fur post in the West which can fully and correctly interpret the western American fur trade; and

WHEREAS, the existence of Fort Union opened the land drained by the Missouri and Yellowstone Rivers; and

WHEREAS, Fort Union became a mecca for internationally famous artists, explorers, scientists, and European royalty; and

WHEREAS, regional public support for the project is overwhelming;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Forty-fifth Legislative Assembly strongly urges passage of the legislation before the United States Congress which would restore the Fort Union fur trading post; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the chairmen of the United States House and Senate Committees on Interior and Insular Affairs.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3108. A concurrent resolution supporting legislation introduced in the United States Congress to restore the Fort Union fur trading post on the North Dakota-Montana border.

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.

FIRST READING OF HOUSE RESOLUTION

Rep. Stenehjem through the Delayed Bills Committee introduced:

House Resolution No. 7. A resolution congratulating JoAnn Wheeler on being chosen to represent North Dakota as its Cherry Blossom Princess at the 50th Annual Cherry Blossom Festival.

Which was read the first time.

Representative Stenehjem moved that the rules be suspended, that House Resolution No. 7 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION No. 7

Introduced by Representative Stenehjem:

A resolution congratulating JoAnn Wheeler on being chosen to represent North Dakota as its Cherry Blossom Princess at the 50th Annual Cherry Blossom Festival.

WHEREAS, the Congress of the United States has declared the week of March 28 as Cherry Blossom Week; and

WHEREAS, each state in the union has chosen a Cherry Blossom Princess as their official representative to the festivities in our nation's capital; and

WHEREAS, the North Dakota Association in Washington, D.C., has selected JoAnn Wheeler, a student at the University of North Dakota, as North Dakota's Cherry Blossom Princess to attend the 50th Annual Cherry Blossom Festival; and

WHEREAS, JoAnn Wheeler is a young woman of superior intelligence and charm, with a record of involvement in the concerns of the State of North Dakota; a young woman whom we may all be proud to have represent our state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the House of Representatives of the Forty-fifth Legislative Assembly of the State of North Dakota extends its very sincere and hearty congratulations to Ms. Wheeler and her family, and conveys on behalf of the people of the Great State of North Dakota their very best wishes for an outstanding reign as Cherry Blossom Princess; and

BE IT FURTHER RESOLVED, that the Secretary of State forward duly enrolled copies of this resolution to Ms. Wheeler; her parents, Mr. and Mrs. R.W. Wheeler of Bismarck; her grandmother, Mrs. Emma

Stenehjerm; the Kappa Alpha Theta Sorority at the University of North Dakota, and to the North Dakota Congressional Delegation.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 7. A resolution congratulating JoAnn Wheeler on being chosen to represent North Dakota as its Cherry Blossom Princess at the 50th Annual Cherry Blossom Festival.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Resolution was declared adopted on a voice vote.

FIRST READING OF HOUSE RESOLUTION

Reps. Lipsiea and Tweten introduced:

House Resolution No. 8. A resolution congratulating the Hillsboro High School basketball team on winning the North Dakota Class B high school basketball championship.

Which was read the first time.

Representative Lipsiea moved that the rules be suspended, that House Resolution No. 8 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION No. 8

Introduced by Committee on Delayed Bills:

(At the request of Representatives Lipsiea, Tweten)

A resolution congratulating the Hillsboro High School basketball team on winning the North Dakota Class B high school basketball championship.

WHEREAS, the Hillsboro Burros completed an excellent basketball season by defeating Epping High School 56-52 in the finals of the North Dakota Class B high school basketball championship to give Hillsboro its third Class B basketball title in five years; and

WHEREAS, the Burros very capably represented Region 2 and the Red River Valley Conference, which knowledgeable observers consider the strongest basketball conference in the state with four teams rated in the top 10 teams of the state by the Associated Press; and

WHEREAS, the Burros were ably coached by Ed Beyer, an extraordinarily gifted basketball tactician who, in his 16 years as head coach of the Burros, has amassed a gleaming 294 wins against only 92 setbacks, has brought six teams to the state Class B basketball tournaments, and has captured three state Class B basketball championships; and

WHEREAS, the players who, with dedication and poise, executed coach Beyer's game plan to perfection to obtain the state crown were Paul Eisenbeis, Scott Kelley, Dave Nelson, Joe Henn, Randy Waters, Mike Burck, Wayne Grothmann, Todd Volden, Dave Helland, Randy Beyersdorf, Trygve Letnes, and Keven Morehart; and

WHEREAS, assisting head coach Ed Beyer with his title winning strategy were assistant coach Joe DeNucci and student managers Daniel Dumas, Tomm Cotton, and Paul Breen;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the House of Representatives of the Forty-fifth Legislative Assembly extend its heartiest congratulations to the Hillsboro Burros basketball team for truly demonstrating the right to say "We're Number

1" by winning the 1977 North Dakota Class B high school basketball championship; and

BE IT FURTHER RESOLVED, that the Clerk of the House send copies of this resolution to basketball coach Ed Beyer, to Hillsboro High School Superintendent Don Christianson, and to the Hillsboro High School Library.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 8. A resolution congratulating the Hillsboro High School basketball team on winning the North Dakota Class B high school basketball championship.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Resolution was declared adopted on a voice vote.

MOTION

Rep. Metzger moved that the following report be printed in the Journal, which motion prevailed.

WESTERN STATES SEMINAR ON ENERGY

March 18 & 19, 1977

Salt Lake City, Utah

Alaska, Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, North Dakota, Utah, Washington, Wyoming.

WATER, AS IT RELATES TO ENERGY CONSERVATION & DEVELOPMENT

WATER RIGHTS — Litigation, allocation of water for energy projects should be made through duly adopted state water laws, and honoring interstate compacts and individual water rights.

WATER USE — In the production of energy in the state, the water resources of the state must be protected. Rights of each state to its own water should be recognized and protected.

WATER DEVELOPMENT PROJECTS — Energy programs must recognize that the availability of water is essential for the production of energy. If the Western States are to continue to contribute energy resources to the nation's requirements, the deleted water development projects, especially those already underway, must be reinstated to former status.

LAND POLICY STATEMENT

The Western States strongly believe in comprehensive land use goals and policies with each state playing a major role in determining the development of its natural non-renewable resources. And believe they should be allowed to provide the Federal Government with utilization standards which are unique to each state's energy impact and development. The Western States, containing public land, strongly support the concept that a National Energy Policy must actively encourage and foster development of federally owned and controlled mineral deposits. The Western States containing large public land holdings urge that a national energy policy recognize changing requirements for energy and incorporate provisions for flexible adapting of policy and administration to reflect diverse needs of the impacted states. Major consideration given the views of local and state elected officials. Must require a federal-state partnership in the management of the public lands. Whereas, acts of congress, executive authority and bureaucratic actions prohibit or severely limit mining, a National Energy Policy must allow for reexamination and modification of these actions.

POLICY STATEMENTS

Any national energy and/or conservation policy adopted should be implemented and enforced through State and local officials.

A single federal source of information on energy consumption, conservation and available energy reserves should be established.

Realizing the uniqueness of the situation it becomes increasingly clear that the federal government must take a lead in establishing minimum standards in the areas of energy conservation. A concentrated effort should be launched to develop alternative sources to allow for a lessening of consumption of non-renewable resources. Building guidelines based on ASHRAE 90-75 should become mandatory, and states should develop a State Energy Policy in cooperation with local government.

TRANSPORTATION — The maximum speed limit on highways should not exceed 55 mph; The development of more energy efficient engines should be encouraged; Efforts should be made to reduce the size and weight and horsepower of the private sector automobile; A program to encourage and extend the oil change cycle in engines; Encourage in both the private and public sector the use of recycable oil; Continue to encourage the development and marketing of a small diesel engine for automobiles.

STATE-FEDERAL PARTNERSHIP OVER ENERGY DEVELOPMENT — A National Energy Plan must recognize that the people through their state governments must have a significant voice in the energy policy and the state and local government partnership to exercise control over the location of energy facilities and the authority to adopt and administer clean air and water standards should not be preempted by the Federal Government. By state law, should continue to regulate utility rates without federal intervention. States and counties must have equal determination regarding federal mineral leasing proposals. The states must be principally responsible for administration and enforcement of surface coal mine operations on federal coal leases by cooperative agreement with the Department of Interior. While the West Coast states have a responsibility to tranship Alaskan crude to the interior states, the federal government should provide and upgrade existing coast guard regulations. A low, but realistic pipeline tariff for transportation of Alaskan North Slope crude oil.

ENERGY RESEARCH, DEVELOPMENT AND DEMONSTRATION — A National Energy Policy should recognize that the development of clean coal combustion and coal conversion technology have a high priority as a means of meeting national energy demands. The Federal Government should provide funding or loan guarantees for demonstration plants including coal gasification, coal liquefaction and oil shale demonstration plants. A National Energy Policy should recognize the development of nuclear energy. It is essential that a National Energy Policy provide that states have a significant input as to where and how RD&D funds will be spent.

DEVELOPMENT OF RENEWABLE RESOURCES — Adopt an aggressive program of economic incentives for the use of solar heating and cooling. Fully finance the energy conservation and renewable resource demonstration and loan guarantee programs. Locate the much delayed Solar Energy Research Institute in our Western States of the country, which clearly possesses the most experience with solar RD&D.

NATIONAL RESPONSIBILITY — The elimination of government

controls which unnecessarily interferes with the development of additional energy supplies by the private sector. Existing antitrust laws are adequate to prevent any potential anticompetitive or illegal trade practices. The Federal Government should allow the states to assume a major role in the establishment and administration of environmental requirements.

FEDERAL AID TO COMMUNITIES IMPACTED BY ENERGY DEVELOPMENT — Federal responsibility to provide adequate compensation to offset these impacts must be recognized. Money should be appropriated to finance the provisions of PL 94-579, which permits the Federal Government to make advance loans of federal mineral leasing revenues to meet the front-end financing needs of impacted communities. All unusual costs associated with the community impacts of a development should be passed on to the ultimate consumer of the energy resources. A single federal agency should be designated as the primary point of contact.

**WESTERN STATES ENERGY CONFERENCE
AT SALT LAKE CITY**

in comments by Scott Bush,
an aide to Dr. Schlesinger

In regard to a major energy policy options

In regard to energy conservation, 71 million homes in America, a strong possibility of national building codes with incentive to insulate, etc., possible payment thru utility bill. The building codes probably will be established by ERDA with very stringent standards.

Home appliance efficiency standards and labeling of mandatory requirements possibly by next year.

Transportation — 7 million barrels of oil used per day. 5 million used in private automobiles possibly will push the requirements per gallon law from 1985 to 1980 with 27.5 miles per gallon as a goal suggested and 1 cent per mile per gallon fine for industry, very probable option 25 to 50 cents gas tax per gallon. A so called guzzler tax on cars using much gas and a rebate excise tax to cars getting extraordinary mileages requiring major industries mandating reporting on energy conservation and serious fines to comply with efficiency standards.

Electric motors, etc. — Requiring the entire industry to switch from oil and gas to coal over the next 4 to 5 years. A savings of 6 million barrels of oil per day.

Utilities rate design incentive to require states to change rate structure, peak load penalty of 15 to 20 per cent.

Energy supply — there will be a strip mine bill not sure of details but will work out later which definitely will hurt some areas. OSC leasing bill for industry to go out to new areas — offshore — Alaskan shelf to find new supplies. Specific legislation to allow development of resources from federal lands of western states with the federal government cooperating in regards to impact.

Oil and gas pricing incentives, deregulate intrastate market, allow new oil and gas finds to be priced with competitive BTU equivalent to import oils. Allow price incentives to low margin fields to be higher than import over a 5 year period to ease the shock impact of high production costs.

Solar tax incentives — will solve only a small area of problems. Greater use of coal, use proven technology. Taxes on each industry to develop new energy would be spread 5 to 10 years to ease impact. Possible BTU tax to

gain revenue to pay for conservation programs. Import tax possible on foreign oil. Crude oil production tax.

No basic major water issues to be involved with energy policy as of this date.

Slow the growth rate of energy consumption from 4 per cent down to 2 per cent heavy emphasis to limit oil imports with a goal of 260 million barrels in storage by 1978 to eliminate a possible OPEC blackmail embargo. Are to continue to stimulate the economy and keep conservation costs to the American citizens as low as possible.

Result reaction from the Western States Conference is that we cannot afford a no-growth policy. We must continue to develop our resources, but if the federal government is expecting the western states to develop our coal and other energy resources, western states will demand the federal government to fund necessary water programs and impact areas as a trade-off.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1014:

Rep. Peterson

Rep. L. Hausauer

Rep. Johnson

SECOND READING OF HOUSE BILLS

House Bill No. 1012. Pardon Board and Parole Office — 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, 92; nays, 3; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK		•	• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHFRA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLIF			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN		•	• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1056. A Bill for an Act to create and enact a new section of the North Dakota Century Code, relating to the establishment of an office of state juvenile services coordinator.

Which has 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, 14; absent and not voting, 5.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND	●	● TWETEN
● BEAULCLAIR			● KERMOTT			● MURPHY	●	● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON	●	● WEBER
● CHRISTENSEN	●		● LANG	●		● OPEDAHL		● WENTZ
● CONMY	●		● LANGLE	●		● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B #12			● POWERS		
● DUBORD			● LARSON, G #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON	●		● LEE			● RICHARD		
● FLEMING	●		● LIPSIEA			● RICHIE		
● GACKLE	●		● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED	●	
● GUNDERSON			● MARTIN, C #38			● RUSSELL		
● GUNSCH			● MARTIN, G #43			● RYLANDCE		
● HAUGLAND			● MARTINSON	●		● SCHINDLER	●	
● HAUSAUER, A #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L #25			● McCAFFRY			● SCOFIELD	●	
● HERMAN			● McGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS	●		● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN	●		● METZGER			● THORGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1163. A Bill for an Act to create and enact a new section to chapter 24-17 of the North Dakota Century Code, relating to limitations of outdoor advertising; to amend and reenact section 24-17-03 of the North Dakota Century Code, relating to limitations of outdoor advertising.

Which has 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, 17; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAULCLAIR			● KERMOTT			● MURPHY	●	● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON	●	● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLE			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B #12			● POWERS		
● DUBORD			● LARSON, G #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE	●		● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN	●		● RUED	●	
● GUNDERSON			● MARTIN, C #38			● RUSSELL	●	

● GUNSCH	● MARTIN, G. # 43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGALVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1240. A Bill for an Act to provide for the impanelling, powers, duties, composition and function of a state grand jury, and authorizing the attorney general to request that a state grand jury be impanelled in certain cases.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 13; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES	●		● KELLY		●	● MUND			● TWETEN		
● BEAUCLAIR			● KERMOITT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA		●	● WINGE		
● CRABTREE			● LARDY		●	● PETERSON			● WINKJER		
● DOTZENROD	●		● LARSON, B. #12			● POWERS					
● DUBORD			● LARSON, G. #29			● RAU		●			
● EAGLES			● LAUGHLIN			● REED			● MR. SPEAKER		
● ERICKSON			● LEE			● RICHARD					
● FLEMING	●		● LIPSIEA			● RICHIE					
● GACKLE	●		● LOKKEN		●	● RICHTER					
● GENGLER	●		● LUNDENE			● RIEHL					
● GERL	●		● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. # 43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGALVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEJEM					
● HICKLE			● MERTENS		●	● STRINDEN					
● HILL			● METZ		●	● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1284. A Bill for an Act to create and enact a new subsection to section 57-02-08.1 of the North Dakota Century Code, to exclude medical expenses in determining income for eligibility under the homestead credit law; 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, 92; nays, 0; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOITT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		

• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DUBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDER	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

House Bill No. 1361. A Bill for an Act to create and enact a new subsection to section 15-65-03 of the North Dakota Century Code, relating to the authority of the North Dakota educational broadcasting council to contract with noncommercial public television.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 61; nays, 33; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMDIT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON	•	• WEBER
• CHRISTENSEN	•		• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE	•		• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12	•		• POWERS		
• DUBORD			• LARSON, G #29	•		• RAU		
• EAGLES			• LAUGHLIN			• REED		• MR SPEAKER
• ERICKSON	•		• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE	•		• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU	•	
• GRONNEBERG			• MARSDEN	•		• RUED		
• GUNDERSON	•		• MARTIN, C #38			• RUSSELL	•	
• GUNSCH	•		• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHUETT		
• HAUSAUER, A #49			• MATCHIE			• SCHINDLER		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD	•	
• HERMAN			• MCGAUVRAN	•		• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE	•		• MERTENS			• STRINDER	•	
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM	•	

So the bill passed and the title was agreed to.

House Bill No. 1383. A Bill for an Act to create and enact subsection 8 to section 40-61-08 of the North Dakota Century Code, relating to the issuance of revenue bonds by municipal parking authorities for parking projects; to amend and reenact section 40-57-02, subsection 3 of section 40-57-03, and section 40-61-10 of the North Dakota Century Code, relating to the financing of health care, parking and pollution control projects used or useful in connection with revenue-producing enterprises by the issuance of municipal revenue bonds; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 5.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVREAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDOR		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1423: A Bill for an Act relating to the promotion, advertising, research, and development of sunflowers, creating a state sunflower council and prescribing its powers, duties, and authority, prescribing a tax on sunflower production, providing for its collection, and providing penalties for the violation of the Act; providing an appropriation; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 2; absent and not voting, 5.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		

• GUNSCH	• MARTIN G. # 43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1441. A Bill for an Act to create and enact a new section to chapter 61-16 of the North Dakota Century Code, relating to joint water management district boards; and to amend and reenact section 61-16-05, subsection 9 of section 61-16-11, and sections 61-16-12, 61-16-19.1, 61-16-48, and 61-16-50 of the North Dakota Century Code, relating to the powers and duties of a water management district board of commissioners, consolidation or adjustment of districts, and tax 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, 94; nays, 2; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUJA		
• BACKES			• KELLY			• MUNDT		•	• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBOKD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAXINE			• ROCHELEAU					
• GRONNBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN C. #38			• RUSSELL					
• GUNSCH			• MARTIN G. # 43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1442. A Bill for an Act to create and enact five new paragraphs to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the assessment of points on driving records for various motorcycle offenses; to amend and reenact section 39-06.1-09, subsection 1 of section 39-10.2-06, and section 39-10.2-07 of the North Dakota Century Code, relating to defining motorcycle offenses as moving violations, clarifying the use of motorcycle helmets, and clarifying penalties; and providing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 14; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					• TINJUM
• BACKES			• KELLY			• MUND					• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		•			• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK					• VANDER VORST
• BERG			• KNUDSON		•	• NICHOLAS					• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY					• WALSH
• BLACK			• KUCHERA			• OLSON		•			• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL					• WENTZ
• CONMY			• LANGLEY			• O'SHEA					• WINGE
• CRABTREE			• LARDY			• PETERSON					• WINKJER
• DOTZENROD			• LARSON, B. #12	•		• POWERS					
• DUBORD			• LARSON, G. #29	•		• RAU					• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPIEA			• RICHIE		•			
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL		•	• METZGER		•	• SWIONTEK					
• HORGAN					•	• THORSgard					
• JACOBSON			• MEYER			• TMM					

So the bill passed and the title was agreed to.

House Bill No. 1532. A Bill for an Act to amend and reenact section 15-21 of the North Dakota Century Code, relating to the confidentiality of toxicological or chemical analysis by the office of state toxicologist under certain circumstances.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					• TINJUM
• BACKES			• KELLY			• MUND					• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		•			• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK					• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS					• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY					• WALSH
• BLACK			• KUCHERA			• OLSON					• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL					• WENTZ
• CONMY		•	• LANGLEY			• O'SHEA					• WINGE
• CRABTREE			• LARDY			• PETERSON					• WINKJER
• DOTZENROD			• LARSON, B. #12	•		• POWERS					
• DUBORD			• LARSON, G. #29	•		• RAU					• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					

● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Backes moved that a committee of two be appointed to escort Frank Ziebell, President of the United States Jaycees, to the podium.

Speaker Solberg appointed Reps. Gunsch and Richard, who thereupon escorted Mr. Ziebell to the rostrum, where he was introduced to the Assembly. Mr. Ziebell then briefly addressed the House.

Rep. Gunsch moved that the remarks of Mr. Ziebell be printed in the Journal, which motion prevailed.

REMARKS OF FRANK ZIEBELL

President of the United States Jaycees

Mr. Ziebell: "Mr. Speaker, Representative Gunsch, Members of the House of Representatives:

"Thank you. It is my pleasure and a great honor for me to be here. I appreciate your allowing me to come in and say a few words about our organization.

"First of all, how many of you have been members of the Jaycees? Several of you.

"I believe it shows. I don't know if you know it or not, but the North Dakota Jaycees are having one of the finest years in the history of the United States Jaycees.

"Today in the United States there are 340,000 young men across the nation in the Jaycees from 8551 communities. We have grown a little in the last couple of years. One of the reasons for this growth is the tremendous example set by the North Dakota Jaycees.

"I would like to spend a couple of moments and share with you a couple of things that happen to a young man when he joins the Jaycees. You get an opportunity to be involved in your community, to do some work in the community as an organization rather than as an individual. As a member of an organization, you can do a lot more than as an individual. You can do something for those people who are less fortunate than you or I are. It gives me a feeling that this is one of the most important chapters in my life. If a young man becomes successful, I feel his experience as a Jaycee has helped. I have seen a man who could not balance his checking account become active in the Jaycees and when he left he was at the head of a \$2 million operation. Another man was afflicted with a serious stuttering problem. He was forced to give long reports, and through this work, his stutter was overcome, and he is now the administrative vice president of the largest savings and loans in Texas. It was because he was forced to give these detailed reports that cured the stuttering.

"We encourage our people to become involved in the political system. We think more young men should take an active part in our state and nation's politics. We are encouraging more of them on either side of the aisle to get involved, starting in the precinct and going all the way up. We are interested in the same things you are — helping people, serving people, and if at any time we can be of assistance to you, we want to very badly. Please ask us to help, and we will be glad to do it.

"Thank you very much for allowing me to spend a couple of minutes with you."

SECOND READING OF HOUSE BILLS

House Bill No. 1563. A Bill for an Act to amend and reenact subsection 3

of section 39-06-14 of the North Dakota Century Code, relating to the application by persons fourteen to sixteen for a motorcycle learner's permit and operator's 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, 89; nays, 6; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY	• BENEDICT		• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• COMAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELFAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHIEM					
• HICKLE			• MERTENS			• STRINDEEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1583. A Bill for an Act to amend and reenact sections 11-19-19 and 11-19.1-06 of the North Dakota Century Code, relating to who shall be acting county coroner in the absence of the county coroner.

Which has 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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• COMAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					

● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1597. A Bill for an Act to create and enact a new section to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for travel trailers sold to residents of other states.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOITT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEK			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONWAY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAIU		● MR. SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIFA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3039. A concurrent resolution urging the President and Congress to permit the Soil Conservation Service to provide technical assistance to landowners in North Dakota, on the drainage of land containing Class I and II wetlands, consistent with the North Dakota Century Code, without prior approval of the Fish and Wildlife Service.

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.

SECOND READING OF SENATE BILLS

Senate Bill No. 2109. A Bill for an Act to amend and reenact section 15-08-27 of the North Dakota Century Code, relating to mineral reservations on nongrant land under authority of the board of university and school lands.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 9; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONAMY			• LANGLEY		•	• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU	•	• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED	•	
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEW		
• HILL		•	• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2287. A Bill for an Act to amend and reenact subsection 4 of section 63-01.1-05 of the North Dakota Century Code, relating to powers and duties of the weed control officer.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 17; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHER			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONAMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU	•	• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERI			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED	•	
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEW		

• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSgard
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

MOTIONS

Rep. Kretschmar moved that Senate Bill No. 2496 be amended as follows:

On page 1, line 8, after the word "of" insert the following: "special assessment" which motion prevailed.

Rep. Kretschmar moved that the rules be suspended, and that Senate Bill No. 2496 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2496. A Bill for an Act to create and enact a new subsection to section 21-03-06 of the North Dakota Century Code, relating to the purposes and specific limitations of bond issues by recreation service districts; and to amend and reenact section 11-28.2-02 and subsection 1 of section 21-03-01 of the North Dakota Century Code, relating to meetings of recreation service districts and the definition of municipalities in relation to issuance of special assessment 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, 93; nays, 2; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUSDON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. # 43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2520. A Bill for an Act to amend and reenact section 40-45-03 of the North Dakota Century Code, relating to city ordinances regarding police pensions.

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, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNDT			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARBY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAUBERG			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, I #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McALVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDER					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4031. A concurrent resolution to adopt specifications for the modification of motor vehicles.

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. 4035. A concurrent resolution urging the President and the Congress to retain and to continue the federal high-way trust fund in its present status and role.

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. 4040. A concurrent resolution urging Congress to require federal agencies to enhance lands under their control with woody plantings and utilize other soil and water conservation practices, including the control of noxious weeds.

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. 4045. A concurrent resolution urging the North Dakota Mill and Elevator and the Industrial Commission to conduct marketing research regarding the production and sale of gasohol.

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. 4084. A concurrent resolution urging lignite mining companies, state agencies, and political subdivisions to be aware of and work to solve potential problems from haul roads.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 1005-1043-1172-1239-1242-1308-1333 refused to concur in the Senate amendment to House Bill No. 1014-1047 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

House Bill No. 1047:

Rep. Conmy

Rep. Kretschmar

Rep. Meiers

House Bill No. 1014:

Rep. Peterson

Rep. L. Hausauer

Rep. Johnson

ROY GILBREATH, Chief Clerk

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. 2218-2239-2331-2381-2487.

Senate Bill No. 2218:

Rep. Gerl

Rep. Lokken

Rep. Kloubec

Senate Bill No. 2239:

Rep. Scofield

Rep. Erickson

Rep. Richard

Senate Bill No. 2331:

Rep. Maixner

Rep. Lokken

Rep. VanderVorst

Senate Bill No. 2381:

Rep. Conmy

Rep. G. Larson

Rep. Nordby

Senate Bill No. 2487:

Rep. Scofield

Rep. Erickson

Rep. Richard

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following; which the Senate has passed unchanged:

House Bill No. 1405

House Bill No. 1412

House Bill No. 1446

House Bill No. 1455
 House Bill No. 1470
 House Bill No. 1475

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2068
 Senate Bill No. 2263
 Senate Bill No. 2291
 Senate Bill No. 2405
 Senate Bill No. 2449
 Senate Bill No. 2534

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1528

LEO LEIDHOLM, Secretary

AMENDMENTS TO ENGROSSED HOUSE BILL No. 1528

On page 2 of the engrossed bill, line 24, after the semicolon insert the words "three members of the legislative assembly selected by the chairman of the legislative council;"

On page 3 of the engrossed bill, line 11, after the period insert the following sentence: "Prior to purchasing any land under this section, the director of the North Dakota main experiment station shall obtain the approval of the budget section of the legislative council."

On page 3 of the engrossed bill, line 14, delete the numerals "1,903,000.00" and insert in lieu thereof the numerals "500,000.00"

On page 3 of the engrossed bill, delete lines 15 through 21 and insert in lieu thereof the following: "much thereof as may be necessary, for the purpose of obtaining appropriate options to purchase the site recommended by the committee or purchasing a portion of the site and obtaining appropriate options to purchase the remainder of the site, and the sum of \$15,000.00, or so much thereof as may be necessary, for the payment of expenses of the committee, to the North Dakota main agriculture experiment station for the purpose of carrying out this Act for the biennium beginning July 1, 1977, and ending June 30, 1979. Any balance necessary to complete the purchase of the site, livestock, equipment, and physical facilities, and for operation and maintenance of the station shall be the responsibility of the Forty-sixth Legislative Assembly."

And renumber the lines and pages accordingly.

SECOND READING OF SENATE BILLS

Senate Bill No. 2201. A Bill for an Act to amend and reenact sections 54-03-20 and 54-03-20.3 of the North Dakota Century Code, relating to the allowance for living and other expenses of members of the legislative assembly and the expenses of the legislative compensation 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, 84; nays, 11; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE	•		• LARDY			• PETERSON	•	• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAO		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE	•		• LOKKEN			• RICHTER	•	
• GENGLER			• LUNDENE			• RIEHL		
• GERL	•		• MAIXNER			• ROCHELEAU	•	
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAIN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL	•		• METZ			• SWIONTEK		
• HORGAN			• METZGER	•		• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2093. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 and a new subsection to section 57-40.2-04 of the North Dakota Century Code, relating to the exemption of gas, steam, and water from the sales and use tax; to amend and reenact subsections 2, 3, and 5 of section 57-39.2-01, subsection 2 of section 57-39.2-18, subdivision a of subsection 6 of section 57-40.2-01, section 57-53.02 of the North Dakota Century Code, and subsection 2 of section 1 of Initiative Measure No. 1 approved by the electors at the general election of November 2, 1976, relating to the exemption of gas, steam, water, and heating fuels from sales and use and special fuels taxes, and to remove references to sales and use taxes on electricity.

Which has been read with Committee Recommendation Do Not Pass
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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE	•		• LARDY			• PETERSON	•	• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAO		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING	•		• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		

HAUGLAND	MARTINSON	SCHINDLER
HAUSAUER, A. #49	MATCHIE	SCHUETT
HAUSAUER, L. #25	MCCAFFREY	SCOFIELD
HERMAN	MCGAUVVRAN	SOLBERG
HERSLIP	MEIERS	STENHEJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill lost.

Rep. Backes moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding,

SECOND READING OF SENATE BILLS

Senate Bill No. 2154. A Bill for an Act to provide death benefits to spouses and dependents of public safety employees killed during the performance of official duty; and providing an appropriation.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 42; absent and not voting, 19.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			DISON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
COMMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B. #12			POWERS		
DuBORD			LARSON, G. #29			RAU		MR SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERI			MAXNER			ROCHELLEU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN, C. #38			RUSSELL		
GUNSCH			MARTIN, G. #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A. #49			MATCHIE			SCHUETT		
HAUSAUER, L. #25			MCCAFFREY			SCOFIELD		
HERMAN			MCGAUVVRAN			SOLBERG		
HERSLIP			MEIERS			STENHEJEM		
HICKLE			MERTENS			STRINDEN		
HILL			METZ			SWIONTEK		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill lost.

Senate Bill No. 2131. A Bill for an Act to regulate the appearance of salvage yards and automobile graveyards, and to provide a penalty.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 60; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAUCLAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHIK		VANDER VORST

BERG	•	KNUDSON	•	NICHOLAS	•	WAGNER	•
• BERGER		• KRETSCHMAR		• NORDBY		• WALSH	
• BLACK		• KUCHERA		• OLSON		• WEBER	
• CHRISTENSEN	•	• LANG	•	• OPEDAHL	•	• WENTZ	•
• CONAMY		• LANGLEY		• O'SHEA		• WINGE	
• CRABTREE	•	• LARDY	•	• PETERSON	•	• WINKJER	•
• DOTZENROD	•	• LARSON, B. #12	•	• POWERS	•		
• DuBORD		• LARSON, G. #29		• RAU		• MR SPEAKER	•
• EAGLES		• LAUGHLIN		• REED			
• ERICKSON	•	• LEE	•	• RICHARD	•		
• FLEMING		• LIPSIA		• RICHIE			
• GACKLE	•	• LOKKEN	•	• RICHTER	•		
• GENGLER		• LUNDENE		• RIEHL			
• GERL		• MAIXNER		• ROCHELEAU			
• GRONNEBERG	•	• MARSDEN	•	• RUED	•		
• GUNDERSON		• MARTIN, C. #38		• RUSSELL			
• GUNSCH		• MARTIN, G. #43		• RYLANCE			
• HAUGLAND	•	• MARTINSON	•	• SCHINDLER	•		
• HAUSAUER, A. #49		• MATCHIE		• SCHUETT			
• HAUSAUER, L. #25		• McCAFFREY		• SCOFIELD			
• HERMAN	•	• McCAUVRAN	•	• SOLBERG	•		
• HERSHIP		• MEERS		• STENHJEM			
• HICKLE		• MERTENS		• STRINDEN			
• HILL	•	• METZ	•	• SWONTEK	•		
• HORGAN		• METZGER		• THORSgard			
• JACOBSON		• MEYER		• TIMM			

So the bill lost.

Senate Bill No. 2325. A Bill for an Act to amend and reenact subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment benefits.

Which has been read with Committee Recommendation Do Not Pass.

Rep. Richie requested that he be excused from voting on Senate Bill No. 2325 because of a conflict of interest.

Rep. Marsden requested that he be excused from voting on Senate Bill No. 2325 because of a conflict of interest.

Rep. Gackle requested that he be excused from voting on Senate Bill No. 2325 because of a conflict of interest.

Rep. Metzger requested that he be excused from voting on Senate Bill No. 2325 because of a conflict of interest.

Rep. Christensen requested that he be excused from voting on Senate Bill No. 2325 because of a conflict of interest.

Rep. Peterson moved that he be excused from voting on Senate Bill No. 2325 because of a conflict of interest.

Rep. Backes moved that all of these who have declared a conflict of interest on Senate Bill No. 2325 and those others who have a conflict of interest on Senate Bill No. 2325 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 yeas, 57; nays, 42; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	•			•		•
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES		•	• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONAMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		

● BACKES	● KELLY	● MUND	● TWETEN
● BEAUCLAIR	● KERMOTT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBEC	● MUSHIK	● VANDER VORST
● BERG	● KNUDSON	● NICHOL	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B #12	● POWERS	
● DUBORD	● LARSON, G #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERI	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C #38	● RUSSELL	
● GUNSCH	● MARTIN, G #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2092. A Bill for an Act providing an appropriation to the board of higher education for state aid to junior colleges, 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, 8; absent and not voting, 7.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOL		● WAGNER
● BERGER			● KRETSCHMAR	●		● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE		●	● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B #12			● POWERS		
● DUBORD			● LARSON, G #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON		●	● LEE			● RICHARD		
● FLEMING		●	● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERI			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C #38			● RUSSELL		
● GUNSCH			● MARTIN, G #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● MCGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL	●		● METZ	●		● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON			● MEYER			● TIMM		●

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2146. A Bill for an Act to amend and reenact subsection 20 of section 57-02-08 of the North Dakota Century Code, relating to property tax exemptions for certain disabled veterans.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS	•				
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAIN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHJEM					
• HICKLE			• MERTEN			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2158. A Bill for an Act to create a new section in title 65 relating to privacy of claimants' records; and to amend and reenact subsections 8, 17, 18, 19, 20, 21, and 22 of section 65-01-02, sections 65-01-03, 65-01-10, 65-02-05, 65-02-08, 65-04-17, 65-05-01, 65-05-02, 65-05-09, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-16, 65-05-17, 65-05-19, 65-05-21, 65-05-25, 65-05-26, 65-05-28, 65-05-30 and 65-07-01 of the North Dakota Century Code, relating to definitions, presumption of employee status, waiver of rights to compensation, office space for the bureau, rule-making power of the bureau, experience rating, filing of claims, form of claims, disability benefits, permanent impairment, scheduled injuries, partial loss of use, aggravation of pre-existing conditions, death benefits, death benefits to spouses and orphans, nondependency benefits, marriage settlement, lump sum settlement, burial expenses, medical examination of injured employees, release of medical information, and coverage of employers, volunteers, and the self-employed.

Which has been read.

Rep. Unhjem moved that the House dispense with the reading of the title to Senate Bill No. 2158, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 9; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		

• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTEN	• STRINDEN	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.
EXPLANATION OF VOTE

Rep. Gerl: "Mr. Speaker:

"I would like to explain my vote against that bill. I did not vote against it because I am against Workmen's Compensation, but because of the language on Page 2. This will be very difficult to administer, and will allow no compensation for someone suffering a heart attack on the job."

SECOND READING OF SENATE BILLS

Senate Bill No. 2171. A Bill for an Act to amend and reenact subsection 4 of section 37-25-02 and section 37-25-10 of the North Dakota Century Code, relating to the definition of honorable discharge and relating to the time limit for receiving an application for Vietnam Conflict Veterans' Adjusted Compensation Act benefits; 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, 84; nays, 10; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKS			• KELLY			• MUND		• TWENEM
• BEAUCLAIR			• KERMOITT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK	•	• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DuBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING	•		• LIPSIEA			• RICHIE		
• GACKLE	•		• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN	•		• RUED		
• GUNDERSON	•		• MARTIN, C. #38			• RUSSELL		
• GUNSCH	•		• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		

• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2246, A Bill for an Act to create and enact sections 10-04-08.3, 10-04-10.1, and 10-04-16.1 of the North Dakota Century Code, relating to advisory activities, investigations and subpoenas, and unlawful representations concerning registration or exemption; to amend and reenact subsection 10 of section 10-04-02 of the North Dakota Century Code, relating to the definition of investment adviser; to amend and reenact subsection 9 of section 10-04-06 of the North Dakota Century Code, relating to a transactional exemption for limited offerings; to amend and reenact section 10-04-08.2 of the North Dakota Century Code, relating to advertising matter and regulations; to amend and reenact subsection 3 of section 10-04-10 of the North Dakota Century Code, relating to the registration of investment advisers; to amend and reenact subsection 4 of section 10-04-10 of the North Dakota Century Code, relating to refusal of registration; to amend and reenact subsection 5 of section 10-04-10 of the North Dakota Century Code, relating to record and renewal of registrations; to amend and reenact subsection 6 of section 10-04-10 of the North Dakota Century Code, relating to fees; to amend and reenact section 10-04-11 of the North Dakota Century Code, relating to suspension or revocation of dealer's, salesman's, and investment adviser's registration; and to amend and reenact the introductory paragraph of section 10-04-12 of the North Dakota Century Code, relating to hearings.

Which has been read.

Rep. A. Hausauer moved that the House dispense with the reading of the title to Senate Bill No. 2246, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 92; nays, 2; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES														
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM					
• BACKES			• KELLY			• MUND			• TWETEN					
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM					
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST					
• BERG			• KNUDSON			• NICHOLAS			• WAGNER					
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH					
• BLACK			• KUCHERA			• OLSON			• WEBER					
• CHRISTENSEN			• LANG			• OPEDAHI			• WENTZ					
• CONMY			• LANGLEY			• O'SHEA			• WINGE					
• CRABTREE			• LARDY			• PETERSON			• WINKLER					
• DOTZENROD			• LARSON, B #12			• POWERS								
• DUBORD			• LARSON, G #29			• RAU			• MR SPFAKER					
• EAGLES			• LAUGHLIN			• REED								
• ERICKSON			• LIPSIEA			• RICHARD								
• FLEMING			• LOKKEN			• RICHIE								
• GACKLE			• LUNDENE			• RICHTER								
• GENGLER			• MAIXNER			• RIEHL								
• GERL			• MARGDEN			• ROCHELEAU								
• GRONNEBERG			• MARTIN, C #38			• RUED								
• GUNDERSON			• MARTIN, G #43			• RUSSELL								
• GUNSCH			• MARTINSON			• RYLANCE								
• HAUGLAND			• MATCHIE			• SCHINDLER								
• HAUSAUER, A #49			• McCAFFREY			• SCHUIT								
• HAUSAUER, L #25			• MCGAUVRAH			• SCOFIELD								
• HERMAN			• MEIBERS			• SOLBERG								
• HERSLIP			• MERTENS			• STENEHJEM								
• HICKLE			• METZ			• STRINDEN								
• HILL			• METZGER			• SWIONTEK								
• HORGAN			• MEYER			• THORSGARD								
• JACOBSON						• TIMM								

So the bill passed and the title was agreed to.

Senate Bill No. 2280. A Bill for an Act making an appropriation to defray the expenses of continuing the position of state ABM coordinator; 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, 60; nays, 24; absent and not voting, 16.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND		•	• TWETEN		
• BEAULAIR		•	• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOBUEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK			• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN			• LANG		•	• OPEDAH		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE			• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD			• LARSON, B #12		•	• POWERS		•			
• DUBORD			• LARSON, G #29		•	• RAU			• MR SPEAKER		
• EAGLES		•	• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE		•			
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELLEAU					
• GRONNBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCCAFFEY			• SCOFIELD					
• HERMAN			• MCGAUVAN			• SOLBERG					
• HERSLIP		•	• MEIERS			• STENEHJEM					
• HICKLE		•	• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2398. A Bill for an Act to amend and reenact section 13-03.1-03 and subsection 1 of section 13-03.1-15 of the North Dakota Century Code, relating to the maximum loan ceiling.

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, 7; absent and not voting, 15.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAULAIR		•	• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBUEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY		•	• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE		•			
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELLEAU					
• GRONNBERG			• MARSDEN			• RUED					

● GUNDERSON	● MARTIN C. #38	● RUSSELL
● GUNSCHE	● MARTIN G. #43	● RYLAND
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVIRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

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. TINJUM, Chairman

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS STATE OF NORTH DAKOTA EXECUTIVE OFFICE BISMARCK

March 17, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 17, 1977, I signed the following House Bills:

House Bill No. 1042
House Bill No. 1079
House Bill No. 1085
House Bill No. 1128
House Bill No. 1141
House Bill No. 1186
House Bill No. 1215
House Bill No. 1218
House Bill No. 1228
House Bill No. 1243
House Bill No. 1253
House Bill No. 1256
House Bill No. 1261
House Bill No. 1266
House Bill No. 1287
House Bill No. 1297
House Bill No. 1302
House Bill No. 1343
House Bill No. 1437
House Bill No. 1438
House Bill No. 1459
House Bill No. 1482

Sincerely yours,
ARTHUR A. LINK, Governor

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2068

Senate Bill No. 2263

Senate Bill No. 2291

Senate Bill No. 2405

Senate Bill No. 2449

Senate Bill No. 2534

And the Speaker signed the same in the presence of the House of Representatives.

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. 2013

Senate Bill No. 2063

Senate Bill No. 2111

Senate Bill No. 2234

Senate Bill No. 2294

Senate Bill No. 2327

Senate Bill No. 2338

Senate Bill No. 2369

Senate Bill No. 2395

Senate Bill No. 2428

Senate Bill No. 2439

Senate Bill No. 2513

Senate Bill No. 2517

Senate Bill No. 2199

Senate Bill No. 2388

Refused to concur in the House amendment to:

Senate Bill No. 2002

Senate Bill No. 2003

Senate Bill No. 2007

Senate Bill No. 2045

Senate Bill No. 2062

Senate Bill No. 2126

Senate Bill No. 2164

Senate Bill No. 2297

Senate Bill No. 2323

Senate Bill No. 2346

Senate Bill No. 2364

And the President has appointed as a conference committee to act with a like committee from the House,

Senate Bill No. 2002:

Senator Naaden

Senator Hanson

Senator Walsh

Senate Bill No. 2003

Senator Strinden

Senator Thane

Senator Maher

Senate Bill No. 2007

Senator Lips

Senator Wenstrom

Senator Larson

Senate Bill No. 2045:
 Senator Vosper
 Senator Albers
 Senator Miller
 Senate Bill No. 2062
 Senator Lee
 Senator Freed
 Senator Redlin
 Senate Bill No. 2126:
 Senator Melland
 Senator Strinden
 Senator Maher
 Senate Bill No. 2164:
 Senator Christensen
 Senator Goodman
 Senator Miller
 Senate Bill No. 2297:
 Senator Nelson
 Senator Fritzell
 Senator Krauter
 Senate Bill No. 2323:
 Senator Sands
 Senator Holmberg
 Senator Lashkowitz
 Senate Bill No. 2346:
 Senator Lips
 Senator Hanson
 Senator Erdman
 Senate Bill No. 2364
 Senator Iszler
 Senator Freed
 Senator Schirado

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. 2347 and has laid the amendment on the table.

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. 2417
 Senate Bill No. 2463

And the President has appointed as a conference committee to act with a like committee from the House,

Senate Bill No. 2417:
 Senator Christensen
 Senator Holmberg
 Senator Schirado
 Senate Bill No. 2463:
 Senator Lodoen
 Senator Reiten
 Senator Shablow

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. 1010:

Senator Melland
Senator Hanson
Senator Erdman

House Bill No. 1037

Senator Jacobson
Senator Freed
Senator Redlin

House Bill No. 1071:

Senator Sands
Senator Christenson
Senator Lashkowitz

House Bill No. 1178:

Senator Jacobson
Senator Freed
Senator Redlin

House Bill No. 1320:

Senator Freed
Senator Iszler
Senator Schirado

House Bill No. 1384

Senator Reiten
Senator Lodoen
Senator Mau

House Bill No. 1478:

Senator Jones
Senator Albers
Senator Barth

House Bill No. 1525:

Senator Freed
Senator Nelson
Senator Krauter

House Bill No. 1548:

Senator Naaden
Senator Smykowski
Senator Larson

House Bill No. 1559:

Senator Christensen
Senator Holmberg
Senator Lashkowitz

House Bill No. 1565:

Senator Vosper
Senator Jones
Senator Tallackson

LEOLEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Haugland, Kermott,

Lokken, Peterson, Rued, Timm, Walsh, and Wentz for the introduction of a concurrent resolution, which request has been approved.

Rep. Richard Backes
Rep. Earl Strinden
(Co-Chairmen)

Rep. Mushik moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1565 has had the same under consideration and recommends:

That the House accede to the Senate amendment.

For the Senate:

Senator Vosper
Senator Jones
Senator Tallackson

For the House:

Rep. Berg
Rep. Weber
Rep. Nicholas

Rep. Berg moved that the report be adopted, which motion prevailed. House Bill No. 1565 was placed on the 6th order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Haugland, Kermott, Lokken, Peterson and Rued through the Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3109. A concurrent resolution commending Mrs. Karen Hoffman upon being named North Dakota Sportswriter of the Year.

Which was read the first time.

Rep. Kermott moved that the rules be suspended, that House Concurrent Resolution No. 3109 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3109

Introduced by Committee on Delayed Bills (At the request of Reps. Haugland, Kermott, Lokken, Peterson, Rued.)

A concurrent resolution commending Mrs. Karen Hoffman upon being named North Dakota Sportswriter of the Year.

WHEREAS, Mrs. Karen Hoffman of Minot has, since 1974, been North Dakota's only woman sportswriter; and

WHEREAS, Mrs. Hoffman is the first woman president-elect of the North Dakota Sportscasters and Sportswriters Association; and

WHEREAS, Mrs. Hoffman has, through hard work, ability, and imagination, propelled herself to the top of her profession and has thus been named the 1976 North Dakota Sportswriter of the Year; and

WHEREAS, Mrs. Hoffman is the first woman in the United States ever to be named Sportswriter of the Year;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Forty-fifth Legislative Assembly hereby congratulate Karen Hoffman for having been named North Dakota Sportswriter of the Year

and for the hard work, ability, and imagination which brought her this honor, as well as for being the first woman in the United States ever to have been accorded such an honor; and

BE IT FURTHER RESOLVED, that the Secretary of State send an enrolled copy of this resolution to Mrs. Karen Hoffman of Minot.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3109. A concurrent resolution commending Mrs. Karen Hoffman upon being named North Dakota Sports-writer of the Year.

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. Mushik moved that the absent members be excused, which motion prevailed.

Rep. Mushik moved that the House stand adjourned, until 9:00 a.m., Wednesday, March 23, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVIRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTER
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1043. A Bill for an Act to limit professional liability of qualifying health care providers to patients electing to be bound, to create a trust fund for the benefit of patients suffering damage caused by negligence of the health care provider, and to establish a commission on medical competency.

Which has 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, 26; absent and not voting, 16.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT		•	• KLOUBEC			• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER	•		• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK	•		• KUCHERA		•	• OLSON	•		• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL		•	• WENTZ		
• CONMY			• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE	•		• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12		•	• POWERS					
• DuBORD		•	• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• FRICKSON			• LEE			• RICHARD					
• FLEMING		•	• LIPSIEA	•		• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL		•			
• GERL		•	• MAXXNE			• ROCHELEAU					
• GRONNEBERG			• MARDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43	•		• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE		•	• SCHUETT	•				
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE		•	• MERTENS		•	• STRINDEN					
• HILL			• METZ			• SWIONTER					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER	•		• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1172. A Bill for an Act to create and enact a new section to chapter 50-09, a new subsection to section 50-09-02, a new subsection to section 50-09-03, and a new subsection to section 50-09-08 of the North Dakota Century Code, relating to partial reimbursement of county social service board costs in administering the child support enforcement program, duties of the state social service board regarding the child support enforcement program, duties of the county social service boards regarding administration of the child support enforcement program, and the furnishing of information regarding absent parents by state and local agencies for the administration of the child support enforcement program; to amend and reenact section 50-09-06, section 50-09-07, and section 50-09-21 of the North Dakota Century Code, relating to the assignment of rights to support upon application for aid to dependent

children, notification of deserting parent to state's attorney by the county social service board, and the appropriation of county social service board funds for the administration of the child support enforcement program.

Which has 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, 4; absent and not voting, 19.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY	•		• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE	•		• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUGHRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1239. A Bill for an Act to amend and reenact sections 53-06-01 and 53-06-08 of the North Dakota Century Code, relating to the licensing of dance halls, and halls owned privately and used for public 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, 74; nays, 5; absent and not voting, 21.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		

JOURNAL OF THE HOUSE

• GUNSCH	• MARTIN, G. # 43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A #49	• MATCHIE	• SCHUETT
• HAUSAUER, L #25	• McCAFFEY	• SCOFIELD
• HERMAN	• McGAULFRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTER
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1242. A Bill for an Act to amend and reenact section 5-02-06 of the NDCC, relating to permitting a person under twenty-one years of age to remain on the licensed premises while alcoholic beverages are being sold or displayed.

Which has 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, 16; absent and not voting, 19.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		•	• TINJUM	•	
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOOT			• MURPHY		•	• UNHJEM		
• BENEDICT		•	• KLOUBEC			• MUSHIK		•	• VANDER VORST	•	
• BERG			• KNUDSON			• NICHOLAS		•	• WAGNER		
• BERGER	•		• KRETSCHMAR			• NORDBY		•	• WALSH		
• BLACK			• KUCHERA			• OLSON		•	• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL		•	• WENTZ		
• CONNY			• LANGLEP			• O'SHEA		•	• WINGE		
• CRABTREE		•	• LARDY			• PETERSON		•	• WINKER		
• DOTZENROD			• LARSON, B #12			• POWERS		•			
• DuBORD			• LARSON, G. #29			• RAU		•	• MR SPEAKER	•	
• EAGLES			• LAUGHLIN		•	• REED		•			
• ERICKSON			• LEE		•	• RICHARD		•			
• FLEMING			• LIPSIEA		•	• RICHIE		•			
• GACKLE			• LOKKEN		•	• RICHTER		•			
• GENGLER			• LUNDENE		•	• RIEHL		•			
• GERL			• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN			• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL		•			
• GUNSCH			• MARTIN, G. # 43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A #49			• MATCHIE			• SCOFIELD		•			
• HAUSAUER, L #25			• McCAFFEY			• SOLBERG		•			
• HERMAN			• McGAULFRAN			• STENEHJEM		•			
• HERSLIP			• MEIERS			• STRINDEN		•			
• HICKLE			• MERTENS			• SWIONTER		•			
• HILL			• METZ		•	• THORSGARD		•			
• HORGAN		•	• METZGER			• TIMM		•			
• JACOBSON			• MEYER		•						

So the bill passed and the title was agreed to.

House Bill No. 1308. A Bill for an Act relating to the promotion, advertising, research and development of edible beans, creating a state edible bean council and prescribing its powers, duties, and authority, prescribing a tax on edible bean production, providing for its collection, and providing penalties for the violation of the Act; providing an appropriation; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 1; absent and not voting, 17.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		•	• TINJUM	•	
• BACKES			• KELLY			• MUND		•	• TWETEN		

● BEAUCLAIR	● KERMOTT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBEC	● MUSHIK	● VANDER VORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAH	● WENTZ
● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C #38	● RUSSELL	
● GUNSCH	● MARTIN, G #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A #49	● MATCHIE	● SCHUETZ	
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUWRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTAR	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1333. A Bill for an Act to amend and reenact section 43-30-11 of the North Dakota Century Code, relating to the renewal date and grace period for private detective and private detective agency licenses; and providing for expiration date of existing 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, 82; nays, 0; absent and not voting, 18.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM	●	
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● NICHOLAS			● VANDER VORST		
● BERG			● KNUDSON			● NORDBY			● WAGNER		
● BERGER			● KRETSCHMAR			● OLSON			● WALSH		
● BLACK			● KUCHERA			● OPEDAH			● WEBER		
● CHRISTENSEN			● LANG			● O'SHEA			● WENTZ	●	
● CONMY			● LANGLEY			● PETERSON			● WINGE		
● CRABTREE			● LARDY			● POWERS			● WINKJER		
● DOTZENROD			● LARSON, B #12			● RAU					
● DuBORD			● LARSON, G. #29			● REED			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● RICHARD					
● ERICKSON			● LEE			● RICHIE					
● FLEMING			● LIPSIEA			● RICHTER					
● GACKLE			● LOKKEN			● RIEHL					
● GENGLER			● LUNDENE			● ROCHELEAU					
● GERL			● MAIXNER			● RUED					
● GRONNEBERG			● MARSDEN			● RUSSELL					
● GUNDERSON			● MARTIN, C #38			● RYLANCE					
● GUNSCH			● MARTIN, G #43			● SCHINDLER					
● HAUGLAND			● MARTINSON			● SCHUETZ					
● HAUSAUER, A #49			● MATCHIE			● SCOFIELD					
● HAUSAUER, L #25			● McCAFFREY			● SOLBERG					
● HERMAN			● MCGAUWRAN			● STENEJEM					
● HERSLIP			● MEIERS			● STRINDEN					
● HICKLE			● MERTENS			● SWIONTAR					
● HILL			● METZ			● THORSGARD					
● HORGAN			● METZGER			● TIMM					
● JACOBSON			● MEYER								

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2420. A Bill for an Act to create and enact a new subsection to section 52-04-06 of the North Dakota Century Code, relating to the unemployment compensation trust fund reserve ratio.

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, 0; absent and not voting, 17.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM	●	
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOYT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DuBORD			● LARSON, G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTER					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2460. A Bill for an Act making an appropriation to defray the expenses of the rural forest and fire protection 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, 82; nays, 0; absent and not voting, 18.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM	●	
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOYT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DuBORD			● LARSON, G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTER					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4002. A concurrent resolution recommending that the State Library Commission be moved to the Liberty Memorial Building once the Liberty Memorial Building is no longer occupied by the State Historical Board.

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. 4033. A concurrent resolution urging the North Dakota Congressional Delegation to introduce legislation in the Congress to make federal aid matching formulas for the states more responsive to current economic conditions of the 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.

Senate Concurrent Resolution No. 4034. A concurrent resolution urging the United States Congress to designate Theodore Roosevelt National Memorial Park as Theodore Roosevelt National Park.

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. 4041. A concurrent resolution urging Congress and the President to permit states to have flexibility in establishing standards and solving local problems.

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. 4046. A concurrent resolution relating to recognition of and cooperation with a study being conducted by the North Dakota State University Community and Regional Planning Program, at the request of the North Dakota Indian Affairs Commission, concerning the distribution of county motor vehicle tax moneys for North Dakota reservation county roads.

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. 4048. A concurrent resolution citing the existence of certain conditions of mutual concern confronting the reservation and nonreservation residents of North Dakota, and urging the Congress and the President of the United States to exercise responsibility and authority in resolving them.

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. 4052. A concurrent resolution urging federally authorized lending agencies to provide financial information to state authorities.

Was read the second time.
 The question being on the final adoption of the resolution.
 So the Senate Concurrent Resolution was declared adopted on a voice vote.

MESSAGES TO THE SENATE
 House Chamber

Mr. President: I have the honor to return herewith the following:
 Senate Bill No. 2068
 Senate Bill No. 2263
 Senate Bill No. 2291
 Senate Bill No. 2405
 Senate Bill No. 2449
 Senate Bill No. 2534
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:
 House Bill No. 1245
 House Bill No. 1388
 House Bill No. 1476

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. 1599
 House Concurrent Resolution No. 3106
 House Concurrent Resolution No. 3108

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. 2018
 Senate Bill No. 2509
 Senate Bill No. 2536

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. 2005
 Senate Bill No. 2010
 Senate Bill No. 2011
 Senate Bill No. 2014
 Senate Bill No. 2022
 Senate Bill No. 2548

ROY GILBREATH, Chief Clerk

RECONSIDERATION OF A VETOED MEASURE

House Bill No. 1034. A Bill for an Act to amend and reenact section 49-02-01 of the North Dakota Century Code, relating to public service commission jurisdiction over public utilities.

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, 42; nays, 48; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	JOHNSON		•	MILLER		•	TINJUM		•
		•	KELLY		•	MUND		•	TWETEN		•
		•	KERMOTT		•	MURPHY		•	UNHJEM		•
		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
		•	KUCHERA		•	OLSON		•	WEBER		•
		•	LANG		•	OPEDAHL		•	WENTZ		•
		•	LANGLEY		•	OSHEA		•	WINGE		•
		•	LARDY		•	PETERSON		•	WINKJER		•
		•	LARSON, B #12		•	POWERS		•			
		•	LARSON, G #29		•	RAU		•	MR SPEAKER		•
		•	LAUGHLIN		•	REED		•			
		•	LEE		•	RICHARD		•			
		•	LIPSIEA		•	RICHIE		•			
		•	LOKKEN		•	RICHTER		•			
		•	LUNDENE		•	RIEHL		•			
		•	MAIXNER		•	ROCHELEAU		•			
		•	MARSDEN		•	RUED		•			
		•	MARTIN, C #38		•	RUSSELL		•			
		•	MARTIN, G #43		•	RYLANCE		•			
		•	MARTINSON		•	SCHINDLER		•			
		•	MATCHE		•	SCHIETZ		•			
		•	McCAFFREY		•	SCOFIELD		•			
		•	McCAFFREY		•	SOLBERG		•			
		•	MEIERS		•	STENHJEM		•			
		•	MERTENS		•	STRINDEN		•			
		•	METZ		•	SWIONTEK		•			
		•	METZGER		•	THORSKARD		•			
		•	MEYER		•	TIMM		•			

So the bill failed to pass over the Governor's veto.

SECOND READING OF SENATE BILLS

Senate Bill No. 2380. A Bill for an Act to provide for the automatic termination, review, continuation, or reestablishment of certain regulatory agencies and boards and the regulatory activities of all state boards, agencies, departments, divisions, councils, committees, sub-committees, stations, commissions, officers, officials, offices, panels, task forces, directorates, and similar state governmental entities or functional groups; providing a schedule for the termination and review process; providing for performance reviews of these regulatory agencies and activities by the legislative budget analyst and auditor; providing for consideration of these performance reviews and the holding of hearings and the preparing of reports and recommendations on these reviews by the legislative audit and fiscal review committee; providing for legislative review of all agencies and activities scheduled for termination; providing for the mechanics of termination under this Act, including a year's phaseout period; and to amend section 54-35-02.2, relating to the powers and duties of the legislative audit and fiscal review committee, and to amend section 54-35-14 of the North Dakota Century Code, relating to the powers and duties of the legislative budget analyst and auditor; and providing an appropriation.

Which has been read with Committee Recommendation Do Not Pass

Rep. Fleming moved that the House dispense with the reading of the title to Senate Bill No. 2380, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 62; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•			•			•			•
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUTSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETZ		•			
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McCAULYRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWINTON		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill lost.

MOTIONS

Rep. Winkjer 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.

Rep. Wagner moved that the House not concur on Senate amendments to House Bill No. 1280, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1280:

Rep. Marsden
Rep. Peterson
Rep. Mertens

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1049:

Rep. Winkjer
Rep. Conmy
Rep. Meiers

Speaker Solberg announced the appointment of the following Conference Committees:

On Senate Bill No. 2002

Rep. Tweten
Rep. Gunsch
Rep. Mertens

On Senate Bill No. 2003

Rep. Kuchera
Rep. Unhjem
Rep. G. Martin

On Senate Bill No. 2007

Rep. Eagles
Rep. Gunsch

Rep. Horgan
On Senate Bill No. 2045

Rep. Matchie
Rep. Walsh
Rep. Martinson

On Senate Bill No. 2164

Rep. Conmy
Rep. Winkjer
Rep. Meiers

On Senate Bill No. 2417

Rep. Winkjer
Rep. Reed
Rep. Benedict

On Senate Bill No. 2323

Rep. Kretschmar
Rep. Conmy
Rep. Beauclair

On Senate Bill No. 2364

Rep. Richie
Rep. Stenehjerm
Rep. Dotzenrod

On Senate Bill No. 2463

Rep. Knudson
Rep. Black
Rep. Berger

On Senate Bill No. 2062

Rep. Rylance
Rep. Berg
Rep. Kloubec

On Senate Bill No. 2297

Rep. Walsh
Rep. Matchie
Rep. Murphy

On Senate Bill No. 2346

Rep. A. Hausauer
Rep. Unhjerm
Rep. Mushik*

Rep. Backes moved that the House stand recessed until 1:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

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. 1049-1280 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

House Bill No. 1049

Rep. Winkjer
Rep. Conmy
Rep. Meiers

House Bill No. 1280

Rep. Marsden

Rep. Peterson
Rep. Mertens

ROY GILBREATH, Chief Clerk

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. 2002-2003-2007-2045-2062-2164-2297-2323-2346-2364-2417-2463.

Senate Bill No. 2002:

Rep. Tweten
Rep. Gunsch
Rep. Mertens

Senate Bill No. 2003:

Rep. Kuchera
Rep. Unhjem
Rep. G. Martin

Senate Bill No. 2007:

Rep. Eagles
Rep. Gunsch
Rep. Horgan

Senate Bill No. 2045:

Rep. Matchie
Rep. Walsh
Rep. Martinson

Senate Bill No. 2062:

Rep. Rylance
Rep. Berg
Rep. Kloubec

Senate Bill No. 2164:

Rep. Conmy
Rep. Winkjer
Rep. Meiers

Senate Bill No. 2297:

Rep. Walsh
Rep. Matchie
Rep. Murphy

Senate Bill No. 2323:

Rep. Kretschmar
Rep. Conmy
Rep. Beauclair

Senate Bill No. 2346:

Rep. A. Hausauer
Rep. Unhjem
Rep. Mushik

Senate Bill No. 2364:

Rep. Richie
Rep. Stenehjem
Rep. Dotzenrod

Senate Bill No. 2417:

Rep. Winkjer
Rep. Reed
Rep. Benedict

Senate Bill No. 2463:

Rep. Knudson

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION
Senate Concurrent Resolution No. 4049. A concurrent resolution urging Congress to retain Section 14(b) of the Taft-Hartley Act.

Was read the second time with Committee Recommendation Do Not Pass

Rep. Marsden requested a recorded roll call vote on Senate Concurrent Resolution No. 4049, which request was granted.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 57; nays, 40; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the Senate Concurrent Resolution was declared adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2304. A Bill for an Act to establish a chiropractic scholarship loan fund, for qualified students enrolling in an approved school of chiropractic, to be administered by the North Dakota state board of chiropractic, and provide 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, 45; nays, 55; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES			• KELLY		•	• MUND		•	• TWETEN		
• BEAUCLAIR	•		• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
• DUBORD		•	• LARSON, G. #29		•	• REED		•	MR. SPEAKER		
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•			
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• McGAUVVRAN		•	• SOLBERG		•			
• HERSHIP		•	• MEIERS		•	• STENEHEW		•			
• HICKLE		•	• MERTENS		•	• STRINDEN		•			
• HILL		•	• METZ		•	• SWIONTEK		•			
• HORGAN		•	• METZGER		•	• THORSGARD		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

So the bill lost.

Rep. Wagner moved that the rules be suspended and that Senate Bill No. 2446 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2475. A Bill for an Act to provide for legislative review of administrative rules and regulations when assigned by the legislative council chairman to interim committees, and providing for recommendations by the 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, 54; nays, 46; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		•	• TINJUM		•
• BACKES		•	• KELLY		•	• MUND		•	• TWETEN		
• BEAUCLAIR		•	• KERMOTT		•	• MURPHY		•	• UNHJEM		
• BENEDICT		•	• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•

• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERI	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARDSEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2476. A Bill for an Act to create and enact sections 28-32-03.1 and 28-32-03.2 of the North Dakota Century Code, providing for an administrative code and code supplement, printing, distribution and sales; to amend and reenact section 28-32-03 of the North Dakota Century Code, relating to the filing and effect of rules and regulations; 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, 84; nays, 15; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		•	• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOOT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NOROBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU					• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE		•	• RICHARD		•			
• FLEMING			• LIPSIEA			• RICHIE		•			
• GACKLE		•	• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL		•			
• GERI		•	• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARDSEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		•			
• HERMAN			• McGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.

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-fourth Day and recommends that the same be corrected as follows:

On page 1504, following line 20, insert: "Which the President has signed."

WEDNESDAY, MARCH 23, 1977

1561

And when so corrected recommends that the same be approved.

REP TINJUM, Chairman

Rep. Kelly moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA

Executive Office

Bismarck

March 18, 1977

The Honorable Oscar Solberg

Speaker of the House

House Chambers

Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 18, 1977, I signed House Bill
No. 1359.

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA

Executive Office

Bismarck

March 21, 1977

The Honorable Oscar Solberg

Speaker of the House

House Chambers

Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 19, 1977, I signed the following
House Bills:

House Bill No. 1021

House Bill No. 1221

House Bill No. 1224

House Bill No. 1251

House Bill No. 1314

House Bill No. 1327

House Bill No. 1409

House Bill No. 1463

House Bill No. 1464

House Bill No. 1469

House Bill No. 1474

House Bill No. 1481

House Bill No. 1510

House Bill No. 1519

House Bill No. 1529

House Bill No. 1530

House Bill No. 1545

House Bill No. 1555

House Bill No. 1557

House Bill No. 1575

House Bill No. 1578

House Bill No. 1591

House Bill No. 1594

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA
Executive Office
Bismarck

March 22, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 21, 1977, I signed House Bill No. 1369.

Sincerely yours,
ARTHUR A. LINK
Governor

RECOGNITION

Speaker Solberg announced that Mr. Barton D. Russell, Executive Director of the National Association of Towns and Township Officials from Washington, D.C., was in the chamber. He appointed Reps. Weber and Eagles to escort Mr. Russell to the podium, where he was introduced and subsequently addressed the Assembly.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2550, has had the same under consideration and recommends, by a vote of Ayes, 10; Nays, 2; Absent, 3, that the same do pass.

REP. KNUDSON, Chairman

Senate Bill No. 2550 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3007, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 0; Absent, 0; that the same do not pass.

REP. KRETSCHMAR, Co-Chairman

House Concurrent Resolution No. 3007 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3008, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 0; Absent, 0; that the same do not pass.

REP. KRETSCHMAR, Co-Chairman

House Concurrent Resolution No. 3008 was placed on the 11th order of business on the calendar for the succeeding legislative day.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Horgan and Winge for the introduction of a resolution, which request has been approved.

REP. RICHARD BACKES
REP. EARL STRINDEN
(Co-Chairmen)

Rep. Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1009 has had the same under consideration and recommends:

House accedes to the Senate amendments.

For the Senate:

Sen. Thane
Sen. Larson
Sen. Smykowski

For the House:

Rep. Tweten
Rep. Thorsgard
Rep. Johnson (refused to sign)

Rep. Tweten moved that the report be adopted, which motion prevailed.

House Bill No. 1009 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1013 has had the same under consideration and recommends:

House accedes to the Senate amendments in House Bill No. 1013 and that it be further amended as follows:

On page 1 of the engrossed bill, line 4, following the word "general" insert the following: "; and declaring an emergency"

On page 2 of the engrossed bill, line 24, delete the numerals "1,369,613" and insert in lieu thereof the numerals "1,369,563"

On page 3, following line 15, insert the following:

SECTION 5. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval, insofar as it pertains to the line item "fees and services" in Subdivision 1.

For the Senate:

Sen. Thane
Sen. Hanson
Sen. Erdman

For the House:

Rep. L. Hausauer
Rep. Eagles
Rep. Opedahl

Rep. L. Hausauer moved that the report be adopted, which motion prevailed.

House Bill No. 1013 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1028 has had the same under consideration and recommends:

That your Conference Committee on House Bill No. 1028 has been unable to agree and recommends that the Conference Committee be dissolved, and a new conference committee be appointed.

For the Senate:

Senator Wright
Senator Goodman
Senator Redlin

For the House:

Rep. Murphy
Rep. Nicholas

Rep. Laughlin

Rep. Murphy moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1419 has had the same under consideration and recommends:

House accedes to the Senate amendments.

For the Senate:

Sen. Strinden

Sen. Hanson

Sen. Maher

For the House:

Rep. Marsden

Rep. Christensen

Rep. Mertens (refused to sign)

Rep. Marsden moved that the report be adopted, which motion prevailed.

House Bill No. 1419 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1548 has had the same under consideration and recommends:

That the House accede to the Senate amendments

For the Senate:

Sen. Naaden

Sen. Smykowski

Sen. Larson

For the House:

Rep. Riehl

Rep. Anderson

Rep. Vander Vorst

Rep. Riehl moved that the report be adopted, which motion prevailed.

House Bill No. 1548 was placed on the 6th order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE RESOLUTION

Reps. Winge and Horgan, through the Committee on Delayed Bills introduced:

House Resolution No. 9. A resolution congratulating Jerome Huck for his outstanding record and accomplishments in wrestling and football at Valley City State College, for winning the 1977 heavyweight conference championship, and for being named the outstanding lineman in the NAIA playoffs.

Which was read the first time.

Rep. Horgan moved that the rules be suspended, that House Resolution No. 9 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading, and final passage, which motion prevailed.

HOUSE RESOLUTION No. 9

Introduced by Committee on Delayed Bills.

(At the request of Representatives Horgan, Winge)

A resolution congratulating Jerome Huck for his outstanding record and accomplishments in wrestling and football at Valley City State College, for winning the 1977 heavyweight conference championship, and

for being named the outstanding lineman in the NAIA playoffs.

WHEREAS, in 1977 Jerome Huck was heavyweight conference champion and third in national wrestling competition; and

WHEREAS, Jerome Huck was conference champion in 1975, second in the conference, and fourth in national competition in 1976; and

WHEREAS, Jerome Huck has achieved a two-year dual record of 42 wins and 7 losses as a mat champion at Valley City State College including 10 wins in national competition; and

WHEREAS, Jerome Huck undaunted by his success and accomplishments on the mat tackled the sport of football and again achieved honor; and

WHEREAS, Jerome Huck was named 1977 all conference tackle for his performance on the Valley City State College football team; and

WHEREAS, Jerome Huck was also named the 1977 outstanding lineman in the NAIA playoffs; and

WHEREAS, Jerome Huck has brought recognition and honor to Valley City State College and has been a shining example of individual discipline and accomplishment;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the House of Representatives extend to Jerome Huck heartiest congratulations for his outstanding record and accomplishments and for being named the 1977 heavyweight conference champion, the 1977 outstanding conference tackle, and the 1977 outstanding lineman in the NAIA; and

BE IT FURTHER RESOLVED, that the Secretary of State forward a duly enrolled copy of this resolution to an outstanding young man, Jerome Huck.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 9. A resolution congratulating Jerome Huck for his outstanding record and accomplishments in wrestling and football at Valley City State College, for winning the 1977 heavyweight conference championship, and for being named the outstanding lineman in the NAIA playoffs.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Resolution was declared adopted on a voice vote.

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. 4002

Senate Concurrent Resolution No. 4031

Senate Concurrent Resolution No. 4033

Senate Concurrent Resolution No. 4034

Senate Concurrent Resolution No. 4035

Senate Concurrent Resolution No. 4040

Senate Concurrent Resolution No. 4041

Senate Concurrent Resolution No. 4045

Senate Concurrent Resolution No. 4046

Senate Concurrent Resolution No. 4048

Senate Concurrent Resolution No. 4052

Senate Concurrent Resolution No. 4084

ROY GILBREATH, Chief Clerk

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 House Bill No. 1018:

Rep. Marsden
Rep. Thorsgard
Rep. Fleming

ROY GILBREATH, Chief Clerk

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1028:

Rep. A. Hausauer
Rep. Crabtree
Rep. Laughlin

MOTIONS

Rep. Wagner moved that the House do concur in the Senate amendments to House Bill No. 1528, which motion prevailed.

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 1028 and the committees having been unable to agree, the Speaker appointed as a new conference committee.

Rep. A. Hausauer
Rep. Crabtree
Rep. Laughlin

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. 1528.

ROY GILBREATH, Chief Clerk

MESSAGE 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. 1014

Senator Thane
Senator Naaden
Senator Erdman

House Bill No. 1018

Senator Melland
Senator Thane
Senator Barth

House Bill No. 1047

Senator Freed
Senator Iszler
Senator Schirado

House Bill No. 1049

Senator Freed
Senator Sands
Senator Lashkowitz

House Bill No. 1280

Senator Melland
Senator Thane

Senator Walsh

LEO LEIDHOLM, Secretary

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House stand adjourned until 9:00 a.m., Thursday, March 24, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



FIFTY-SIXTH DAY

Bismarck, March 24, 1977

The House convened at 9:00 a.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Albert Soderberg, Pastor, Church of God, Bismarck.

The roll was called and all members were present except Reps. L. Hausauer, Horgan, Johnson, Kuchera, Lipsiea, McCaffrey, Metzger, Peterson, Rocheleau, Rued, and Timm.

Speaker Solberg announced that Reps. L. Hausauer, Johnson and Peterson were away from the Chamber at a Conference Committee meeting.

Rep. Strinden requested that the record show that Rep. Rued is absent from the House because of a death in the family, and he will return to the House next Monday.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

Rep. Tweten moved that the amendments to House Bill No. 1009 as recommended by the Conference Committee on House Bill No. 1009 as printed on pages 1374 and 1375 of the House Journal be adopted, which motion prevailed.

Rep. L. Hausauer moved that the amendments to House Bill No. 1013 as recommended by the Conference Committee on House Bill No. 1013 as printed on pages 1306, 1307 and 1563 of the House Journal be adopted, which motion prevailed.

Rep. Marsden moved that the amendments to House Bill No. 1419 as recommended by the Conference Committee on House Bill No. 1419 as printed on pages 1377 and 1378 of the House Journal be adopted, which motion prevailed.

Rep. Riehl moved that the amendments to House Bill No. 1548 as recommended by the Conference Committee on House Bill No. 1548 as printed on page 1408 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1528. A Bill for an Act to establish a central North Dakota beef cattle experiment station; to provide for determining its location; and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 72; nays, 16; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEK			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON		•	• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL		•	• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAIN			• SOLBERG					
• HERSLIP			• MEIERS			• STENHEIM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2027. A Bill for an Act to provide a property tax credit on land on which there are large transmission towers; to provide for state reimbursement for the loss of revenue to counties and other taxing districts; and to provide an appropriation.

Which has been read with Committee Recommendation Do Not Pass Reps. Mertens, Vander Vorst, Weber, Rau, Berg, Russell, Knudson and Hickel requested they be excused from voting on Senate Bill No. 2027 because of a conflict of interest.

Rep. Backes moved that all those who declared a conflict of interest be allowed to vote on Senate Bill No. 2027, 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, 54; nays, 43; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEK			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON		•	• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL		•	• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					

HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDE
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Backes moved that the rules be suspended, and that Senate Bill No. 2472 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3007. A concurrent resolution to repeal section 135 of the Constitution of the State of North Dakota, relating to elections of managers or directors of a corporation.

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, 5; nays, 90; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH	•
BLACK	•		KUCHERA	•		OLSON	•	WEBER	•
CHRISTENSEN	•		LANG	•		OPEDAHL	•	WENTZ	•
CONMY	•		LANGLEY	•		O'SHEA	•	WINGE	•
CRABTREE	•		LARDY	•		PETERSON	•	WINKJER	•
DOTZENROD	•		LARSON, B. #12	•		POWERS	•		
DUBORD	•		LARSON, G. #29	•		RAU	•		
EAGLES	•		LAUGHLIN	•		REED	•	MR. SPEAKER	•
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSIEA	•		RICHIE	•		
GACKLE	•		LOKKEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEHL	•		
GERI	•		MAIXNER	•		ROCHELEAU	•		
GRONNEBERG	•		MARSDEN	•		RUED	•		
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		
HAUSAUER, A. #49	•		MATCHP	•		SCHUETT	•		
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•		
HERMAN	•		McGAUVAN	•		SOLBERG	•		
HERSLIP	•		MEIERS	•		STENEHJEM	•		
HICKLE	•		MERTENS	•		STRINDE	•		
HILL	•		METZ	•		SWIONTEK	•		
HORGAN	•		METZGER	•		THORSGARD	•		
JACOBSON	•		MEYER	•		TIMM	•		

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3008. A concurrent resolution to repeal section 136 of the Constitution of the State of North Dakota, relating to foreign corporations doing business in 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, 1; nays, 94; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•

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, 2.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
●			●	JOHNSON		●	MILLER	●	TINJUM	
●			●	KELLY		●	MUND	●	TWETEN	
●			●	KERMOTT		●	MURPHY	●	UNJEM	
●			●	KLOUBEC		●	MUSHIK	●	VANDER VORST	
●			●	KNUDSON		●	NICHOLAS	●	WAGNER	
●			●	KRETSCHMAR		●	NORDBY	●	WALSH	
●			●	KUCHERA		●	OLSON	●	WEBER	
●			●	LANG		●	OPEDAH	●	WENTZ	
●			●	LANGLEY		●	O'SHEA	●	WINGE	
●			●	LARDY		●	PETERSON	●	WINKJER	
●			●	LARSON, B. #12		●	POWERS			
●			●	LARSON, G. #29		●	RAU			
●			●	LAUGHLIN		●	REED		●	MR. SPEAKER
●			●	LEE		●	RICHARD			
●			●	LIPSIA		●	RICHIE			
●			●	LOKKEN		●	RICHTER			
●			●	LUNDENE		●	RIEHL			
●			●	MATXNER		●	ROCHELEAU			
●			●	MARSDEN		●	RUED			
●			●	MARTIN, C. #38		●	RUSSELL			
●			●	MARTIN, G. #43		●	RYLANCE			
●			●	MARTINSON		●	SCHINDLER			
●			●	MATCHER		●	SCHUETT			
●			●	McCAFFREY		●	SCOFIELD			
●			●	McGAUVRAN		●	SOLBERG			
●			●	MEIERS		●	STENEHJEM			
●			●	MERTENS		●	STRINDEN			
●			●	METZ		●	SWIONTEK			
●			●	METZGER		●	THORSGARD			
●			●	MEYER		●	TIMM			

So the bill passed and the title was agreed to.

**PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
Executive Office
Bismarck**

March 23, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 23, 1977, I signed the following House Bills:

- House Bill No. 1110
- House Bill No. 1176
- House Bill No. 1179
- House Bill No. 1225
- House Bill No. 1254
- House Bill No. 1257
- House Bill No. 1307
- House Bill No. 1323
- House Bill No. 1338
- House Bill No. 1349
- House Bill No. 1357
- House Bill No. 1380
- House Bill No. 1401
- House Bill No. 1403

House Bill No. 1414
 House Bill No. 1416
 House Bill No. 1457
 House Bill No. 1458
 House Bill No. 1473
 House Bill No. 1538
 House Bill No. 1539

Sincerely yours,
 ARTHUR A. LINK
 Governor

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1325

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. 3109

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. 2036
 Senate Bill No. 2092
 Senate Bill No. 2109
 Senate Bill No. 2146
 Senate Bill No. 2158
 Senate Bill No. 2171
 Senate Bill No. 2201
 Senate Bill No. 2246
 Senate Bill No. 2280
 Senate Bill No. 2287
 Senate Bill No. 2325
 Senate Bill No. 2398
 Senate Bill No. 2520

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. 2006
 Senate Bill No. 2008
 Senate Bill No. 2110
 Senate Bill No. 2384
 Senate Bill No. 2496

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. 2093

Senate Bill No. 2131
Senate Bill No. 2154
Senate Bill No. 2344

ROY GILBREATH, Chief Clerk
MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4086

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Bill No. 1551
- House Bill No. 1553
- House Concurrent Resolution No. 3021
- House Concurrent Resolution No. 3028
- House Concurrent Resolution No. 3034
- House Concurrent Resolution No. 3049
- House Concurrent Resolution No. 3051
- House Concurrent Resolution No. 3058
- House Concurrent Resolution No. 3059
- House Concurrent Resolution No. 3098
- House Concurrent Resolution No. 3101
- House Concurrent Resolution No. 3105

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1344
LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1344

On page 1, line 18, following the word "of" delete the figure "\$1,400,000.00" and insert in lieu thereof the figure "\$800,000.00"
And renumber the lines and pages accordingly.

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact subsection 1 of section 57-15-56 of the North Dakota Century Code, relating to the authorization of a one-mill levy for senior citizen programs and activities, and increasing the authorized levy to two mills.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 1 of section 57-15-56 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. The board of county commissioners of any county is hereby authorized to levy a tax, or in the event no levy is made by the board of county commissioners, the governing body of any city is authorized to levy a tax, in addition to all levies now authorized by law, for the purpose of establishing or maintaining programs and activities for senior citizens including the expansion of existing senior citizen centers which will provide recreational and other leisure-time activities, information, health, welfare, counseling, and referral services for senior citizens, and

assisting such persons in providing volunteer community or civic services. Such tax shall not exceed the amount produced by the levy of (((one mill))) two mills on a dollar of the net taxable valuation of the county or the city. The proceeds of such tax shall be kept in a separate fund and shall be used exclusively for the public purposes provided for in this section. Such levy shall be in addition to any moneys expended by the board of county commissioners pursuant to section 11-11-58 or by the governing body of any city pursuant to section 40-05-16." And renumber the lines and pages accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1046
 House Bill No. 1294
 House Bill No. 1315
 House Bill No. 1317
 House Bill No. 1342
 House Bill No. 1364
 House Bill No. 1381
 House Bill No. 1387
 House Bill No. 1392
 House Bill No. 1397
 House Bill No. 1404
 House Bill No. 1418
 House Bill No. 1424
 House Bill No. 1429
 House Bill No. 1431
 House Bill No. 1436
 House Bill No. 1448
 House Bill No. 1497
 House Bill No. 1508
 House Bill No. 1517
 House Bill No. 1541
 House Bill No. 1546
 House Bill No. 1569
 House Bill No. 1573

LEO LEIDHOLM, Secretary

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. 1028:

Senator Wright
 Senator Farrington
 Senator Redlin

LEO LEIDHOLM, Secretary

Rep. Backes moved that the House stand recessed until 1:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:
 House Concurrent Resolution No. 3052

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Horgan and Winge for the introduction of a resolution, which request has been approved.

REP. EARL STRINDEN
REP. RICHARD BACKES
(Co-Chairmen)

Rep. Mushik 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. 1018 has had the same under consideration and recommends:

House accedes to the Senate amendments.

For the Senate

Sen. Melland

Sen. Thane

Sen. Barth

For the House

Rep. Marsden

Rep. Thorsgaard

Rep. Fleming

Rep. Marsden moved that the report be adopted, which motion prevailed.

House Bill No. 1018 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1252 has had the same under consideration and recommends:

Senate recedes from their amendments.

For the Senate

Sen. Wenstrom

Sen. Erdman

(Sen. Naaden does not concur.)

For the House

Rep. Peterson

Rep. L. Hausauer

Rep. Mertens

Rep. Peterson moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Gunderson moved that the House reconsider its action whereby House Concurrent Resolution No. 3052 was passed, which motion prevailed.

Rep. Gunderson moved that House Concurrent Resolution No. 3052 be re-referred to the Committee on Legislative Council Resolutions, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2126:

Rep. Rylance

Rep. Herslip

Rep. Wagner

House Resolution No. 10. A resolution congratulating Joe Coghlan of Valley City High School on winning the 1977 State Class A heavyweight wrestling championship.

House Resolution No. 10 which was read the first time.

Representative Horgan moved that the rules be suspended, that House Resolution No. 10 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION No. 10

Introduced by Committee on Delayed Bills.

(At the request of Representatives Horgan, Winge)

A resolution congratulating Joe Coghlan of Valley City High School on winning the 1977 State Class A heavyweight wrestling championship.

WHEREAS, Joe Coghlan of Valley City High School successfully completed a perfect 27-0 season to win the 1977 State Class A heavyweight wrestling championship at Bismarck on February 26; and

WHEREAS, Joe Coghlan was the lightest heavyweight wrestler in the state tournament at 200 pounds after beginning the season at 238 pounds; and

WHEREAS, the aggressive senior from Valley City High School won the championship title with a 6-3 decision over Al Jochim of Bismarck High School; and

WHEREAS, Joe Coghlan easily moved into the finals after a 23-1 first round victory over Curt Gilberg of Grand Forks Red River; after pinning Neil Hagen of Williston in the quarterfinals; and after a 16-4 victory over Wayne Olson of Bismarck Century High in the semifinals; and

WHEREAS, Joe Coghlan, coached by Dennis Friestad, demonstrated the aggressiveness and good sportsmanship of a true champion enroute to victory;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the House of Representatives of the Forty-fifth Legislative Assembly extends its congratulations to Joe Coghlan of Valley City High School on winning the 1977 State Class A heavyweight wrestling championship; and

BE IT FURTHER RESOLVED, that the Clerk of the House send copies of this resolution to Joe Coghlan; to his parents, Mr. and Mrs. Kenneth Coghlan; and to Coach Dennis Friestad of Valley City High School.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 10. A resolution congratulating Joe Coghlan of Valley City High School on winning the 1977 State Class A heavyweight wrestling championship.

House Resolution No. 10 was read the second time.

The question being on the final adoption of the resolution.

So the House Resolution was declared adopted on a voice vote.

POINT OF PERSONAL PRIVILEGE

Rep. Gengler: Mr. Speaker:

"I rise on a point of personal privilege and request that my remarks be printed in the Journal.

"Mein Sehr Geehrter Heer Oscar Solberg und Mein Sehr Geehrte Mitglieder der North Dakota House of Representatives. Die Repräsentantin Janet Wentz und ich Johann Gengler möchten alle Mitglieder der

North Dakota House of Representatives etwas von unserer deutsche Geschichte in Russland erzählen.

“Nord Dakota hat viele Einwohner die von Deutscher aus Russland abstammung sind. In der Zählung von 1920 hat unser Staat Nord Dakota beinahe 70,000 Deutschen aus Russland und das ist fast zweimal so viel wie irgend ein anderer Staat in der U.S.A. zu dieser Zeit.

“Unserer Deutschen sind hauptsächlich Schwartz meer Deutschen wentz die Ursprünglich gleich nach dem Anfang des 19 Jahrhunderts von Deutschland nach Russland gewandert sind, weil sie religiöse und militär Freiheit gesucht haben. Zum Anfang war das Leben sehr schwer aber mit der Zeit geht alles ziemlich gut. Alle haben gute Wohnungen, genug Land, and ein ziemlich schönes Leben.

“Das Leben hat sich aber mit der Zeit geändert. Die Russen machen den Deutschen immer mehr schwerigkeiten und endlich in 1871 hat sich die Sache ganz geändert, weil nach dieser Zeit müssen alle deutschen Männer die in Russland wohnen wollen und für das Militär fähig sind, eine Militär Dienst dienen. Weil viele Leute nicht in die Militär möchten, kommen viele nach Amerika und nach 1884 kommen viele nach Nord Dakota.

“Diesen Sommer möchten wir Sie die Senatoren und Repräsentanten von unserem Staat für unsere jährliche Tagung von der North Dakota Historical Society of Germans from Russia einladen. Die Tagung findet von dem 7-9. Jule im Holiday Inn in Bismarck North Dakota Staat. Unsere Tagungen sind immer eine gute Gelegenheit um etwas zu lernen und viel spass zu haben. Höffentlich kommen Sie alle nach Bismarck.

TRANSLATION:

“My very honorable Mr. Oscar Solberg and my very honorable members of the North Dakota House of Representatives. Representative Janet Wentz and I, John Gengler, would like to relate to the members of the North Dakota House of Representatives a little history of the Germans in Russia.

“North Dakota has many citizens who are descendents of Germans from Russia. In the 1920 census there were almost 70,000 people in North Dakota who were of German Russian descent and that is twice as many as any other state in the United States.

“Our Germans are mainly Black Sea Germans, who at the beginning of the 19th century migrated from Germany to Russia. Seeking religious freedom and freedom from military conscription, at first life was very difficult but with hard work things improved. Housing was good, land was abundant and everyone enjoyed a good life.

“In time things began to change. The Russian government imposed so many burdens and hardships on the Germans, that by 1871 things had changed entirely. Any German man who wanted to reside in Russia and was eligible had to serve a time in the military. As this was one of the reasons they left Germany, many migrated to America and by 1884 many came to North Dakota.

“This summer we would like to invite all the Senators and Representatives of the State of North Dakota to the annual convention of the North Dakota Historical Society of Germans from Russia that will be held July 7-9 at the Holiday Inn in Bismarck. You will have the opportunity to learn a little more of our culture and of course, to have lots of fun. We hope you can all come to Bismarck.”

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-Fifth Day and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Reed moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4086. A concurrent resolution urging Congress and the United States Secretary of Health, Education and Welfare to take certain action to allow graduates of foreign medical schools to practice medicine in the United States, and particularly in rural areas, such as North Dakota.

Which was read the first time and referred to the Committee on Social Welfare.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2552

Senate Bill No. 2553

LEO LEIDHOLM, Secretary

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House stand adjourned, until 9:00 a.m., Friday, March 25, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



FIFTY-SEVENTH DAY

Bismarck, March 25, 1977

The House convened at 9:00 a.m., with Speaker Solberg presiding. The prayer was offered by Fr. Arnold P. Spain, Church of St. Anne, Bismarck.

The roll was called, and all members were present except Reps. Nicholas, Rocheleau, Rued and Thorsgard:

A quorum was declared by the Speaker.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

State of North Dakota
Executive Office

March 24, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 23, 1977, I signed the following House Bills:

House Bill No. 1321

House Bill No. 1527

Sincerely yours,
ARTHUR A. LINK
Governor

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3046, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 0; Absent, 0, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3046 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Marsden moved that the amendments to House Bill No. 1018 as recommended by the Conference Committee on House Bill No. 1018 as printed on pages 1422 and 1423 of the House Journal be adopted, which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1014 has had the same under consideration and recommends:

House accedes to the Senate amendments.

For the Senate
 Senator Thane
 Senator Erdman
 Senator Naaden

For the House
 Rep. Peterson
 Rep. Johnson
 Rep. L. Hausauer

Rep. Peterson moved that the report be adopted, which motion prevailed.

House Bill No. 1014 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1478 has had the same under consideration and recommends:

That the House accede to the Senate amendments

For the Senate
 Senator Jones
 Senator Albers
 Senator Barth

For the House
 Rep. Dotzenrod
 Rep. Russell
 Rep. Rocheleau

Rep. Dotzenrod moved that the report be adopted, which motion prevailed.

House Bill No. 1478 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1525 has had the same under consideration and recommends:

That the House accede to the Senate amendments

For the Senate
 Senator Freed
 Senator Nelson
 Senator Krauter

For the House
 Rep. Tinjum
 Rep. Langley
 Rep. Kloubec

Rep. Tinjum moved that the report be adopted, which motion prevailed.

House Bill No. 1525 was placed on the 6th order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

Senate Bill No. 2552. A Bill for an Act to create and enact a new subsection to section 50-06-05.1 of the North Dakota Century Code, relating to and clarifying the powers and duties of the social service board; and declaring an emergency.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2553. A Bill for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to provision of

banking services by the Bank of North Dakota in the event a bank is closed.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

SECOND READING OF HOUSE BILLS

House Bill No. 1009. Budgets — Department of Agriculture — 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, 83, nays, 13; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMTOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL		•	• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD		•	• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING		•	• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MADXNER			• RUF					
• GRONNEBERG			• MARSDEN			• ROCHELLEAU					
• GUNDERSON		•	• MARTIN, C. #38			• RUSSELL					
• GUNSCH		•	• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDE					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1013. Budgets — Adjutant General — 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; 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, 0; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMTOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		

● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

RECOGNITION

Rep. McCaffrey announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Arthur Raymond, and Rep. Raymond was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1419. A Bill for an Act to authorize the legislative council, through any of its programs, projects, or committees, to oversee and monitor methanol research; 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, 54; nays, 44; absent and not voting, 2.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON	●		● MILLER		● TINJUM
● BACKES	●		● KELLY			● MUND		● UNHJEM
● BEAUCLAIR			● KERMOOT		●	● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHK		● VANDER VORST
● BERG	●		● KNUDSON	●		● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY			● LANGLEY	●		● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12	●		● POWERS		
● DuBORD	●		● LARSON, G. #29	●		● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN	●		● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING	●		● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE	●		● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG	●		● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38	●		● RUSSELL		
● GUNSCH			● MARTIN, G. #43	●		● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE	●		● SCHUETT	●	
● HAUSAUER, L. #25			● McCAFFREY	●		● SCOFIELD		
● HERMAN			● McGAUVRAN	●		● SOLBERG		
● HERSLIP	●		● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER			● THORSGARD		
● JACOBSON	●		● MEYER	●		● TIMM		

So the bill passed and the title was agreed to.

Rep. Backes moved that the House stand recessed until 1:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

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. 2420
 Senate Bill No. 2460
 Senate Bill No. 2475
 Senate Bill No. 2476
 Senate Concurrent Resolution No. 4049

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. 2304
 Senate Bill No. 2545

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the house has adopted the conference committee report on:

House Bill No. 1252

ROY GILBREATH, Chief Clerk

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. 2126:

Rep. Rylance
 Rep. Herslip
 Rep. Wagner

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

House Bill No. 1052
 House Bill No. 1148
 House Bill No. 1156
 House Bill No. 1174
 House Bill No. 1245
 House Bill No. 1388

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2025
 Senate Bill No. 2202
 Senate Bill No. 2221
 Senate Bill No. 2222
 Senate Bill No. 2296
 Senate Bill No. 2324
 Senate Bill No. 2331
 Senate Bill No. 2408
 Senate Bill No. 2431
 Senate Bill No. 2442

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2552, has had the same under consideration and recom-

NORTH DAKOTA HOUSE OF REPRESENTATIVES

REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND		•	• TWETEN	•	
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		•
• BENEDICT			• KLOUBEC			• MUSHK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAHI			• WENTZ		
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES		•	• LAUGHLIN			• REB					
• ERICKSON			• LEF			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LLINDENE			• RIEHL	•				
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN		•	• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATHIE			• SCHUELT					
• HAUSAUER, L #25			• MCGAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSUP			• MEIERS			• STENHJEM					
• HICKLE			• MERTENS			• STRINDEW					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER	•		• TIMM					

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Solberg announced that Mr. Bruce Maloch, National Secretary of the Future Farmers of America, was in the chamber. He appointed Reps. Eagles and Mertens to the committee to escort Mr. Maloch to the rostrum, where he was introduced. Mr. Maloch then briefly addressed the Assembly.

Rep. Gerl moved that the following remarks of Mr. Bruce Maloch be printed in the Journal, which motion prevailed.

REMARKS OF BRUCE MALOCH

National Secretary

Future Farmers of America

"Thank you very much, Mr. Speaker. It is a pleasure for me to be in North Dakota.

"As Speaker Solberg said, I am from Emerson, Arkansas, and there are usually two comments made by people when they learn that. First they mention I have a bit of southern accent, and that I am kind of short. I am reminded of a report on the former counterpart of Speaker Solberg, Mr. Carl Albert from Oklahoma. As you know, he was just 5' 4". Once when he was home addressing a group, a young man came up to him and thanked him for inspiring him so much. Speaker Albert wanted to determine what it was that had impressed him so, and felt he had better use that point again. When he asked the young man exactly what it was that has impressed him so much, he replied, 'It is not much what you said, it is what you are. If such a little squirt as you can be elected to the House, I should be able to get elected President of the United States.'

"As I have traveled across the country, I have come to recognize the importance of our educational system in our schools. I shall travel about 300 days and over 100,000 miles representing more than 500,000 F.F.A. members across the country. We cover a lot of aspects of agriculture — not just farming, but agri-business, farming and leadership activity. Statistics I have indicate that only 20 per cent of the people who graduate

from high school will finish a post-secondary education course, so it is important that we include some vocational educational training on the high school level. You have a good program here in North Dakota. You have the fastest growing association in our nation — the fifty states and one association on Puerto Rico.

"I know you have given the organization here a lot of support. Brad, your state president, visited with you back in February during National F.F.A. Week, and you have given him tremendous support. Thank you, and we look forward to your support of vocational education in the future. The importance of agriculture is going to increase, because of the increasing importance of food supplies. We will see food politics in the future.

"I have had an opportunity to visit with so many distinguished peoples. I have visited with President Carter three times. I have visited with Secretary of Agriculture Bergland. I have an appointment with President Carter in July.

"I guess the most important and most enjoyable thing for me is to be able to visit with local F.F.A. members. There are some 6000 in North Dakota. It is a pleasure for me to be here in North Dakota. I would like to have brought a little Arkansas weather, but I don't think I succeeded. I will be in North Dakota until Wednesday, speaking at banquets and finding out a little bit more about the agriculture here.

"I appreciate the privilege of spending these few moments with you. I have enjoyed it. Thank you."

MOTION

Rep. Kelly moved that the House reconsider its action whereby Senate Bill No. 2380 was lost.

Rep. Fleming rose on a point of order, asking for a parliamentary ruling in regard to reconsidering a matter more than once, in light of Paragraph 2, Section 457, Masons Rules.

Speaker Solberg ruled that Senate Bill No. 2380 could be reconsidered at this time, since former procedure has permitted more than one reconsideration in the past.

Motion of Rep. Kelly prevailed on a verification vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2380. A Bill for an Act to provide for the automatic termination, review, continuation, or reestablishment of certain regulatory agencies and boards and the regulatory activities of all state boards, agencies, departments, divisions, councils, committees, subcommittees, stations, commissions, officers, officials, offices, panels, task forces, directorates, and similar state governmental entities or functional groups; providing a schedule for the termination and review process; providing for performance reviews of these regulatory agencies and activities by the legislative budget analyst and auditor; providing for consideration of these performance reviews and the holding of hearings and the preparing of reports and recommendations on these reviews by the legislative audit and fiscal review committee; providing for legislative review of all agencies and activities scheduled for termination; providing for the mechanics of termination under this Act, including a year's phaseout period; and to amend section 54-35-02.2, relating to the powers and duties of the legislative audit and fiscal review committee, and to amend section 54-35-14 of the North Dakota Century Code, relating to the powers and duties of the legislative budget analyst and auditor; 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, 45; nays, 48; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									1977 LEGISLATURE		
REGULAR SESSION			ROLL CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES		•	• KELLY		•	• MUND		•	• TWETEN		•
• BEAUCLAIR		•	• KERMOTT		•	• MURPHY			• UNHJEM		
• BENEDICT		•	• KLOUBEK			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL		•	• WENTZ		
• CONNY		•	• LANGLEY		•	• O'SHEA			• WINGE		•
• CRABTREE		•	• LARDY			• PETERSON		•	• WINKJER		
• DOTZENROD			• LARSON, B #12		•	• POWERS					
• DuBORD		•	• LARSON, G. #29			• RAO		•	• MR. SPEAKER		•
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING		•	• LIPSIEA			• RICHIE		•			
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG		•	• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• SYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49		•	• MATCHIE			• SCHUETT		•			
• HAUSAUER, L. #25		•	• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP		•	• MEIERS			• STENEHEAM					
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN		•	• METZGER		•	• THORSCHARD					
• JACOBSON		•	• MEYER		•	• TIMM					

So the bill lost.

Representative Marsden moved that the vote by which Senate Bill No. 2380 was lost, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a verification vote.

POINT OF PERSONAL PRIVILEGE

Rep. Strinden: "Mr. Speaker and Members of the Assembly:

"It is Friday, and I suppose something like this could be expected. I just received a copy of a Point of Personal Privilege remarks given by Senator Francis Barth, as printed in the Senate Journal of March 25, 1977. We have many things we must do today more important than this, but I do want to have in the record my reply to these remarks.

"Ladies and Gentlemen, I do have some free time, but I have not used any of it to listen to your phone messages. I would like to explain exactly what happened in this instance.

"Yesterday morning, one of the members of the telephone answering force came in to see me early in the morning. She said they were getting a number of phone calls from some very irate citizens, and they were demanding that they give the names of the people on the so-called 'fun bus.' Some of the messages were downright nasty and some were quite threatening. She said, 'In fact, just a moment ago I received a phone message to be delivered to Senator Barth in which the person making the call demanded that Senator Barth reveal the names of the people on that bus. This caller or constituent said unless Senator Barth named the people who were on the bus, he would assume he was one of the passengers and he would be taken care of in the next election.'

"I suggested to this person who works as a telephone operator that I did

not know who was on the bus, and I was sure she didn't, and that she would have to let the caller know that, and to deliver all the messages she received as they always did.

"I did bring this particular message to the attention of Rep. Backes, as he will recall. It was not intercepting a message. It was information brought to me, not at my request, but only because of the concern that this telephone operator had about the type of phone messages coming in to the capitol.

"I most certainly welcome a complete investigation. It seems that there are no limits to the kind of suspicions which are rampant this session, and I would welcome a complete investigation with the report to be made public."

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1074

House Concurrent Resolution No. 3106

House Concurrent Resolution No. 3108

House Concurrent Resolution No. 3109

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. 2014 refused to concur in the House amendment to Senate Bill No. 2005-2010-2011-2548 and the President has appointed as a conference committee to act with a like committee from the House:

Senate Bill No. 2005

Senator Melland

Senator Strinden

Senator Maher

Senate Bill No. 2010

Senator Melland

Senator Wenstrom

Senator Maher

Senate Bill No. 2011

Senator Thane

Senator Hanson

Senator Larson

Senate Bill No. 2548

Senator Naaden

Senator Hanson

Senator Maher

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2031

Senate Bill No. 2051

Senate Bill No. 2122

Senate Bill No. 2148

Senate Bill No. 2184

Senate Bill No. 2214

Senate Bill No. 2218

Senate Bill No. 2262
 Senate Bill No. 2378
 Senate Bill No. 2406

LEO LEIDHOLM, Secretary

Rep. Backes moved that the House stand in recess until 3:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

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-sixth Day and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1084 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill No. 1084 be amended as follows:

On page 2, line 23, of the engrossed bill, delete the word "twenty-five" and insert in lieu thereof the word "twenty"

On page 2, line 25, after the comma, insert the words "unless such census is greater than 4,000 in which case only fifteen percent of the number of persons enumerated in the school census shall be required."

On page 2, line 25, delete the word "but" and insert in lieu thereof the word "However."

On page 2, line 25, after the word "not" delete the word "less" and insert in lieu thereof the word "fewer"

On page 2, line 27, after the word "has" delete the word "less" and insert in lieu thereof the word "fewer"

On page 2, line 29, after the word "with" delete the word "less" and insert in lieu thereof the word "fewer"

And renumber the lines and pages accordingly.

For the Senate

Senator Sandness
 Senator Nelson
 Senator Tallackson

For the House

Rep. G. Larson
 Rep. Erickson
 Rep. Jacobson

Rep. Larson moved that the report be adopted, which motion prevailed.

House Bill No. 1084 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1384 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill No. 1384 be amended as follows:

On page 1, line 11, of the engrossed bill place beginning triple paren-

theses before the number "2" and also on line 11, delete the words "county superintendent of schools."

On page 1, line 17, before the word "seven" delete beginning triple parentheses

On page 1, line 18, after the word "hundred" delete ending triple parentheses and also on line 18, delete the words "eight thousand three hundred sixty"

On page 1, line 20, before the word "Eight" delete beginning triple parentheses and after the word "hundred" delete ending triple parentheses and also on line 20, delete the words "Nine thousand four"

On page 1, line 21, delete the words "hundred sixty"

On page 1, line 24, before the word "Eight" delete beginning triple parentheses and after the word "hundred" delete ending triple parentheses and also on line 24, delete the words "Nine thousand"

On page 2, line 1, delete the words "seven hundred ninety"

On page 2, line 13, before the word "from" delete beginning triple parentheses

On page 2, line 15, after the word "commissioners" delete ending triple parentheses

On page 2, line 16, delete the words "eighteen thousand dollars" and also on line 16, after the period place ending triple parentheses

On page 3, line 17, place triple parentheses around the word "increase" and insert in lieu thereof the word "set"

On page 3, line 20, place beginning triple parentheses before the first comma

On page 3, line 22, after the word "increase" and before the period place ending triple parentheses

And renumber the lines and pages accordingly.

For the Senate

Senator Reiten

Senator Lodoen

Senator Mau

For the House

Rep. Metz

Rep. Lang

Rep. Jacobson

Rep. Metz moved that the report be adopted, which motion prevailed.

House Bill No. 1384 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1531 has had the same under consideration and recommends:

That the House accede to the Senate amendment and that engrossed House Bill No. 1531 be further amended as follows:

On page 1, line 9 of the engrossed bill after the word "physician" delete "nurse, dentist, optometrist,"

On page 1, line 10 delete the word "pharmacist," and also on line 10 after the first word "or" delete the word "any"

And renumber the lines and pages accordingly.

For the Senate

Senator Holmberg

Senator Sands

Senator Lashkowitz

For the House
 Rep. Richie
 Rep. Stenehjelm
 Rep. Hill

Rep. Richie moved that the report be adopted, which motion prevailed.
 House Bill No. 1531 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2025 has had the same under consideration and recommends:

That the Senate accede to the House amendment.

For the Senate
 Senator Strand
 Senator Nelson
 Senator Orange

For the House
 Rep. Erickson
 Rep. Swiontek
 Rep. Berger

Rep. Erickson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2031 has had the same under consideration and recommends:

That the House recede from its amendments.

For the Senate
 Senator Lodoen
 Senator Tennefos
 Senator Krauter

For the House
 Rep. Gerl
 Rep. Langley
 Rep. Metz

Rep. Gerl moved that the report be adopted, which motion prevailed.
 Senate Bill No. 2031 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2051 has had the same under consideration and recommends:

That the House recede from its amendments.

For the Senate
 Senator Holmberg
 Senator Freed
 Senator Schirado

For the House
 Rep. Conmy
 Rep. Reed
 Rep. Dotzenrod

Rep. Conmy moved that the report be adopted, which motion prevailed.
 Senate Bill No. 2051 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2122 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2122 be amended as follows:

On page 1, line 4 of the engrossed bill, after the comma delete the words "a destructive"

On page 1, line 5, delete the word "device;"

On page 1, line 16, delete the words "whenever the offender" and insert in lieu thereof the words "when, in the course of committing an offense, he inflicts or attempts to inflict bodily injury upon another, or threatens or menaces another with imminent bodily injury with a dangerous weapon, an explosive, or a firearm."

On page 1, delete all of lines 17 and 18

On page 1, line 19 delete the words "committing an offense."

And renumber the lines and pages accordingly.

For the Senate

Senator Christensen

Senator Iszler

Senator Schirado

For the House

Rep. Conmy

Rep. Reed

Rep. Benedict

Rep. Conmy moved that the report be adopted, which motion prevailed.

Senate Bill No. 2122 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2148 has had the same under consideration and recommends:

That the Senate accede to House amendment and that Senate Bill No. 2148 be further amended as follows:

Page 1, line 18 after the numeral 39-06.1 delete the beginning triple parentheses

Page 1, line 20 after the numeral 39-06.1-05 delete ending triple parentheses

And renumber the lines and pages accordingly.

For the Senate

Senator Strand

Senator Iszler

Senator Lashkowitz

For the House

Rep. Timm

Rep. Scofield

Rep. Richter

Rep. Timm moved that the report be adopted, which motion prevailed.

Senate Bill No. 2148 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2184 has had the same under consideration and recommends:

That the House recede from its Amendment and Senate Bill No. 2184 be amended as follows:

Page 2, line 13 after the word "exceed" delete the word "three" and insert in lieu thereof the word "two"

And renumber the lines and pages accordingly.

For the Senate

Senator Strand

Senator Iszler

Senator Lashkowitz

For the House

Rep. Timm

Rep. Scofield

Rep. Richter

Rep. Timm moved that the report be adopted, which motion prevailed. Senate Bill No. 2184 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2202 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Lodoen, Chairman

Senator Farrington

Senator Mau

For the House

Rep. Wentz, Chairman

Rep. Knudson

Rep. Riehl

Rep. Wentz moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2214 has had the same under consideration and recommends;

That the House recede from its amendments.

For the Senate

Senator Iszler

Senator Holmberg

Senator Schirado

For the House

Rep. Wentz

Rep. Russell

Rep. Lundene

Rep. Wentz moved that the report be adopted, which motion prevailed. Senate Bill No. 2214 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2218 has had the same under consideration and recommends:

That the House recede from its amendments.

For the Senate

Senator Fritzell

Senator Reiten

Senator Pietron

For the House

Rep. Gerl

Rep. Lokken

Rep. Kloubec

Rep. Gerl moved that the report be adopted, which motion prevailed.

Senate Bill No. 2218 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2221 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Iszler

Senator Tennefos

Senator Schirado

For the House

Rep. Rued

Rep. Gackle

Rep. O'Shea

Rep. Rued moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2222 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Iszler, Chairman

Senator Tennefos

Senator Schirado

For the House

Rep. Rued

Rep. Gackle

Rep. O'Shea

Rep. Rued moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2262 has had the same under consideration and recommends:

The House recedes its amendment and that Senate Bill No. 2262 be amended as follows:

On page 1, line 19, of the engrossed bill after the word "available" insert the words "within the state"

And renumber the lines accordingly.

For the Senate

Senator Lodoen

Senator Farrington

Senator Shablow

For the House

Rep. Metz

Rep. Black

Rep. McCaffrey

Rep. Metz moved that the report be adopted, which motion prevailed. Senate Bill No. 2262 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2296 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Iszler

Senator Holmberg

Senator Schirado

For the House

Rep. Russell

Rep. Reed

Rep. Benedict

Rep. Russell moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2324 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Freed

Senator Iszler

Senator Schirado

For the House

Rep. Kretschmar

Rep. Russell

Rep. Hill

Rep. Kretschmar moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2331 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Lodoen

Senator Tennesfos

Senator Krauter

For the House

Rep. Maixner

Rep. Lokken

Rep. VanderVorst

Rep. Maixner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2378 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2378 be amended as follows:

On page 1, line 3 of the engrossed bill delete the word "information" and insert in lieu thereof the word "forms" and on the same line after the word "court" insert the following: "and county courts of increased jurisdiction"

On page 1, line 13 after the word "PROVIDE" delete the word "INFORMATION" and insert in lieu thereof the word "FORMS"

On page 1, line 15 after the word "forms" delete the remainder of the line

On page 1, line 15, delete the following: "information on the procedures to follow"

On page 1, line 17, after the word "forms" delete the words "and information"

On page 1, line 19, after the word "Dakota" delete the following: "state bar association" and insert in lieu thereof the words "judicial council" and on the same line after the word "shall" delete the word "prepare" and insert in lieu thereof the word "approve"

On page 1, line 20 after the word "chapter" delete the following: "appropriate directions on" and insert in lieu thereof a period

On page 1, delete lines 21 through 24

And renumber the lines and pages accordingly.

For the Senate

Senator Iszler

Senator Holmberg

Senator Lashkowitz

For the House

Rep. Winkjer

Rep. Stenehjem

Rep. Gronneberg

Rep. Winkjer moved that the report be adopted, which motion prevailed.

Senate Bill No. 2378 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2406 has had the same under consideration and recommends:

That the House recede from its amendments.

For the Senate

Senator Fritzell

Senator Krauter

Senator Nelson

For the House

Rep. Tinjum

Rep. Winkjer

Rep. Rylance

Rep. Tinjum moved that the report be adopted, which motion prevailed.

Senate Bill No. 2406 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2408 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Lodoen

Senator Fritzell

Senator Pietron

For the House

Rep. Gerl

Rep. Richter

Rep. Metz

Rep. Gerl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2431 had had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate
 Senator Nelson
 Senator Solberg
 Senator Orange

For the House
 Rep. Lipsiea
 Rep. Black
 Rep. McCaffrey

Rep. Lipsiea moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2442 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate
 Senator Peterson
 Senator Strand
 Senator Berube

For the House
 Rep. Lipsiea
 Rep. Black
 Rep. McCaffrey

Rep. Lipsiea moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE SENATE

Message to the House
 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. 2001-2006-2008-2384 and the President has appointed as a conference committee to act with a like committee from the House.

Senate Bill No. 2001:

Senator Lips
 Senator Melland
 Senator Walsh

Senate Bill No. 2006:

Senator Thane
 Senator Hanson
 Senator Maher

Senate Bill No. 2008:

Senator Lips
 Senator Naaden
 Senator Larson

Senate Bill No. 2384:

Senator Naaden
 Senator Melland
 Senator Erdman

LEO LEIDHOLM, Secretary

MOTION

Rep. Haugland moved that the House not concur on Senate amendments to House Bill No. 1344, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following conference committees:

On House Bill No. 1344

Rep. Stenehjem

Rep. Swiontek

• Rep. Lundene

On Senate Bill No. 2005:

Rep. Wagner

Rep. Unhjem

Rep. Mushik

On Senate Bill No. 2010:

Rep. Unhjem

Rep. Eagles

Rep. Opedahl

On Senate Bill No. 2011:

Rep. Peterson

Rep. Gunsch

Rep. Fleming

On Senate Bill No. 2548

Rep. Kuchera

Rep. L. Hausauer

Rep. Lardy

MOTIONS

Rep. Winkjer moved that the House reconsider its action whereby the House refused to concur in the Senate amendments to House Bill No. 1047, and that the conference committee be dissolved, and that the House now concur in the Senate amendments to House Bill No. 1047, which motion prevailed.

Rep. Strinden moved that the Employment Committee of the House in a joint meeting with the Employment Committee of the Senate investigate thoroughly the charges made by Senator Barth, and that they do this at the earliest convenience and make their report complete and open to the members of the House and Senate and to the public, which motion prevailed.

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House stand adjourned until 9:00 a.m., Monday, March 28, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-EIGHTH DAY

Bismarck, March 28, 1977

The House convened at 9:00 a.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Norman E. Winkelman, Pastor, Calvary United Methodist Church of Bismarck.

The roll was called, and all members were present except Reps. Kuchera, Peterson, Powers and Swiontek.

A quorum was declared by the Speaker.

SIXTH ORDER OF BUSINESS

Rep. Peterson moved that the amendments to House Bill No. 1014 as recommended by the Conference Committee on House Bill No. 1014 as printed on pages 1472, 1473 and 1474 of the House Journal be adopted, which motion prevailed.

Rep. G. Larson moved that the amendments to House Bill No. 1084 as recommended by the Conference Committee on House Bill No. 1084 as printed on page 1593 of the House Journal be adopted, which motion prevailed.

Rep. Metz moved that the amendments to House Bill No. 1384 as recommended by the Conference Committee on House Bill No. 1384 as printed on pages 1593 and 1594 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod moved that the amendments to House Bill No. 1478 as recommended by the Conference Committee on House Bill No. 1478 as printed on pages 1407 and 1408 of the House Journal be adopted, which motion prevailed.

Rep. Tinjum moved that the amendments to House Bill No. 1525 as recommended by the Conference Committee on House Bill No. 1525 as printed on page 1408 of the House Journal be adopted, which motion prevailed.

Rep. Richie moved that the amendments to House Bill No. 1531 as recommended by the Conference Committee on House Bill No. 1531 as printed on page 1594 of the House Journal be adopted, which motion prevailed.

Rep. Gerl moved that the amendments to Senate Bill No. 2031 as recommended by the Conference Committee on Senate Bill No. 2031 as printed on page 1595 of the House Journal be adopted, which motion prevailed.

Rep. Conmy moved that the amendments to Senate Bill No. 2051 as recommended by the Conference Committee on Senate Bill No. 2051 as printed on page 1595 of the House Journal be adopted, which motion prevailed.

Rep. Conmy moved that the amendments to Senate Bill No. 2122 as recommended by the Conference Committee on Senate Bill No. 2122 as

printed on page 1596 of the House Journal be adopted, which motion prevailed.

Rep. Timm moved that the amendments to Senate Bill No. 2148 as recommended by the Conference Committee on Senate Bill No. 2148 as printed on page 1596 of the House Journal be adopted, which motion failed on a verification vote.

MOTIONS

Rep. Strinden moved that the House reconsider its action whereby the Conference Committee Report on Senate Bill No. 2148 was not adopted, which motion prevailed.

Rep. Strinden moved a conference committee be appointed to meet with a like committee from the Senate on Senate Bill No. 2148, which motion prevailed.

Rep. Timm moved that the amendments to Senate Bill No. 2184 as recommended by the Conference Committee on Senate Bill No. 2184 as printed on page 1596 of the House Journal be adopted, which motion prevailed.

Rep. Wentz moved that the amendments to Senate Bill No. 2214 as recommended by the Conference Committee on Senate Bill No. 2214 as printed on page 1597 of the House Journal be adopted, which motion prevailed.

Rep. Gerl moved that the amendments to Senate Bill No. 2218 as recommended by the Conference Committee on Senate Bill No. 2218 as printed on page 1597 of the House Journal be adopted, which motion prevailed.

Rep. Metz moved that the amendments to Senate Bill No. 2262 as recommended by the Conference Committee on Senate Bill No. 2262 as printed on page 1598 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2378 as recommended by the Conference Committee on Senate Bill No. 2378 as printed on page 1599 of the House Journal be adopted, which motion prevailed.

Rep. Tinjum moved that the amendments to Senate Bill No. 2406 as recommended by the Conference Committee on Senate Bill No. 2406 as printed on page 1600 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1047. A Bill for an Act to establish a medical review panel to review or arbitrate medical malpractice claims, to provide a method by which a panel shall be selected, to prescribe the powers and duties of the panel, and to authorize the panel to make a report which shall be admissible into evidence in any subsequent action based on a medical malpractice claim.

Which has 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, 2.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOETT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK		●	● KUCHERA		●	● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY		●	● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING		●	● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		●
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER		●	● ROCHELLEAU		●
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43		●	● RYLANCE		●
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE		●	● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY		●	● SCOFIELD		
● HERMAN			● McGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		●
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN		●	● METZGER		●	● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1018. A Bill for an Act to provide for community water facility loans through the Bank of North Dakota in conjunction with federal moneys; defining community water facility; and providing for a transfer of funds to a revolving fund, loan application approval, fund supervision and administration, fund purposes, loan terms, loan eligibility, project service area alternatives, rules and regulations, and powers of the Bank of North Dakota in relation to loans.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were yeas, 86; nays, 12; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES			● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOETT			● MURPHY		● UNHJEM
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KNUDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA		●	● OLSON		● WEBER
● CHRISTENSEN			● LANG			● OPEDAHL		● WENTZ
● CONMY		●	● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DUBORD			● LARSON, G. #29			● RAU		● MR SPEAKER
● EAGLES		●	● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING		●	● LIPSIEA			● RICHIE		
● GACKLE		●	● LOKKEN			● RICHTER		●
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELLEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH			● MARTIN, G. #43		●	● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE		●	● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY		●	● SCOFIELD		
● HERMAN			● McGAUVRAN			● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		●
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ		●	● SWIONTEK		

• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bills Nos. 1014, 1084, 1384, 1478, 1525, 1531, and Senate Bills Nos. 2031, 2051, 2122, 2184, 2214, 2218, 2262, 2378 and 2406, be placed on the calendar for second reading and final passage at this time, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following conference committees:

On Senate Bill No. 2001

- Rep. Wagner
- Rep. Unhjem
- Rep. G. Martin

On Senate Bill No. 2008

- Rep. Wagner
- Rep. Peterson
- Rep. Miller

On Senate Bill No. 2148

- Rep. Timm
- Rep. Scofield
- Rep. Richter

On Senate Bill No. 2384

- Rep. Tweten
- Rep. Wagner
- Rep. Lardy

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1014 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1084. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code relating to petitions for school district tax levy limitation 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, 91; nays, 5; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAULAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARSON			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDEN			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					

● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

House Bill No. 1384. A Bill for an Act to amend and reenact subsections 2, 4 and 5 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers.

Which has 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, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER		● TINJUM
● BACKES		●	● KELLY			● MUND		● TWETEN
● BEAUCLAIR			● KERMOITT			● MURPHY		● UNHJEM
● BENEDICT		●	● KLOUBEC			● MUSHIK		● VANDER VORST
● BERG			● KURDSON			● NICHOLAS		● WAGNER
● BERGER			● KRETSCHMAR			● NORDBY		● WALSH
● BLACK			● KUCHERA			● OLSON		● WEBER
● CHRISTENSEN		●	● LANG			● OPEDAHL		● WENTZ
● CONNY			● LANGLEY			● O'SHEA		● WINGE
● CRABTREE			● LARDY			● PETERSON		● WINKJER
● DOTZENROD			● LARSON, B. #12			● POWERS		
● DuBORD			● LARSON, G. #29			● RAU		MR. SPEAKER ●
● EAGLES			● LAUGHLIN			● REED		
● ERICKSON			● LEE			● RICHARD		
● FLEMING			● LIPSIEA			● RICHIE		
● GACKLE			● LOKKEN			● RICHTER		
● GENGLER			● LUNDENE			● RIEHL		
● GERL			● MAIXNER			● ROCHELEAU		
● GRONNEBERG			● MARSDEN			● RUED		
● GUNDERSON			● MARTIN, C. #38			● RUSSELL		
● GUNSCH		●	● MARTIN, G. #43			● RYLANCE		
● HAUGLAND			● MARTINSON			● SCHINDLER		
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT		
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD		
● HERMAN			● McGAUVRAN		●	● SOLBERG		
● HERSLIP			● MEIERS			● STENEHJEM		
● HICKLE			● MERTENS			● STRINDEN		
● HILL			● METZ			● SWIONTEK		
● HORGAN			● METZGER		●	● THORSGARD		
● JACOBSON			● MEYER			● TIMM		

So the bill passed and title was agreed to.

House Bill No. 1478. Bill for an Act to create and enact section 19-20.1-03.1 and 19-20.1-03.2 of the North Dakota Century Code, relating to the licensing of fertilizer dealers and proof of product effectiveness; to amend and reenact section 19-20.1-02, 19-20.1-03, 19-20.1-04, 19-20.1-06, 19-20.1-07, 19-20.1-08, 19-20.1-10, 19-20.1-11, 19-20.1-12, 19-20.1-13, 19-20.1-14, 19-20.1-15, 19-20.1-16, 19-20.1-17, and 19-20.1-18 of the North Dakota Century Code relating to definitions, registration, labeling of fertilizer and soil amendments, inspection fees, tonnage reports, sampling and analysis, false statements, publications, short weight, cancellation of licenses and registration, "stop sale" orders, seizure, and providing a penalty; and to repeal sections 19-20.1-05 and 19-20.1-09 of the North Dakota Century Code relating to labeling soil conditioners and minimum plant food content.

Which has been read.

Rep. Scofield moved that the House dispense with the reading of the title to House Bill No. 1478, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAH		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAO		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEJEM		
• HICKLE			• MERTEN			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1525. A Bill for an Act to create and enact a new subsection to section 27-05-06 of the North Dakota Century Code, relating to jurisdiction of district courts; and to amend and reenact sections 20.1-10-01 and 27-07-02 of the North Dakota Century Code, relating to confiscation of material by game and fish officials and jurisdiction of county courts. Which has 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, 2.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAH		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAO		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		

• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDE
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

House Bill No. 1531. A Bill for an Act to require reports to law enforcement officers by physicians and others of injuries caused by a knife, gun, or pistol or other criminal conduct, 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, 91; nays, 6; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK	•		• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI	•		• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCHE			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE		•	• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDE					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2031. A Bill for an Act to amend and reenact section 6-09.1-03 of the North Dakota Century Code, relating to the authority of the advisory board of directors to 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, 98; nays, 0; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					

• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERI	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2051. A Bill for an Act to amend and reenact subdivision d of subsection 2 of section 11-10-10 and section 11-16-05 of the North Dakota Century Code, relating to a county option regarding a full-time state's attorney and salaries and duties of state's attorneys.

Which has 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, 7; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		• MILLER			• TINJUM			
• BACKES			• KERMOTT		• MUND			• TWETEN			
• BEAUCLAIR			• KLOUBEC		• MURPHY		•	• UNHJEM			
• BENEDICT			• KNUDSON		• MUSHK			• VANDER VORST			
• BERG			• KRETSCHMAR		• NICHOLAS			• WACNER			
• BERGER			• KUCHERA		• NORDBY			• WALSH			
• BLACK			• LANG		• OLSON			• WEBER			
• CHRISTENSEN			• LANGLEY		• OPEDAHL			• WENTZ			
• CONMY			• LARDY		• O'SHEA			• WINGE			
• CRABTREE			• LARSON, B. #12	•	• PETERSON			• WINKJER			
• DOTZENROD			• LARSON, G. #29		• POWERS						
• DuBORD			• LAUGHLIN		• RAU			MR SPEAKER			
• EAGLES			• LEE		• REED						
• ERICKSON			• LIPSIEA		• RICHARD						
• FLEMING			• LOKKEN		• RICHIE						
• GACKLE			• LUNDENE		• RICHTER						
• GENGLER		•	• MAIXNER		• RIEHL						
• GERI			• MARSDEN		• ROCHELEAU		•				
• GRONNEBERG			• MARTIN, C. #38		• RUED						
• GUNDERSON			• MARTIN, G. #43		• RUSSELL						
• GUNSCH			• MARTINSON		• RYLANCE						
• HAUGLAND			• MATCHIE		• SCHINDLER						
• HAUSAUER, A. #49			• McCAFFREY		• SCHUETT						
• HAUSAUER, L. #25			• McGAUVVRAN	•	• SCOFIELD						
• HERMAN			• MEIERS		• SOLBERG						
• HERSLIP			• MERTENS		• STENEHJEM						
• HICKLE			• METZ		• STRINDEN						
• HILL			• METZGER		• SWIONTEK						
• HORGAN			• MEYER		• THORSGARD						
• JACOBSON					• TIMM						

So the bill passed and the title was agreed to.

Senate Bill No. 2122. A Bill for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to a minimum term of imprisonment for committing a felony while in possession of a dangerous weapon, an explosive, or a firearm.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2184. A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to the registration fees for 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, 9; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2214. A Bill for an Act to relieve the officers, employees,

and agents of ambulance service from liability for treatment rendered at the scene of an emergency; 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, 1; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DuBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSHIP			• MEIERS			• STENHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2218. A Bill for an Act to create and enact subsection 33 of section 52-01-01 of the North Dakota Century Code relating to unemployment compensation definitions, and to amend and reenact subsection 8 of section 52-06-02 of the North Dakota Century Code relating to unemployment compensation benefits.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LARDY			• O'SHEA		• WINGE
• CRABTREE			• LARSON, B #12			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, G #29			• POWERS		
• DuBORD			• LAUGHLIN			• RAU		• MR SPEAKER
• EAGLES			• LEE			• REED		
• ERICKSON			• LIPSIEA			• RICHARD		
• FLEMING			• LOKKEN			• RICHIE		
• GACKLE			• LUNDENE			• RICHTER		
• GENGLER			• MAIXNER			• RIEHL		
• GERL			• MARSDEN			• ROCHELEAU		
• GRONNEBERG						• RUED		

• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCHE	• MARTIN, G. #43	• RYLANDER
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHE	• SCHUETT
• HAUSAUER, L. #25	• MCCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVYRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSgard
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2262. A Bill for an Act to create and enact a new section to chapter 11-15 of the North Dakota Century Code, relating to qualifications for the office of sheriff.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 3; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON			• MILLER			• TINJUM
• BACKES			• KELLY			• MUND			• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS			• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH
• BLACK			• KUCHERA			• OLSON			• WEBER
• CHRISTENSEN			• LANG			• OPFDALH			• WENTZ
• CONMY			• LANGLE			• O'SHEA			• WINGE
• CRABTREE			• LARDY			• PETERSON			• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS			
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED			
• ERICKSON			• LEE			• RICHARD			
• FLEMING			• LIPSIA			• RICHIE			
• GACKLE			• LOKKEN			• RICHTER			
• GENGLER			• LUNDENE			• RIEHL			
• GERI			• MAIXNER			• ROCHELEAU			
• GRONNEBERG			• MARSDEN			• RUED			
• GUNDERSON			• MARTIN, C. #38			• RUSSELL			
• GUNSCHE			• MARTIN, G. #43			• RYLANDER			
• HAUGLAND			• MARTINSON			• SCHINDLER			
• HAUSAUER, A. #49			• MATCHE			• SCHUETT			
• HAUSAUER, L. #25			• MCCAFFREY			• SCOFIELD			
• HERMAN			• MCGAUVYRAN			• SOLBERG			
• HERSLIP			• MEIERS			• STENEHJEM			
• HICKLE			• MERTENS			• STRINDEN			
• HILL			• METZ			• SWIONTEK			
• HORGAN			• METZGER			• THORSgard			
• JACOBSON			• MEYER			• TIMM			

So the bill passed and the title was agreed to.

Senate Bill No. 2378. A Bill for an Act to create and enact a new section to chapter 30.1-14 of the North Dakota Century Code, relating to forms to be provided by a county court and county courts of increased jurisdiction to an applicant for informal probate or informal appointment proceedings under the Uniform Probate 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, 98; nays, 0; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
• ANDERSON			• JOHNSON			• MILLER			• TINJUM
• BACKES			• KELLY			• MUND			• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS			• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH

• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DUBORD	• LARSON, G #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2406. A Bill for an Act to create and enact a new subsection to section 20.1-03-11 of the North Dakota Century Code, relating to limitations on licenses to hunt 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, 93; nays, 5; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOETT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU					
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Backes and Strinden for the introduction of a resolution, which request has been granted.

Rep. Strinden
Rep. Backes
Co-Chairmen

Rep. Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE MEMORIAL RESOLUTION

Reps. Backes and Strinden through Delayed Bills Committee introduced:

House Memorial Resolution No. C. A memorial resolution expressing the House's sympathy and condolences to General C. Emerson Murry upon the death of his father, former State Senator Raymond H. Murry.

Which was read the first time.

Rep. Strinden moved that the rules be suspended, that House Memorial Resolution No. C not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE MEMORIAL RESOLUTION No. C

Introduced by Committee on Delayed Bills (At the request of Reps. Strinden and Backes).

A memorial resolution expressing the House's sympathy and condolences to General C. Emerson Murry upon the death of his father, former State Senator Raymond H. Murry.

WHEREAS, the Lord God, the creator of us all, has called from our midst Raymond H. Murry, a former state senator and the father of General C. Emerson Murry, formerly director of the Legislative Council and now the North Dakota Adjutant General; and

WHEREAS, Mr. Murry represented the then 19th district as a state senator from Dunseith in the 1945 and 1947 legislative sessions; and

WHEREAS, all of the legislators in this Forty-fifth Legislative Assembly share with General Murry his sorrow upon the death of his father, and wish to extend to him their sympathy and condolences;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That we extend to General C. Emerson Murry our heartfelt sympathy and condolences upon the death of his father, former State Senator Raymond H. Murry. Eternal rest grant unto him, Lord, and may perpetual light shine upon him. We will remember him in our prayers; and

BE IT FURTHER RESOLVED, that this resolution be printed in the journal, and that the Secretary of State present an enrolled copy to General Murry.

SECOND READING OF HOUSE MEMORIAL RESOLUTION

House Memorial Resolution No. C. A memorial resolution expressing the House's sympathy and condolences to General C. Emerson Murry upon the death of his father, former State Senator Raymond H. Murry.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Memorial Resolution was declared adopted on a voice vote.

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1009

House Bill No. 1013

House Bill No. 1419

House Bill No. 1548

House Bill No. 1565

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2025
 Senate Bill No. 2221
 Senate Bill No. 2222
 Senate Bill No. 2296
 Senate Bill No. 2324
 Senate Bill No. 2331
 Senate Bill No. 2408
 Senate Bill No. 2431
 Senate Bill No. 2442

ROY GILBREATH, Chief Clerk

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. 2005
 Senate Bill No. 2010
 Senate Bill No. 2011
 Senate Bill No. 2548
 Senate Bill No. 2005:
 Rep. Wagner
 Rep. Unhjem
 Rep. Mushik
 Senate Bill No. 2010:
 Rep. Unhjem
 Rep. Eagles
 Rep. Opedahl
 Senate Bill No. 2011:
 Rep. Peterson
 Rep. Gunsch
 Rep. Fleming
 Senate Bill No. 2548:
 Rep. Kuchera
 Rep. L. Hausauer
 Rep. Lardy

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. 1344.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate:

Rep. Stenehjem
 Rep. Swiontek
 Rep. Lundene

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 refused to concur in the Senate amendments to House Bill No. 1047, and discharged the Conference Committee appointed, and now concurs in the Senate amendments to House Bill No., 1047.

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. 2380

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. 2012

Senate Bill No. 2549

ROY GILBREATH, Chief Clerk

MESSAGE TO THE SENATE

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. 2008

Senate Bill No. 2384

Senate Bill No. 2001:

Rep. Wagner

Rep. Unhjem

Rep. G. Martin

Senate Bill No. 2008:

Rep. Wagner

Rep. Peterson

Rep. Miller

Senate Bill No. 2384:

Rep. Tweten

Rep. Wagner

Rep. Lardy

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1262

House Bill No. 1408

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1262

On page 1, line 1, delete everything after the words "A BILL", delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for a severance tax upon all coal mined; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide an impact program for impacted school districts, cities, counties, and other taxing districts; to provide for the establishment of a coal impact office in the office of the governor; to provide for impact loans to be administered by the board of university and school lands; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. SEVERANCE TAX UPON COAL — IMPOSITION — COMPUTATION OF INCREASES — IN LIEU OF SALES AND USE TAXES — PAYMENT TO THE TAX COMMISSIONER.) There is hereby

imposed upon all coal severed for sale or for industrial purposes by coal mines within the state a tax in an amount to be determined as follows:

1. Sixty-five cents per ton of two thousand pounds; and
2. For every three points increase in the index of wholesale prices for all commodities prepared by the United States department of labor, bureau of labor statistics, the amount of the severance tax provided in subsection 1 shall be increased one cent per ton of two thousand pounds. For the purposes of this computation, a fractional point increase shall be disregarded if less than one-half point and treated as one full point if one-half point or more. The state tax commissioner shall determine such increases based upon increases in the wholesale price index from the level of such index as of June 1977 to the level of such index as of the last month of the quarter immediately preceding the quarter for which any taxes are due. At no time shall the amount of the severance tax be reduced. If the wholesale price index declines, the severance tax shall remain at the highest level determined prior to such decline, and shall remain at such level until further increases are warranted because of further increases in the wholesale price index beyond the point at which the last increase was determined.

Such severance tax shall be in lieu of any sales or use taxes imposed by law. Each coal mine owner or operator shall remit such tax for each calendar quarter, within thirty days after the end of each quarter, to the state tax commissioner upon such reports and forms as the tax commissioner shall deem necessary. If the method of determining increases in the amount of the severance tax provided in subsection 2 is for any reason held to be invalid, such decision shall not affect the validity of the amount of the tax provided in subsection. 1.

SECTION 2. WHEN TAX DUE — WHEN DELINQUENT.) The severance tax as provided in this chapter shall be due within thirty days after the end of each quarter, and if not received by the thirtieth day, shall become delinquent and shall be collected as herein provided. The tax commissioner, upon request and a proper showing of the necessity therefor, may grant an extension of time, not to exceed fifteen days, for paying the tax, and when such a request is granted, the tax shall not be delinquent until the extended period has expired. The tax commissioner shall require a report to be filed quarterly by each owner or operator of a coal mine, in such form as the tax commissioner may specify, to list a full description of the mine, the number of tons of coal severed, the amount of tax due and remitted, and any other information deemed necessary by the tax commissioner for the proper administration of this chapter.

SECTION 3. POWERS OF STATE TAX COMMISSIONER.) The state tax commissioner shall have the power to require any person engaged in such production, and the agent or employee of such person, or purchaser of such coal, or the owner of any royalty interest therein, to furnish any additional information by him deemed to be necessary for the purpose of correctly computing the amount of said tax, and to examine the books, records, and files of such person, and shall have power to conduct hearings and compel the attendance of witnesses, the production of books, records, and papers of any person, and full authority to make any investigation or hold any inquest deemed necessary to a full and complete disclosure of the true facts as to the amount of production from any coal mine or of any company or other producer thereof, and as to the rendition thereof for taxing purposes.

SECTION 4. TAX COMMISSIONER TO COMPUTE TAX ON INCORRECT RETURNS.) The state tax commissioner shall have the power and authority to ascertain and determine whether or not any report or remittances filed with him are correct, and if the owner or operator has made an untrue or incorrect report or remittance, the commissioner shall ascertain the correct amount of taxes due, and give immediate notice to the owner or operator filing the incorrect return or remittance. Any coal mine operator or owner receiving notice from the tax commissioner that he has filed an incorrect return or remittance shall remit the tax assessed by the commissioner within fifteen days of such notice. Any owner or operator aggrieved by a decision of the tax commissioner may make application in writing within fifteen days of notification for a hearing which shall be granted not later than fifteen days after receipt of the application. The tax commissioner may grant or reject, in whole or in part, the contentions of the owner or operator and upon conclusion of the hearing shall proceed to make a final determination of taxes due. Such taxes assessed by the commissioner shall become delinquent five days after the conclusion of the hearing, except in such cases where an owner or operator shall appeal such assessment to the district court of Burleigh County, in which case they shall become delinquent five days following final judicial determination.

SECTION 5. PENALTY ON DELINQUENCY — FAILURE TO FILE REPORTS.) Where the severance tax provided for in this chapter shall become delinquent, it shall, as a penalty for such delinquency, bear interest at the rate of eight percent per annum. If the quarterly report is not filed within thirty days after the end of any quarter and taxes due paid, the tax commissioner shall notify the delinquent owner or operator of such delinquency, and if such report and remittance are not filed within an additional fifteen days, the tax commissioner shall notify the public service commission, which shall forthwith suspend such owner's or operator's license or permit until such time as payment is received, or the issues settled to the satisfaction of the tax commissioner.

SECTION 6. LIEN FOR TAX.) The severance tax herein referred to shall, at all times, be and constitute a first and paramount lien against the producer's property as the case may be, both real and personal. In all cases where such tax is not paid, it may be recovered in a civil action by the state tax commissioner, brought in the name of the state, in any court of competent jurisdiction of the county where any such property, assets, and effects are located.

SECTION 7. APPEAL FROM DECISION OF TAX COMMISSIONER.) Any person aggrieved because of any action or decision of the tax commissioner under the provisions of sections 1 through 8 of this Act may appeal to the district court of Burleigh County.

SECTION 8. RULES AND REGULATIONS — BOND.) The tax commissioner is hereby authorized and empowered to prescribe and promulgate all necessary rules and regulations for the purpose of making and filing of all reports required hereunder and otherwise necessary to the enforcement of sections 1 through 8 of this Act, and may, at his option and discretion, require a sufficient bond from any coal mine operator or owner charged with the making and filing of reports and the payment of the taxes herein imposed, and said bond shall run to the state of North Dakota and shall be conditioned upon the making and filing of reports as required by law or regulation, and for the prompt payment, by the

principal therein, of all taxes justly due the state by virtue of the provisions of sections 1 through 8 of this Act.

SECTION 9. PENALTY.) Any person intentionally violating any of the provisions of sections 1 through 8 of this Act is guilty of a class A misdemeanor.

SECTION 10. COAL DEVELOPMENT FUND ESTABLISHED.) Moneys collected by the state tax commissioner pursuant to the provisions of sections 1 through 9 of this Act shall be paid to the state treasurer and shall be credited to a special fund in the state treasury, to be known as the coal development fund. The moneys accumulated in such fund shall be allocated as provided by law and as appropriated by the legislative assembly.

SECTION 11. DEFINITIONS.) As used in sections 11 through 15 of this Act, unless the context or subject matter otherwise requires:

1. "Coal development" means the mining of coal and industries directly related to the processing of coal, including, but not limited to: the generation of electricity from coal or coal products, coal gasification, coal liquefaction, and the manufacture of fertilizer from coal.

2. "Impacted city" means a city which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

3. "Impacted county" means a county which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

4. "Impacted school district" means a public school district which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

5. "Impacted taxing district" means a taxing district as defined in subsection 6 of this section which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

6. "Taxing district" means any political subdivision, other than those included in subsections 2 through 4 of this section, empowered by law to levy taxes.

SECTION 12. ALLOCATION OF MONEYS IN COAL DEVELOPMENT FUND.) Moneys deposited in the coal development fund shall be apportioned quarterly by the state treasurer as follows:

1. Thirty-five percent shall be credited to a special fund in the state treasury for distribution through grants by the coal development impact office to impacted cities, counties, school districts, and other taxing districts, subject to appropriation by the legislative assembly.

2. Fifteen percent shall be credited to a special fund in the state treasury to be held in trust to be administered by the board of university and school lands for loans to impacted counties, cities, and school districts as provided in section 13 of this Act. The board of university and school lands shall have full authority to invest such funds as are not loaned as provided in this chapter and may consult with the state investment board as provided by law. The income, including interest payments on loans, from such trust shall be deposited in the state's general fund. Loan principal payments shall be redeposited in the trust fund. Such trust fund shall be perpetual and held in trust as a replacement for depleted natural resources subject to the provisions of this chapter.

3. Twenty percent shall be allocated to the coal-producing counties and shall be distributed among such counties in such proportion as the number of tons of coal severed in each county bears to the total number of tons of coal severed in the state during such quarterly period. Such allocations shall be apportioned as follows:

a. Thirty percent shall be paid by the county treasurer to the incorporated cities of the county based upon the population of each incorporated city according to the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census;

b. Forty percent shall be deposited by the county treasurer in the county general fund to be used for general governmental purposes; and

c. Thirty percent shall be apportioned by the county treasurer to school districts within the county on the average daily membership basis, as certified to him by the county superintendent of schools.

4. Thirty percent shall be deposited in the state's general fund.

SECTION 13. LOANS — TERMS AND CONDITIONS — REPAYMENT.) The board of university and school lands is authorized to make loans to impacted counties, cities, and school districts from moneys deposited in the trust fund established by subsection 2 of section 12 of this Act. Loans may be made for any purpose for which a grant may be made pursuant to this chapter, but before making any loan the board of university and school lands shall receive the recommendation of the coal development impact office. The board of university and school lands shall prescribe the terms and conditions of such loans within the provisions of this chapter and shall require a warrant executed by the governing body of the county, city, or school district as evidence of such loan. The warrants shall bear interest at a rate not to exceed six percent. The warrants shall be payable only from the allocations of moneys from the coal development fund to the borrowing county, city, or school district and shall not constitute a general obligation of the county, city, or school district nor shall such loans be considered as indebtedness of the county, city, or school district. The terms of the loan shall provide that not less than ten percent of each allocation made to the borrowing county, city, or school district pursuant to this chapter shall be withheld by the state treasurer to repay the principal of the warrants and the interest thereon. The amount withheld by the state treasurer as payment of interest shall be deposited in the general fund and the amount withheld by the state treasurer as payment of principal shall be remitted to the board of university and school lands and deposited by the board in the trust fund provided for in subsection 2 of section 12 of this Act. The warrants executed by the county, city, or school district 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 political subdivision thereof.

The board of university and school lands is authorized to sell such warrants to other parties and the proceeds of such sale which constitute principal shall be deposited in the trust fund and that which constitutes interest in the general fund. If the future allocations of moneys to the borrowing county, city, or school district should, for any reason, permanently cease, the loan shall be canceled except that if the county, city, or school district is merged with another county, city, or school district which receives an allocation of moneys from the coal development fund,

the surviving county, city, or school district shall be obligated to repay the loan from such allocation. If the loan is canceled due to the permanent cessation of allocations of moneys to the county, city, or school district pursuant to this chapter, the board of university and school lands shall cancel those warrants it holds from such county, city, or school district and shall pay from any moneys in the trust fund provided for in subsection 2 of section 12 of this Act the principal and interest, as it becomes due, on those warrants of the county, city, or school district which are held by another party.

SECTION 14. COAL DEVELOPMENT IMPACT OFFICE — APPOINTMENT OF DIRECTOR.) There is hereby created in the office of the governor a coal development impact office. The director shall be appointed by and shall serve at the pleasure of the governor. The salary of the director shall be set by the governor within the limits of legislative appropriations. The director may employ such other persons as may be necessary and may fix their compensation within the appropriation made for such purpose.

SECTION 15. POWERS AND DUTIES OF COAL DEVELOPMENT IMPACT OFFICE.) The coal development impact office shall:

1. Develop a plan for the assistance, through financial grants for services and facilities, of counties, cities, school districts, and other political subdivisions in a coal development impact area.

2. Advise, study, recommend, and report to the governor and the legislative assembly on the impact to the state and the political subdivisions of the state resulting from coal development.

3. Establish procedures and provide proper forms to political subdivisions for use in making application for funds for impact assistance as provided in this chapter.

4. Make grants to counties, cities, school districts, and other taxing districts as provided in this chapter and within the appropriations made for such purposes. In determining the amount of impact grants for which political subdivisions are eligible, the amount of revenue to which such political subdivisions will be entitled from taxes upon the real property of coal development plants and from other tax or fund distribution formulas provided by law shall be considered."

And renumber the lines, sections, and pages accordingly.

AMENDMENTS TO HOUSE BILL No. 1408

On page 1, line 4, delete the words "counties and" and insert after the word "incorporated" the words "home rule"

On page 1, line 12, delete the words "county or" and at the end of the line insert the words "that has adopted the home rule provisions of chapter 40-05.1"

On page 1, line 16, delete the words "county or"

On page 1, line 17, delete the words "county or"

On page 1, line 15 of the bill, delete the words "of the" and insert in lieu thereof the word "sales"

Rep. Strinden moved that the House stand recessed until 1:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Concurrent Resolution No. 3096
And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: The Majority of your Conference Committee to whom was referred House Bill No. 1010 has had the same under consideration and recommends:

Senate recedes from all amendments and that House Bill No. 1010 be amended as follows:

On page 1 of the engrossed bill, line 20, delete the numerals "1,081,011" and insert in lieu thereof the numerals "878,722"

On page 1 of the engrossed bill, line 21, delete the numerals "80,530" and insert in lieu thereof the numerals "65,065"

On page 1 of the engrossed bill, line 22, delete the numerals "92,288" and insert in lieu thereof the numerals "89,929"

On page 1 of the engrossed bill, line 23, delete the numerals "118,558" and insert in lieu thereof the numerals "118,173"

On page 1 of the engrossed bill, line 24, delete the numerals "535,000" and insert in lieu thereof the numerals "385,000"

On page 2 of the engrossed bill, line 2, delete the numerals "13,895" and insert in lieu thereof the numerals "2,420"

On page 2 of the engrossed bill, line 3, delete the numerals "15,000" and insert in lieu thereof the numerals \$14,404"

On page 2 of the engrossed bill, line 4, delete the numerals "2,946,282" and insert in lieu thereof the numerals "2,563,713"

On page 2 of the engrossed bill, line 5, delete the numerals "1,420,864" and insert in lieu thereof the numerals "1,345,864"

On page 2 of the engrossed bill, line 6, delete the numerals "1,525,418" and insert in lieu thereof the numerals "1,217,849"

On page 2 of the engrossed bill, line 28, delete the word "general" and insert in lieu thereof the word "special"

On page 2 of the engrossed bill, line 29, delete the numerals "2,009,347" and insert in lieu thereof the numerals "1,597,708"

On page 2 of the engrossed bill, line 30, delete the numerals "2,779,664" and insert in lieu thereof the numerals "2,808,734"

On page 2 of the engrossed bill, line 31, delete the numerals "4,789,011" and insert in lieu thereof the numerals "4,406,442"

On page 3 of the engrossed bill, after line 24, insert the following sections:

"SECTION 6. INTENT.) It is the intent of the legislative assembly that the state historical board and the governor's office make every effort to impress upon the proper federal agency or agencies the importance of restoration of Fort Totten historic site as a means of preserving its national historical value. The legislative assembly considers federal funding to be of utmost importance in the restoration of this site.

SECTION 7. HERITAGE COMMISSION APPROPRIATION — INTENT.)

This special fund appropriation in subdivision 3 of section 1 of this Act is to be derived from the interest on heritage commission funds on deposit with the Bank of North Dakota."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

Historical Board

This amendment reduces salaries and wages by \$202,289 from the House amendments. However, the intent is not to delete funds for certain positions but to allow the superintendent to use discretion in filling positions of his choice.

For the Senate

Senator Melland

Senator Hanson

Senator Erdman

For the House

Rep. Thorsgaard

Rep. Christensen

Rep. Thorsgaard moved that the report be adopted, which motion failed.

MOTION

Rep. Strinden moved that a new conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1010, which motion prevailed.

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1018

House Bill No. 1084

House Bill No. 1384

House Bill No. 1478

House Bill No. 1525

House Bill No. 1531

And:

Senate Bill No. 2031

Senate Bill No. 2051

Senate Bill No. 2122

Senate Bill No. 2184

Senate Bill No. 2202

Senate Bill No. 2214

Senate Bill No. 2218

Senate Bill No. 2262

Senate Bill No. 2378

Senate Bill No. 2406

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on Senate Bill No. 2148.

And the Speaker appointed as a new conference committee:

Rep. Timm

Rep. Scofield

Rep. Richter

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2141

Senate Bill No. 2177

Senate Bill No. 2178
 Senate Bill No. 2233
 Senate Bill No. 2239
 Senate Bill No. 2417
 Senate Bill No. 2487
 Senate Bill No. 2519
 House Bill No. 1325
 House Bill No. 1476

And the committees having been unable to agree, the President appointed as a new conference committee on Senate Bill No. 2062:

Senator Lee
 Senator Freed
 Senator Redlin

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House stand recessed until 3:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg 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. 1124
 House Bill No. 1135
 House Bill No. 1205
 House Bill No. 1231
 House Bill No. 1296
 House Bill No. 1298
 House Bill No. 1324
 House Bill No. 1368
 House Bill No. 1410
 House Bill No. 1433
 House Bill No. 1461
 House Bill No. 1462
 House Bill No. 1480
 House Bill No. 1514
 House Bill No. 1535
 House Concurrent Resolution No. 3098
 House Concurrent Resolution No. 3099
 House Concurrent Resolution No. 3103
 House Concurrent Resolution No. 3104
 And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy 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. 1063
 House Bill No. 1165
 House Bill No. 1191
 House Bill No. 1209
 House Bill No. 1211
 House Bill No. 1255
 House Bill No. 1295

House Bill No. 1331
 House Bill No. 1337
 House Bill No. 1355
 House Bill No. 1411
 House Bill No. 1426
 House Bill No. 1440
 House Bill No. 1479
 House Bill No. 1592

And find the same correctly Engrossed and Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy 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. 1063
 House Bill No. 1124
 House Bill No. 1135
 House Bill No. 1165
 House Bill No. 1191
 House Bill No. 1205
 House Bill No. 1209
 House Bill No. 1211
 House Bill No. 1231
 House Bill No. 1255
 House Bill No. 1295
 House Bill No. 1296
 House Bill No. 1298
 House Bill No. 1324
 House Bill No. 1331
 House Bill No. 1337
 House Bill No. 1355
 House Bill No. 1368
 House Bill No. 1410
 House Bill No. 1411
 House Bill No. 1426
 House Bill No. 1433
 House Bill No. 1440
 House Bill No. 1461
 House Bill No. 1462
 House Bill No. 1479
 House Bill No. 1480
 House Bill No. 1514
 House Bill No. 1535
 House Bill No. 1592

House Concurrent Resolution No. 3098

House Concurrent Resolution No. 3099

House Concurrent Resolution No. 3103

House Concurrent Resolution No. 3104

And the Speaker signed the same in the presence of the House of Representatives.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respect-

fully reports it has considered a request from Reps. Backes and Strinden for the introduction of a bill, which request has been approved.

Rep. Richard Backes
Rep. Earl Strinden
(Co-Chairmen)

Rep. Kretschmar 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 memorial resolution, which request has been approved.

Rep. Earl Strinden
Rep. Richard Backes
(Co-Chairmen)

Rep. Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1028 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill No. 1028 be amended as follows:

On page 1 of the engrossed bill, line 1, after the word "reenact" delete the word "section" and insert in lieu thereof the word "sections" and on the same line, after "11-10.1-01" insert the following: ", 11-10.1-05 and 11-10.1-07"

On page 1, line 3, after the word "equalization" and before the period insert the following: "and city and township assessors"

On page 1, line 22, delete the word "commissioners" and insert in lieu thereof the words "governing bodies"

On page 2, line 19, after the period insert the following: "Vacancies in the office of county director of tax equalization shall be filled in the same manner as the original appointment."

SECTION 2. AMENDMENT.) Section 11-10.1-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

11-10.1-05. POWERS AND DUTIES OF COUNTY DIRECTOR OF TAX EQUALIZATION — QUALIFICATIONS OF ASSESSORS.)

1. The county director of tax equalization shall have the power, duty, and responsibility to call upon and confer with township and city assessors in the county and to instruct them in the preparation and proper use of land maps and property record cards, the preparation of assessment books, the changes in assessment laws and regulations, the determination of proper standards of value, the use of proper classifications of property, and the authority to require attendance at meetings, to the end that a uniform assessment of all personal and real property in the county will prevail.

2. On January 1, 1981, the county director of tax equalization shall succeed to all the powers and duties of assessors of townships, cities, and unorganized districts within such county, except that any city or township may, at its option by resolution of its governing body, employ an assessor who shall retain such powers, duties, and responsibilities of his office. The resolution of a city or township governing body to employ an assessor shall continue in force until rescinded by the governing body. Notwithstanding any other provision of law to the contrary, the state supervisor of assessments shall confer with representatives of the county

commissioners, city governing bodies, state township officers' association, and personnel at North Dakota state university to establish minimum requirements for such city and township assessors. Such standards shall reflect their limited jurisdiction and need not be equal to those minimum requirements set for county directors of tax equalization. Any courses of instruction included in those minimum requirements shall be conducted by the county director of tax equalization who may cooperate with other county directors of tax equalization in holding joint classes. The county director of tax equalization may call upon the state supervisor of assessments for such materials and assistance as may be required. No person shall serve as a city or township assessor for longer than twelve months before being certified by the state supervisor of assessments as having met such minimum requirements. The expenses and salaries of city and township assessors shall be paid by the city or township exercising this option.

SECTION 3. AMENDMENT.) Section 11-10.1-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

11-10.1-07. JOINT COUNTY DIRECTOR OF TAX EQUALIZATION — COUNTY DIRECTORS MAY ALSO BE CITY ASSESSORS OR TOWNSHIP ASSESSORS.) The respective boards of county commissioners of two or more counties may by agreement and resolutions of the respective boards of county commissioners employ a joint county director of tax equalization who shall act as county director of tax equalization for each of the counties participating in such agreement. The salary and expense of such joint county director of tax equalization and that of his office and staff shall be prorated among the counties participating in accordance with the assessed valuation of the counties concerned or upon such other basis as may be agreed upon by the respective boards of county commissioners. The respective boards of county commissioners, acting jointly, shall appoint such joint county director of tax equalization on the same basis and in the same manner as a county director of tax equalization may be appointed for a single county. Such joint county director of tax equalization may be discharged upon the resolution of the board of county commissioners of any county participating in the agreement. Any participating county may withdraw from such joint agreement upon resolution of the board of county commissioners and by giving written notice to the boards of county commissioners of the other participating counties at least ninety days in advance of July first of the year of withdrawal. The joint county director of tax equalization shall have all the powers and duties of the county director of tax equalization of a single county and shall keep all records of assessment for each county entirely separate from the records of other counties which he or she serves. The governing boards of a county and ((a)) of any city, or any township may by agreement and resolution of the respective boards, employ a joint county director of tax equalization and city or township assessor."

And renumber the lines accordingly.

For the Senate

Senator Wright

Senator Farrington

Senator Redlin

For the House

Rep. A. Hausauer

Rep. Crabtree

Rep. Laughlin

Rep. A. Hausauer moved that the report be adopted, which motion prevailed.

House Bill No. 1028 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1037 has had the same under consideration and recommends: That the House accede to the Senate amendment.

For the Senate

Senator Jacobson

Senator Freed

Senator Redlin

For the House

Rep. Maixner

Rep. Tinjum

Rep. Schindler

Rep. Maixner moved that the report be adopted, which motion prevailed.

House Bill No. 1037 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1178 has had the same under consideration and recommends:

That the Senate recede from its amendments and the bill be amended as follows:

On page 1, line 5 of the engrossed bill, after the numerals "38-14-02," delete the following: "subsections 2 and 3 of section 39-14-04" and insert in lieu thereof "subsection 2 of section 38-14-04" and on the same line after the second comma insert "subsections 1, 2, 3, and 14 of section 38-14-05,"

On page 1, line 8, after the word "permit," delete the words "expedited amendments to existing permits and"

On page 1, delete all of line 9 and insert in lieu thereof the following new language: "topography of reclaimed land, suitable plant growth material requirement, drainage on reclaimed land,"

On page 2, line 8, after the word "constructed" insert the following new language: "relating to mining activities"

On page 2, delete all of lines 31-35

On page 3, delete all of lines 1-20

On page 3, after line 20, insert the following new sections:

SECTION 5. AMENDMENT.) Subsections 1, 2, and 3 of section 38-14-05 of the 1975 Supplement to the North Dakota Century Code are hereby amended and reenacted to read as follows:

1. (((The operator shall regrade the area to approximately the original contour or topography unless a different contour or topography shall be required by the commission in order to carry out the purposes and intent of this chapter.))) The operator shall backfill and regrade the mined area to the gentlest topography consistent with adjacent unmined landscape elements in order to develop a postmined landscape that will provide for maximum moisture retention, maximum stability, and minimum soil losses from runoff and erosion, unless a different contour or topography shall be required by the commission in order to carry out the purpose and intent of this chapter.

2. The operator shall, in such a manner as shall be required by the commission, save, segregate, and respread (((, suitable plant growth material within the permit area up to a maximum of five feet; provided, however, that if up to five feet of such material is not available within the permit area, all suitable plant growth material that is available shall be spread over the regraded area as prescribed by the commission))) all soil material within the permit area determined by the commission to be suitable for plant growth. In the interest of achieving the maximum reclamation provided for in this chapter, the operator may, or at the direction of the commission shall, utilize such soil amendments as described in subsection 17 of section 38-14-02.

3. The operator shall establish natural drainage compatible with the topography on all reclaimed land, and shall impound, drain, or treat all runoff water so as to minimize soil erosion, drainage to agricultural lands, and pollution of streams and other waters.

SECTION 6. AMENDMENT.) Subsection 14 of section 38-14-05 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

14. If (((the))) a surface owner's domestic or livestock water supply has been disrupted, or diminished in quality or quantity by surface mining operations, the operator shall, at no cost to the surface owner, make such repairs, alterations, or construction as will ensure the delivery to the surface owner of that quality and quantity of water available to such surface owner prior to mining. Repairs, alterations, or construction required herein shall be considered to be a part of reclamation for the purposes of subsection 3 of section 38-14-07.

And renumber the lines, pages and sections accordingly.

For the Senate

Senator Jacobson

Senator Freed

Senator Redlin

For the House

Rep. Maixner

Rep. Tinjum

Rep. Schindler

Rep. Maixner moved that the report be adopted, which motion prevailed.

House Bill No. 1178 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1567 has had the same under consideration and recommends:

That your Conference Committee on House Bill 1567 has been unable to agree and recommends that the Conference Committee be dissolved, and a new conference committee be appointed.

For the Senate

Senator Tennesos

Senator Reiten

Senator Krauter

For the House

Rep. Langley

Rep. Kloubec

Rep. Lokken

Rep. Langley moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2141 has had the same under consideration and recommends:

That the Senate accede to the House amendments and that Senate Bill 2141 be further amended as follows:

On page 1, line 23 of the engrossed bill, after the period delete the word "How-"

On page 1, delete line 24 and insert in lieu thereof the following: "Provided, however, that as to intangible personal property a resident may specify in his or her will that the situs of all, or of particular items of, intangible personal property shall be at any such location within a county or counties in this state at which he or she had resided for at least fifteen years after attaining eighteen years of age."

On page 2, delete lines 1, 2 and 3; in line 14 delete everything after the period; and delete lines 15, 16 and 17, and insert in lieu thereof the following: "If the decedent was a resident of this state at the time of his or her death, the certificate shall also show the situs of those items of intangible personal property, if any, for which the decedent's will had, in accordance with subsection 6 of section 57-37.1-01, specified a situs different from that of the decedent's residence at the time of death."

And renumber the lines and pages accordingly.

For the Senate

Senator Farrington, Chairman

Senator Goodman

Senator Shablow

For the House

Rep. A. Hausauer, Chairman

Rep. Nordby

Rep. Murphy

Rep. A. Hausauer moved that the report be adopted, which motion prevailed.

Senate Bill No. 2141 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2177 has had the same under consideration and recommends:

That the House recede from their amendments.

For the Senate

Senator Farrington

Senator Reiten

Senator Mau

For the House

Rep. Kretschmar

Rep. Metz

Rep. Gerl

Rep. Kretschmar moved that the report be adopted, which motion prevailed.

Senate Bill No. 2177 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2178 has had the same under consideration and recommends:

"Alors il me semble que nous avons droit au temps-égal avec les nouveaux-arrivés des pays étrangers.

"Rapelez-vous que quond nas "grand-parents" sont venus dans le territoire, tout allait si bien qu'ils n'avaient pas besoin de gouvernement.

"Aujourd'hui nous sommes ici pour defricher les erreurs depuis...

"Je voudrais aussi vous dire que le premier DuBord est arrivé en Amerique en 1670. Les parents du representatif Richard en 1654. Nous savons pas au jsute quand les Beauclair, les Rocheleau, les Lipsiea sont arrivés — probablement au meme temps.

"Tout de meme, notre plus grande inquietude n'est pas autant d'où — est. ce qu' on devient? Ou quand on est arrivés?

Mais plus tot où-est-ce qu'on va d'ici.

"Merci beaucoup." TRANSLATION

Rep. Richard:

"Mr. Speaker,

Ladies and gentlemen of this assembly,

"It is with great pleasure and honor that I speak to you in French today. We the Representatives of French-Canadian descent would like to make you aware of our presence in this legislative chamber. The first white man to arrive on our beautiful prairies were citizens of 'la belle France.' Therefore, it seems to me that we should have the right to equal time with all the newcomers and foreigners. I want to remind you that when our ancestors were new here, the area was in such good shape that they had no need for a government. Today, we are here to straighten out what has happened since.

"I would like to tell you that the first DuBord arrived in America in 1670 and Rep. Richard's ancestors in 1654. We do not know exactly when the Beauclair, the Rocheleau, and Lipsiea ancestors came. Probably at the same time.

"Nonetheless, our biggest concern is not so much where do we come from or when we get here, but rather where do we go from here?"

"Thank you"

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2233 has had the same under consideration and recommends:

That the House recede from their amendments.

For the Senate

Senator Réiten

Senator Lodoen

Senator Mau

For the House

Rep. Conmy

Rep. Berger

Rep. Black

Rep. Conmy moved that the report be adopted, which motion prevailed.

Senate Bill No. 2233 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2239 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Tennefos

Senator Solberg

Senator Schirado

For the House

Rep. Scofield

Rep. Erickson

Rep. Richard

Rep. Scofield moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2417 has had the same under consideration and recommends:

That the Senate accede to the House amendments and Senate Bill 2417 be further amended as follows:

On page 1, line 20 of the engrossed bill, delete the words "descriptions or"

On page 2, after line 22, insert the following new subsection: "d. The above shall not be construed to include a bona fide school, college, university, museum, public library or art gallery."

And renumber the lines, subsections and pages accordingly.

For the Senate

Senator Christensen

Senator Holmberg

Senator Schirado

For the House

Rep. Winkjer

Rep. Reed

Rep. Benedict

Rep. Winkjer moved that the report be adopted, which motion prevailed.

Senate Bill No. 2417 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2487 has had the same under consideration and recommends:

That the House recedes from its amendments and further amend as follows:

On page 2, line 6 of the engrossed bill place triple parentheses around the word "three" and insert in lieu thereof the word "five"

On page 2, line 13 place beginning triple parentheses before the numeral "1999"

On page 2, line 25 place triple parentheses after the numeral "86.00" and insert in lieu thereof the following:

On page 2, line 6 place triple parentheses around the word "three" and insert in lieu thereof the word "five"

On page 2, line 13 place beginning triple parentheses before the numeral "1999"

On page 2, line 25 place ending triple parentheses after the numeral "86.00" and insert in lieu thereof the following:

"1,999 or less	\$32.00	\$25.00	\$19.00	\$15.00
2,000 - 2,399	34.00	27.00	20.00	15.00
2,400 - 2,799	36.00	29.00	22.00	15.00
2,800 - 3,199	38.00	30.00	23.00	16.00
3,200 - 3,599	42.00	33.00	25.00	17.00
3,600 - 3,999	46.00	37.00	28.00	19.00
4,000 - 4,499	56.00	45.00	34.00	23.00
4,500 - 4,999	72.00	57.00	43.00	29.00

5,000 - 5,999	100.00	80.00	60.00	40.00
6,000 - 6,999	130.00	104.00	78.00	52.00
7,000 - 7,999	160.00	128.00	96.00	64.00
8,000 - 8,999	190.00	152.00	114.00	76.00
9,000 & over	220.00	176.00	132.00	88.00"

On page 2, line 30 place triple parentheses around the word "nine" and insert in lieu thereof the word "twelve"

On page 3, line 11 place beginning triple parentheses before the numeral "0"

On page 3, line 21 place ending triple parentheses after the numeral "25.00" and insert in lieu thereof the following:

0 - 4,000	\$26.00	\$21.00	\$16.00	\$15.00
4,001 - 6,000	31.00	25.00	20.00	15.00
6,001 - 8,000	36.00	29.00	23.00	15.00
8,001 - 10,000	41.00	34.00	26.00	16.00
10,001 - 12,000	47.00	38.00	29.00	18.00
12,001 - 14,000	52.00	42.00	32.00	20.00
14,001 - 16,000	57.00	46.00	35.00	22.00
16,001 - 18,000	62.00	50.00	38.00	24.00
18,001 - 20,000	68.00	55.00	42.00	26.00
20,001 - 22,000	73.00	59.00	45.00	27.00
22,001 - 24,000	78.00	63.00	48.00	29.00"

On page 3, line 26 place beginning triple parentheses before the numeral "24,001"

On page 4, line 19 place ending triple parentheses after the numeral "795.00" and insert in lieu thereof the following:

"24,001 - 26,000	\$176.00	\$141.00	\$123.00
26,001 - 28,000	211.00	169.00	148.00
28,001 - 30,000	246.00	197.00	172.00
30,001 - 32,000	281.00	225.00	197.00
32,001 - 34,000	316.00	253.00	221.00
34,001 - 36,000	351.00	281.00	246.00
36,001 - 38,000	386.00	309.00	270.00
38,001 - 40,000	421.00	337.00	295.00
40,001 - 42,000	456.00	365.00	319.00
42,001 - 44,000	491.00	393.00	344.00
44,001 - 46,000	526.00	421.00	368.00
46,001 - 48,000	561.00	449.00	393.00
48,001 - 50,000	596.00	477.00	417.00
50,001 - 52,000	631.00	505.00	442.00
52,001 - 54,000	666.00	533.00	466.00
54,001 - 56,000	701.00	561.00	491.00
56,001 - 58,000	736.00	589.00	515.00
58,001 - 60,000	771.00	617.00	540.00
60,001 - 62,000	806.00	645.00	564.00
62,001 - 64,000	841.00	673.00	589.00
64,001 - 66,000	876.00	701.00	613.00
66,001 - 68,000	911.00	729.00	638.00
68,001 - 70,000	946.00	757.00	662.00
70,001 - 72,000	981.00	785.00	687.00
72,001 - 74,000	1,016.00	813.00	711.00
74,001 - 76,000	1,051.00	841.00	736.00
76,001 - 78,000	1,086.00	869.00	760.00

78,001 - 80,000	1,121.00	897.00	785.00
80,001 - 82,000	1,156.00	925.00	809.00"

On page 4, line 21 place triple parentheses around the word "five" and insert in lieu thereof the word "six"

On page 4, line 22 place triple parentheses around the word "eight" and insert in lieu thereof the word "ten"

On page 4, line 25 place beginning triple parentheses before the word "section" and also on line 25 place ending triple parentheses after the numeral "19" and before the comma and insert in lieu thereof the following: "subsection 2b"

And renumber the lines and pages accordingly.

For the Senate

Senator Tennefos

Senator Solberg

Senator Schirado

For the House

Rep. Scofield

Rep. Erickson

Rep. Richard

Rep. Scofield moved that the report be adopted, which motion prevailed.

Senate Bill No. 2487 was placed on the seventh order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2519 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Iszler

Senator Holmberg — refused to sign

Senator Lashkowitz

For the House

Rep. Richie

Rep. Stenehjem

Rep. Dotzenrod

Rep. Richie moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2178:

Rep. Kretschmar

Rep. Wentz

Rep. Lundene

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2006:

Rep. Kuchera

Rep. Christensen

Rep. Opedahl

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions has had the following under consideration:

House Concurrent Resolution No. 3027

House Concurrent Resolution No. 3063

House Concurrent Resolution No. 3068

House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3089
 House Concurrent Resolution No. 3100

And recommends that the same do pass, and be placed on the consent calendar.

REP. GUNDERSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1567:

Rep. Langley
 Rep. Lokken
 Rep. Kloubec

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3037 has had the same under consideration and recommends that the same be amended as follows:

On page 2, after line 3, insert the following:

"WHEREAS, there is a need to study the financial effect on school districts of large industrial plants, both those subject to property taxes and those subject to taxes in lieu of property taxes, including a study of deductions from Foundation Program payments for taxes received from such plants and other sources of tax revenue; and"

On page 2, line 14, after the first comma insert the following: "the effect of various tax sources on school districts,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. GUNDERSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3037 was placed on the 6th order of business for the succeeding legislative day.

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution No. 3052 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "the"

On page 1, line 4, delete the words "to appoint a committee to be consulted" and insert in lieu thereof the word "consultation"

On page 2, line 5, delete the words "appoint a special committee for consultation" and insert in lieu thereof the word "consult"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. GUNDERSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3052 be placed on the 6th order of business for the succeeding legislative day.

Mr. Speaker: Your Procedural Committee on Legislative Council

Resolutions to whom was referred House Concurrent Resolution No. 3107 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 24, after the semicolon insert the word "and"

On page 1, after line 24, insert the following:

"WHEREAS, political subdivisions are an important part of North Dakota's transportation system;"

On page 2, line 14, after the word "state" insert "agency, political subdivision,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. GUNDERSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3107 be placed on the 6th order of business for the succeeding legislative day.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions has had the following under consideration:

House Concurrent Resolution No. 3020

House Concurrent Resolution No. 3022

House Concurrent Resolution No. 3024

House Concurrent Resolution No. 3029

House Concurrent Resolution No. 3036

House Concurrent Resolution No. 3043

House Concurrent Resolution No. 3060

House Concurrent Resolution No. 3064

House Concurrent Resolution No. 3065

House Concurrent Resolution No. 3067

House Concurrent Resolution No. 3069

House Concurrent Resolution No. 3072

House Concurrent Resolution No. 3073

House Concurrent Resolution No. 3074

House Concurrent Resolution No. 3075

House Concurrent Resolution No. 3076

House Concurrent Resolution No. 3077

House Concurrent Resolution No. 3078

House Concurrent Resolution No. 3079

House Concurrent Resolution No. 3082

House Concurrent Resolution No. 3084

House Concurrent Resolution No. 3085

House Concurrent Resolution No. 3087

House Concurrent Resolution No. 3091

House Concurrent Resolution No. 3092

House Concurrent Resolution No. 3094

House Concurrent Resolution No. 3096

House Concurrent Resolution No. 3102

And recommends that the same do not pass, and be placed on the consent calendar.

REP. GUNDERSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Reps. Backes and Strinden introduced:

House Bill No. 1601. A Bill for an Act to provide an appropriation to the legislative council for the expenses of the Garrison diversion overview committee; and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

FIRST READING OF HOUSE MEMORIAL RESOLUTION

Rep. Solberg through the Delayed Bills Committee introduced:

House Memorial Resolution No. D. A memorial resolution extending sympathy and condolence to Representative Robert O'Shea upon the death of his father.

Which was read the first time.

Rep. Strinden moved that the rules be suspended, that House Memorial Resolution No. D not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE MEMORIAL RESOLUTION NO. D

Introduced by Committee on Delayed Bills (At the request of Rep. Solberg).

A memorial resolution extending sympathy and condolence to Representative Robert O'Shea upon the death of his father.

WHEREAS, god in His infinite wisdom has seen fit to summon from our midst Mr. Joseph F. O'Shea, Sr., the father of our colleague, Representative Robert O'Shea; and

WHEREAS, Representative Robert O'Shea is held in the highest esteem by all members of the Legislative Assembly, who share with him his great sorrow;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That we express our deepest sorrow and extend to Representative Robert O'Shea and all members of his family our sincere sympathy and condolence in this their time of sorrow; and

BE IT FURTHER RESOLVED, that this resolution be entered in the journal and the Secretary of State is hereby directed to present an enrolled copy to Representative Robert O'Shea and members of his family.

SECOND READING OF HOUSE MEMORIAL RESOLUTION

House Memorial Resolution No. D. A memorial resolution extending sympathy and condolence to Representative Robert O'Shea upon the death of his father.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Memorial Resolution was declared adopted on a voice vote.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3046. A concurrent resolution for the amendment of subsection 7 of article 54 of the amendments to the Constitution of the State of North Dakota, relating to the method of selection of the State Commissioner of Higher Education.

Was read the second time with Committee Recommendation Do Not Pass.

• BACKES	• KELLY	• MUND	• TWETEM
• BEAUCLEAR	• KERMOIT	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

MOTION

Rep. Wagner moved that the rules be suspended, and that Senate Bill No. 2446 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2530. A Bill for an Act to authorize a school district mill levy for federal unemployment compensation 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, 58; nays, 40; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES	•		• KELLY			• MUND			• TWETEM		
• BEAUCLEAR			• KERMOIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG	•		• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN	•		• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY	•		• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD	•		• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING	•		• LIPSIEA	•		• RICHIE					
• GACKLE	•		• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG	•		• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49	•		• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN	•		• MCGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE	•		• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2552. A Bill for an Act to create and enact a new subsection to section 50-06-05.1 of the North Dakota Century Code, relating to

and clarifying the powers and duties of the social service board; 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, 1; absent and not voting, 7.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWIEN
BEAUCLAIR			KERMOTT			MURPHY		UNHEM
BENEDICT			KLOUBEK			MUSHK		VANDER VORST
BERG			KNUDSON			NICHOL		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHN		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKER
DOTZENROD			LARSON, B #12			POWERS		
DuBORD			LARSON, G #29			RAU		MR SPEAKER
FAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKE			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERL			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN, C #38			RUSSELL		
GUNSCH			MARTIN, G #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A #49			MATCHIE			SCHUETT		
HAUSAUER, L #25			MCCAFFREY			SCOFIELD		
HERMAN			MCGALVRAN			SOLBERG		
HERSLIP			MEIERS			STENEHEIM		
HICKLE			MERTENS			STRINDEW		
HILL			METZ			SWIONTEK		
HORGAN			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4086. A concurrent resolution urging Congress and the United States Secretary of Health, Education and Welfare to take certain action to allow graduates of foreign medical schools to practice medicine in the United States, and particularly in rural areas, 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.

PRESENTATION OF PETITIONS AND COMMUNICATIONS STATE OF NORTH DAKOTA EXECUTIVE OFFICE BISMARCK

March 24, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505
Dear Mr. Speaker:

House Bill 1350 provides for the authorization of the issuance of special permits to allow alcoholic beverage licensees to engage in the sale of alcoholic beverages at special events.

• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPDAHL	• WENZ
• COMMY	• LANGLEY	• O'SHEA	• WINGZ
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed, and the emergency clause carried over the Governor's veto.

**PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK**

March 24, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505
Dear Mr. Speaker:

House Bill 1537 provides that school boards may have private sessions with the members of their negotiations team to discuss negotiation strategy or limits of authority to be granted to the negotiation team.

The philosophy of open meetings is one of which citizens of North Dakota are very aware, and it is a philosophy I have long supported. In 1973, the members of the Forty-Third Legislature approved Senate Concurrent Resolution 4010 by very large majorities of both houses which allowed the following proposed sections to be put to a vote of the people in order that they might be included in the Constitution of North Dakota:

Unless otherwise provided by law, all meetings of public or governmental bodies, boards, bureaus, commissions, or agencies of the state or any political subdivision of the state, or organizations or agencies supported in whole or in part by public funds, or expending public funds, shall be open to the public.

Section 50. All sessions of the legislative assembly, including the committee of the whole and meetings of legislative committees, shall be open to the public.

This measure containing these two sections was approved by an overwhelming margin of 82,799 to 22,894 on September 3, 1974.

Although House Bill 1537 comes within the exception clause of the constitutional provision, the people of the State of North Dakota have time after time expressed their unequivocal support for open meetings. It would seem that the said exception was to be reserved for very special cases dealing with personal matters with which public officials may at times have to deal.

The principle is well established that when the expenditure of public

funds is being considered, the public has the right to know. I recognize the sincere efforts of the sponsor of this bill to improve the negotiations process. However, I must affirm the principle of open meetings, and I believe this measure would erode that principle.

Therefore, I veto House Bill 1537.

Sincerely yours,
ARTHUR A. LINK, Governor

MOTION

Rep. Strinden moved that House Bill No. 1537 be placed on the calendar 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.

RECONSIDERATION OF A VETOED MEASURE
SECOND READING OF HOUSE BILLS

House Bill No. 1537. A Bill for an Act to provide a new subsection to section 15-38.1-14 of the North Dakota Century Code, pertaining to executive sessions under the Teachers' Representation and Negotiation Act; to provide an expiration date; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as enrolled, over the Governor's veto, the roll was called and there were ayes, 64; nays, 34; absent and not voting, 2.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			JOHNSON			MILLER			•		TINJUM
•			KELLY			MUND			•		TWETEN
•			KERMOTT			MURPHY			•		UNHJEM
•			KLOUBEC			MUSHIK			•		VANDER VORST
•			KNUDSON			NICHOLAS			•		WAGNER
•			KRETSCHMAR			NORDBY			•		WALSH
•			KUCHERA			OLSON			•		WEBER
•			LANG			OPEDAHN			•		WENTZ
•			LANGLEY			O'SHEA			•		WINGE
•			LARDY			PETERSON			•		WINKJER
•			LARSON, B. #12			POWERS					
•			LARSON, G. #29			RAU					MR. SPEAKER
•			LAUGHLIN			REED					
•			LEE			RICHARD			•		
•			LIPSEA			RICHE			•		
•			LOKKEN			RICHTER			•		
•			LUNDENE			RIEHL			•		
•			MAXNER			ROCHELEAU			•		
•			MARSDEN			RUED			•		
•			MARTIN, C. #38			RUSSELL			•		
•			MARTIN, G. #43			RYLANCE			•		
•			MARTINSON			SCHINDLER			•		
•			MATCHIE			SCHUETT			•		
•			MCCAFFREY			SCOFIELD			•		
•			MCGAUVRAN			SOLBERG			•		
•			MEIERS			STENHJEM			•		
•			MERTENS			STRIDEN			•		
•			METZ			SWONTEK			•		
•			METZGER			THORSGARD			•		
•			MEYER			TIMM			•		

So the bill failed to pass over the Governor's veto.

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-seventh Day and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Kelly moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2042
 Senate Bill No. 2147
 Senate Bill No. 2149
 Senate Bill No. 2153
 Senate Bill No. 2162
 Senate Bill No. 2179
 Senate Bill No. 2190
 Senate Bill No. 2276
 Senate Bill No. 2285
 Senate Bill No. 2295
 Senate Bill No. 2328
 Senate Bill No. 2349
 Senate Bill No. 2356
 Senate Bill No. 2421
 Senate Bill No. 2478
 Senate Bill No. 2482
 Senate Bill No. 2501
 Senate Bill No. 2518
 Senate Bill No. 2532

Senate Concurrent Resolution No. 4044

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. 2042
 Senate Bill No. 2147
 Senate Bill No. 2149
 Senate Bill No. 2153
 Senate Bill No. 2162
 Senate Bill No. 2179
 Senate Bill No. 2190
 Senate Bill No. 2276
 Senate Bill No. 2285
 Senate Bill No. 2295
 Senate Bill No. 2328
 Senate Bill No. 2349
 Senate Bill No. 2356
 Senate Bill No. 2421
 Senate Bill No. 2478
 Senate Bill No. 2482
 Senate Bill No. 2501
 Senate Bill No. 2518
 Senate Bill No. 2532

Senate Concurrent Resolution No. 4044

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. 1063
House Bill No. 1124
House Bill No. 1135
House Bill No. 1165
House Bill No. 1191
House Bill No. 1205
House Bill No. 1209
House Bill No. 1211
House Bill No. 1231
House Bill No. 1255
House Bill No. 1295
House Bill No. 1296
House Bill No. 1298
House Bill No. 1324
House Bill No. 1331
House Bill No. 1337
House Bill No. 1355
House Bill No. 1368
House Bill No. 1410
House Bill No. 1411
House Bill No. 1426
House Bill No. 1433
House Bill No. 1440
House Bill No. 1461
House Bill No. 1462
House Bill No. 1479
House Bill No. 1480
House Bill No. 1514
House Bill No. 1535
House Bill No. 1592

House Concurrent Resolution No. 3098

House Concurrent Resolution No. 3099

House Concurrent Resolution No. 3103

House Concurrent Resolution No. 3104

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1567

And the committees having been unable to agree, the Speaker appointed as a new conference committee:

House Bill No. 1567:

Rep. Langley

Rep. Lokken

Rep. Kloubec

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has

adopted the conference committee report on Senate Bill No. 2239.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bill No. 2006:

Rep. Kuchera

Rep. Christensen

Rep. Opedahl

ROY GILBREATH, Chief Clerk

MOTION

Rep. Strinden moved that the rules be suspended, and that the Committees on Appropriation and on Industry, Business and Labor to meet on House Bill No. 1601 and Senate Bill No. 2553 respectively, which motion prevailed.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned-until 9:00 a.m., Tuesday, March 29, 1977, which motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee on House Bill No. 1567:

Senator Tennesfos

Senator Reiten

Senator Krauter

LEO LEIDHOLM, Secretary
ROY GILBREATH, Chief Clerk

FIFTY-NINTH DAY

Bismarck, March 29, 1977

The House convened at 9:00 a.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Ron Norman, Pastor, Baptist Church of Bismarck.

The roll was called, and all members were present except Reps. Black, Eagles, Haugland, Lardy, Lokken, Nicholas, Opedahl, Richter, Timm, Tweten and Wagner.

A quorum was declared by the Speaker.

ANNOUNCEMENT

Speaker Solberg announced that Rep. Opedahl has been called away because of the death of his mother.

To serve in Rep. Opedahl's stead on the conference committee on Senate Bill No. 2010, Speaker Solberg appointed Rep. Mushik. On the Conference Committee on Senate Bill No. 2006, he appointed Rep. Johnson to replace Rep. Opedahl.

SIXTH ORDER OF BUSINESS

Rep. A. Hausauer moved that the amendments to House Bill No. 1028 as recommended by the Conference Committee on House Bill No. 1028 as printed on pages 1627 and 1628 of the House Journal be adopted, which motion prevailed.

Rep. Maixner moved that the amendments to House Bill No. 1037 as recommended by the Conference Committee on House Bill No. 1037 as printed on page 1629 of the House Journal be adopted, which motion prevailed.

Rep. Maixner moved that the amendments to House Bill No. 1178 as recommended by the Conference Committee on House Bill No. 1178 as printed on pages 1629 and 1630 of the House Journal be adopted, which motion prevailed.

Rep. Gunderson moved that the amendments to House Concurrent Resolution No. 3037 as recommended by the Committee on Legislative Council Resolutions as printed on page 1637 of the House Journal be adopted, which motion prevailed.

Rep. Gunderson moved that the amendments to House Concurrent Resolution No. 3052 as recommended by the Committee on Legislative Council Resolutions as printed on page 1637 of the House Journal be adopted, which motion prevailed.

Rep. Gunderson moved that the amendments to House Concurrent Resolution No. 3107 as recommended by the Committee on Legislative Council Resolutions as printed on pages 1637 and 1638 of the House Journal be adopted, which motion prevailed.

Rep. A. Hausauer moved that the amendments to Senate Bill No. 2141 as recommended by the Conference Committee on Senate Bill No. 2141 as

printed on page 1631 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to Senate Bill No. 2177 as recommended by the Conference Committee on Senate Bill No. 2177 as printed on page 1631 of the House Journal be adopted, which motion prevailed.

Rep. Conmy moved that the amendments to Senate Bill No. 2233 as recommended by the Conference Committee on Senate Bill No. 2233 as printed on page 1633 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer moved that the amendments to Senate Bill No. 2417 as recommended by the Conference Committee on Senate Bill No. 2417 as printed on page 1634 of the House Journal be adopted, which motion prevailed.

Rep. Scofield moved that the amendments to Senate Bill No. 2487 as recommended by the Conference Committee on Senate Bill No. 2487 as printed on pages 1634, 1635 and 1636 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that the rules be suspended, and those bills considered on the Sixth Order be placed on the calendar for second reading and final passage at this time, which motion prevailed.

Rep. Wagner requested that the record show that Reps. Wagner, Tweten and Lardy were attending a Conference Committee Meeting at the time roll was taken this morning, which request was granted.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2042

Senate Bill No. 2147

Senate Bill No. 2149

Senate Bill No. 2153

Senate Bill No. 2162

Senate Bill No. 2179

Senate Bill No. 2190

Senate Bill No. 2276

Senate Bill No. 2285

Senate Bill No. 2295

Senate Bill No. 2328

Senate Bill No. 2349

Senate Bill No. 2356

Senate Bill No. 2421

Senate Bill No. 2478

Senate Bill No. 2482

Senate Bill No. 2501

Senate Bill No. 2518

Senate Bill No. 2532

Senate Concurrent Resolution No. 4044

Which the Speaker has signed.

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

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. 4086

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 1041.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1028. A Bill for an Act to amend and reenact sections 11-10.1-01, 11-10.1-05 and 11-10.1-07 of the North Dakota Century Code, relating to the qualifications of county directors of tax 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, 53; nays, 44; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•
BACKES		•	KELLY		•	MUND		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•
BENEDICT		•	KLOUBEC		•	MUSHK		•
• BERG		•	KNUDSON		•	NICHOLAS		•
• BERGER		•	KRETSCHMAR		•	NORDBY		•
• BLACK		•	KUCHERA		•	OLSON		•
• CHRISTENSEN		•	LANG		•	OPEDAH		•
• CONAMY		•	LANGLEY		•	O'SHEA		•
• CRABTREE		•	LARDY		•	PETERSON		•
• DOTZENROD		•	LARSON, B #12		•	POWERS		•
• DUBORD		•	LARSON, G #29		•	RAU		•
• EAGLES		•	LAUGHLIN		•	• REED		•
• ERICKSON		•	LEE		•	• RICHARD		•
• FLEMING		•	LIPSIEA		•	• RICHIE		•
• GACKLE		•	LOKKEN		•	• RICHTER		•
• GENGLER		•	LUNDENE		•	RIEHL		•
• GERL		•	MAIXNER		•	ROCHELEAU		•
• GRONNEBERG		•	MARDEN		•	RUED		•
• GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•
• GUNSCH		•	MARTIN, G #43		•	RYLANCE		•
• HAUGLAND		•	MARTINSON		•	SCHINDLER		•
• HAUSAUER, A #49		•	MATCHIE		•	SCHUETT		•
• HAUSAUER, L #25		•	McCAFFREY		•	SCOFIELD		•
• HERMAN		•	McGAUVRAN		•	SOLBERG		•
• HERSLIP		•	MEIERS		•	• STENEHJEM		•
• HICKLE		•	MERTENS		•	• STRINDEN		•
• HILL		•	METZ		•	• SWONTEK		•
• HORGAN		•	METZGER		•	• THORSGARD		•
• JACOBSON		•	MEYER		•	TIMM		•
						MR SPEAKER		•

So the bill passed and the title was agreed to.

House Bill No. 1037. A Bill for an Act to create and enact a new section to chapter 38-14 of the North Dakota Century Code, relating to notice of noncompliance and surface mining permit suspension and revocation; to amend and reenact section 38-14-01, subsection 9 of section 38-14-02, subsections 1 and 3 of section 38-14-04, subsection 5 of section 38-14-05, and section 38-14-07 of the North Dakota Century Code, relating to the declaration of policy on reclamation of affected lands, definition of refuse, application requirements for surface mining permits, amended applications, placement of material outside the permit area, and operator bonds; and to repeal subsections 10, 11, and 15 of section 38-14-02 of the North Dakota Century Code, relating to the definition of ridge, peak, and rolling topography.

Which has 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, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERI			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, I. #25			● McCAFREY			● SCOFIELD					
● HERMAN			● McGAUVREAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

House Bill No. 1178. A Bill for an Act to create and enact subsection 8 of section 38-14-03.1, and subsection 16 of section 38-14-05, relating to powers of the public service commission, and duties of the operator; to amend and reenact subsections 3 and 8 of section 38-14-02, subsection 2 of section 38-14-04, subsections 1, 2, 3, and 14 of section 38-14-05, subsection 6 of section 38-14-05.1, and section 38-14-12, relating to definitions, data required to be filed in the application for a mining permit, topography of reclaimed land, suitable plant growth material requirement, drainage on reclaimed land, limitations, and civil penalties.

Which has been read.

Rep. Maixner moved that the House dispense with the reading of the title to House Bill No. 1178, 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, 97; nays, 0; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					

• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHEJM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Gunderson moved that the rules be suspended, and that House Concurrent Resolutions Nos. 3037, 3052 and 3107 be placed at the foot of the consent calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2141. A Bill for an Act to amend and reenact subsection 6 of section 57-37.1-01 and subsection 1 of section 57-37.1-08 of the North Dakota Century Code, relating to the decedent specifying the location of intangible personal property for estate tax distribution 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, 88; nays, 8; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUNO		•	• TWETEN		•
• BEAUCLAIR			• KERMOIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENZ		
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD		•	• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RIEHL					
• GENGLER		•	• LUNDENE			• ROCHELEAU					
• GERL			• MAIXNER			• RUED					
• GRONNEBERG			• MARSDEN			• RUSSELL					
• GUNDERSON			• MARTIN, C. #38			• RYLANCE					
• GUNSCH			• MARTIN, G. #43			• SCHINDLER					
• HAUGLAND			• MARTINSON			• SCHUETT					
• HAUSAUER, A. #49			• MATCHIE			• SCOFIELD					
• HAUSAUER, L. #25			• McCAFFREY			• SOLBERG					
• HERMAN			• MCGAUVRAN			• STENEHEJM		•			
• HERSLIP			• MEIERS			• STRINDEN					
• HICKLE			• MERTENS			• SWIONTEK					
• HILL			• METZ			• THORSGARD					
• HORGAN		•	• METZGER			• TIMM					
• JACOBSON			• MEYER								

So the bill passed and the title was agreed to.

Senate Bill No. 2177. A Bill for an Act requiring full, adequate, and timely notice of the meetings of all public bodies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 51; absent and not voting, 6.

● HERMAN	● McGAUVIRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

Senate Bill No. 2417. A Bill for an Act to create and enact section 12.1-27.1-03.1 of the North Dakota Century Code, relating to the display of objectionable materials to minors and providing a penalty.

Which has been read.

Rep. Peterson moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 8; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUNO			● TWETEN		
● BEAUCLAIR			● KERMBT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● NICHOLAS			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		●
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAH			● WENTZ		
● CONMY			● LANGLEY		●	● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING		●	● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL		●	● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCHE			● MARTIN, G. #43			● RYLANCE		●			
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE		●	● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY		●	● SCOFIELD					
● HERMAN			● McGAUVIRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM			●		
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

- House Bill No. 1002
- House Bill No. 1026

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1002

On page 1 of the engrossed bill, line 20, delete the numerals "857,346" and insert in lieu thereof the numerals "849,955"

On page 2 of the engrossed bill, line 3, delete the numerals "1,241,762" and insert in lieu thereof the numerals "1,234,371"

On page 2 of the engrossed bill, line 6, delete the numerals "2,111,582" and insert in lieu thereof the numerals "2,104,272"

On page 2 of the engrossed bill, line 13, delete the numerals "6,140,473" and insert in lieu thereof the numerals "6,133,163"

On page 2 of the engrossed bill, line 16, delete the numerals "395,092"

and insert in lieu thereof the numerals "391,821"

On page 2 of the engrossed bill, line 20, delete the numerals "583,282" and insert in lieu thereof the numerals "580,011"

On page 2 of the engrossed bill, line 22, delete the numerals "245,951" and insert in lieu thereof the numerals "242,680"

On page 2 of the engrossed bill, line 25, delete the numerals "338,518" and insert in lieu thereof the numerals "288,521"

On page 2 of the engrossed bill, line 31, delete the numerals "2,159,082" and insert in lieu thereof the numerals "2,109,085"

On page 2 of the engrossed bill, line 32, delete the numerals "1,953,267" and insert in lieu thereof the numerals "1,916,275"

On page 2 of the engrossed bill, line 33, delete the numerals "205,815" and insert in lieu thereof the numerals "192,810"

On page 2 of the engrossed bill, line 34, delete the numerals "1,693,528" and insert in lieu thereof the numerals "1,669,861"

On page 2 of the engrossed bill, line 35, delete the numerals "8,431,071" and insert in lieu thereof the numerals "8,386,769"

On page 3 of the engrossed bill, line 1, delete the numerals "10,124,599" and insert in lieu thereof the numerals "10,056,630"

On page 3 of the engrossed bill, after line 16, insert the following section:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislature that the department of accounts and purchases review alternate methods of acquiring data processing equipment. In the event such alternate methods prove cost effective to the state of North Dakota, the department of accounts and purchases is hereby authorized to borrow moneys which are hereby appropriated from the Bank of North Dakota not to exceed three million dollars. It is further intended that before the department of accounts and purchases enter into any such agreements with the Bank of North Dakota, the legislative council committee on the budget must give prior approval for any loan or alternate method of acquiring data processing equipment."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

The purpose of the amendment is to reduce the salaries and wages line item for the Department of Accounts and Purchases by \$7,391, Central Data Processing by \$7,310, State Planning Agency by \$2,260, and Central Personnel Division by \$3,271 to reflect a five percent per year increase and the necessary amount for fringe benefits. Also, this amendment deletes \$47,437 from the State Planning Division salary and wage line item for the position of economic development planner. Also, the Planning Division estimated income line item was adjusted to reflect these reductions.

The amendments to engrossed House Bill No. 1002 as printed on page 1175 of the Senate Journal, lines 13, 14, 26, 28, 30, 32, 34, 36, and after line 47 are hereby amended as follows:

In the amendments to engrossed House Bill No. 1002 as printed on page 1175 of the Senate Journal, delete lines 13 and 14 and insert in lieu thereof the following lines:

On page 2 of the engrossed bill, line 10, delete the word "contingency"

On page 2 of the engrossed bill, delete lines 12 and 13 and insert in lieu thereof the following lines:

"Total all funds	\$6,133,163
Less estimated income	<u>5,075,658</u>
Total general fund transfer and appropriation	\$1,057,505"

In the amendments to engrossed House Bill No. 1002 as printed on page 1175 of the Senate Journal, line 26, delete the numerals "1,916,275" and insert in lieu thereof the numerals "1,926,393"

In the amendments to engrossed House Bill No. 1002 as printed on page 1175 of the Senate Journal, line 28, delete the numerals "192,810" and insert in lieu thereof the numerals "182,692"

In the amendments to engrossed House Bill No. 1002 as printed on page 1175 of the Senate Journal, line 30, delete the numerals "1,669,861" and insert in lieu thereof the numerals "3,817,591"

In the amendments to engrossed House Bill No. 1002 as printed on page 1175 of the Senate Journal, line 32, delete the numerals "8,386,769" and insert in lieu thereof the numerals "7,339,382"

In the amendments to engrossed House Bill No. 1002 as printed on page 1175 of the Senate Journal, line 34, delete the numerals "10,056,630" and insert in lieu thereof the numerals "11,156,973"

In the amendments to engrossed House Bill No. 1002 as printed on page 1175 of the Senate Journal, line 36, delete the letters "tion" and insert in lieu thereof the letters "tions"

In the amendments to engrossed House Bill No. 1002 as printed on page 1175 of the Senate Journal, after line 47, insert the following sections:

"SECTION 5. CENTRAL DATA PROCESSING.) Expenditures pursuant to the appropriation, contained in subdivision 2 of this Act, to central data processing in the line items: "REAP — \$1,057,505"; and "Total general fund transfer and appropriation — \$1,057,505", shall be made only for such data processing services as may be requested by the legislative council for REAP. Central data processing shall incur costs relating to REAP in amounts greater than such line items only to the extent that REAP pays for such services. A special limited application computer system shall be acquired by central data processing at the request of the legislative council for the use of REAP. The mainframe of such computer system shall be leased or purchased at the option of central data processing. That computer system shall be retained by central data processing only until such time as central data processing has other equivalent computer and software applications and other equivalent data processing services which will meet REAP's operational needs without incurring greater total operating costs than REAP would incur by continuing to use the special limited application computer.

And renumber the lines and pages accordingly.

Statement of the Purpose of the Amendment:

It is the legislative intent that the State Planning Division's internal staffing patterns will utilize federal funds to the fullest extent possible, and that in-kind matching will be utilized by the State Planning Agency. It is also the intent of the legislative assembly that the land use planner position be continued in the Division.

Central Data Processing

The purpose of the amendment is to provide \$1,057,505 in data processing services to REAP from the general fund during the 1977-79 biennium.

Central Personnel Division

This amendment also appropriates \$1,100,343 to increase average salaries to the midpoint of the Central Personnel Division salary ranges for primary care employees at the State Hospital, Grafton State School, and San Haven State Hospital.

(SEE PAGES 1175-1176 AND PAGES 1365-1367 OF THE SENATE JOURNAL)

On page 2 of the engrossed bill as amended by the Senate, after the words "Grand total general fund appropriation" delete the numerals "3,817,591" and insert in lieu thereof the numerals "2,217,248"

On page 3 of the engrossed bill as amended by the Senate, after the words "Grand total all funds H.B. 1002" delete the numerals "11,156,973" and insert in lieu thereof the numerals "10,056,630"

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

To reflect the correct totals on House Bill No. 1002.

AMENDMENTS TO HOUSE BILL No. 1026

On page 2 of the engrossed bill, line 15, after the word "course" delete the words "necessary for graduation" and insert in lieu thereof "accepted to satisfy the graduation requirements of the particular school district"

On page 2, line 30, after the word "authorized" delete the comma and the word "voluntary"

On page 3, after line 3, insert the following new subsection:

"6. Fees for behind-the-wheel driver's education training."

On page 3, line 4, delete the numeral "6" and insert in lieu thereof the numeral "7"

On page 3, line 11, after the hyphen, delete the word "SUPERINTENDENT"

On page 3, line 12, delete the entire line

On page 3, line 16, after the word "payments" delete the following: "for those students so charged" and insert in lieu thereof the words "in an amount equal to the twenty percent the district is required to reduce such fees"

On page 3, line 16, after the period delete the word "ALL"

On page 3, delete lines 17 and 18

On page 4, line 3, after the word "student" insert the words "in average daily membership"

On page 5, after line 14, insert the following new subsections:

"b. The payment shall be further reduced to those school districts receiving aid from the oil and gas production tax by fifty cents for each dollar of such tax received as determined by certification of the county treasurer, of the tax received for the prior year.

"c. The payment shall be further reduced to those school districts receiving aid from the coal production tax and the coal severance tax by fifty cents for each dollar of such tax received as determined by certification of the county treasurer, of the tax received for the prior year. In no case shall grants from the coal impact fund be included."

On page 6, line 9, after the word "membership" insert the following: "for one hundred eighty half days or ninety full days during the calendar year"

On page 6, line 12, after the period insert the following: "For elementary schools providing such kindergartens for ninety half days or forty-five full days during the calendar year, there shall be paid that amount of

money resulting from multiplying the factor .25 times the educational support per pupil as provided in section 15-40.1-06 under the same conditions as otherwise provided by this subsection."

On page 6, line 26, following the word "each" insert the words "public school"

On page 7, after line 10, insert the following new section: "SECTION 11. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that all school district employees, including administrators, classroom teachers, and custodial staff, receive salaries commensurate with the level of other public employees in North Dakota who have made a comparable education investment and have an equivalent responsibility."

And renumber the lines, sections, and pages accordingly.

On page 2 of the amendment, delete sections b and c

Amendment A:

Delete the amendments recommended by the Senate Education Committee and adopted by the Senate on March 15, 1977

Amendment B:

On page 1 of the engrossed bill, line 1, after the word "Act" delete the remainder of the line

On page 1 of the engrossed bill, delete lines 2 through 9

On page 1 of the engrossed bill, line 10, delete the words "school districts for such purposes;"

On page 1 of the engrossed bill, line 18, after the semicolon delete the remainder of the line

On page 1 of the engrossed bill, delete lines 19 through 22

On page 1 of the engrossed bill, line 23, delete the words "of parents or guardians of pupils to furnish textbooks;"

On page 2 of the engrossed bill, delete lines 4 through 35

On page 3 of the engrossed bill, delete lines 1 through 35

On page 4 of the engrossed bill, delete lines 1 through 8

On page 7 of the engrossed bill, delete lines 28 through 35

Amendment C:

On page 1 of the engrossed bill, line 10, delete the word "two" and insert in lieu thereof the word "a"

On page 1 of the engrossed bill, line 11, delete the word "subsections" and insert in lieu thereof the word "subsection"

On page 1 of the engrossed bill, line 14, delete the following: ", and to foundation aid payments"

On page 1 of the engrossed bill, line 15, delete the words "for kindergarten"

On page 6 of the engrossed bill, delete lines 3 through 12

On page 8 of the engrossed bill, delete lines 1 through 8

Amendment D:

On page 4 of the engrossed bill, line 30, delete the word "seventy-five" and insert in lieu thereof the word "sixty-five"

On page 4 of the engrossed bill, line 33, delete the word "fifty" and insert in lieu thereof the word "forty"

On page 7 of the engrossed bill, delete lines 12 through 20

Amendment E:

On page 6 of the engrossed bill, line 20, delete the word "seventeen" and insert in lieu thereof the word "fifteen"

On page 6 of the engrossed bill, line 22, delete the word "thirty-four"

and insert in lieu thereof the word "thirty-one"

On page 7 of the engrossed bill, delete lines 21 through 27

Amendment F:

On page 1 of the engrossed bill, line 13, delete the word "but"

On page 1 of the engrossed bill, line 14, delete the words "not less than three years of age"

On page 1 of the engrossed bill, line 24, delete the words "provide an appropriation"

On page 6 of the engrossed bill, line 26, after the word "each" insert the words "public school"

And renumber the lines, subsections, sections, and pages accordingly.

In addition to the amendments proposed by the Senate Appropriations Committee, or so much thereof as may be adopted, engrossed House Bill No. 1026 is further amended as follows:

On page 1 of the engrossed bill, line 13, delete the words "under the compulsory age for school attendance" and insert in lieu thereof the words "between certain ages"

On page 5 of the engrossed bill, line 29, after the word "attendance" insert the following: ", but not less than three years of age,"

And renumber the lines accordingly.

3. ADDITIONAL PER-PUPIL PAYMENTS

Engrossed House Bill No. 1026 as amended by the Senate (see pages 1322 and 1323, S.J.) is further amended as follows:

In the section of the engrossed bill amending section 15-40.1-06 of the North Dakota Century Code, in subsection 2 thereof, after the word and triple parentheses "(((forty)))" delete the word "sixty-five", and insert in lieu thereof the word "seventy-five"

In the section of the engrossed bill amending section 15-40.1-06 of the North Dakota Century Code, in subsection 2 thereof, after the word and triple parentheses "(((ninety)))" delete the word "forty", and insert in lieu thereof the word "fifty"

And renumber the lines accordingly

4. ADDITIONAL TRANSPORTATION AID

Engrossed House Bill No. 1026 as amended by the Senate (see pages 1322 and 1323, S.J.) is further amended as follows:

In the section of the engrossed bill amending section 15-40.1-16 of the North Dakota Century Code, after the word and triple parentheses "(((twelve)))" delete the word "fifteen" and insert in lieu thereof the word "seventeen"

In the section of the engrossed bill amending section 15-40.1-16 of the North Dakota Century Code, after the word and triple parentheses "(((twenty-six)))" delete the word "thirty-one" and insert in lieu thereof the word "thirty-four"

And renumber the lines accordingly.

MOTION

Rep. Nordby moved that the House reconsider its action whereby the House failed to override the Governor's veto on House Bill No. 1537, which motion prevailed on a verification vote.

RECONSIDERATION OF A VETOED MEASURE

SECOND READING OF A HOUSE BILL

House Bill No. 1537. A Bill for an Act to provide a new subsection to section 15-38.1-14 of the North Dakota Century Code, pertaining to

executive sessions under the Teachers' Representation and Negotiation Act; to provide an expiration date; and declaring an emergency.

Which has been read. ROLL CALL

The question being on the final passage of the bill, as enrolled, over the Governor's veto the roll was called and there were ayes, 68; nays, 29; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON		•	• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN	•	
• BEAUCLAIR			• KERMOTT		•	• MURPHY			• UNHJEM		
• BEHEICT			• KLOUBEC		•	• MURPHY		•	• VANDER VORST		
• BERG	•		• KNUDSON		•	• MUSHY			• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NICHOLAS			• WALSH		
• BLACK	•		• KUCHERA		•	• NORDBY			• WEBER		
• CHRISTENSEN			• LANG		•	• OLSON			• WENTZ		
• CONMY			• LANGLEY		•	• OPEDAH	•		• WINGE		•
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12		•	• POWERS					
• DUBORD			• LARSON, G #29		•	• PAU					
• EAGLES	•		• LAUGHLIN		•	• REED			• MR. SPEAKER		•
• ERICKSON			• LFE		•	• RICHARD		•			
• FLEMING	•		• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GER	•		• MAIXNER		•	• ROCHEFAU		•			
• GRONNERBERG			• MANDON		•	• RUED					
• GUNDERSON			• MARTIN, C #38		•	• RUSSELL					
• GUNSCH			• MARTIN, G #43		•	• RYLANCE					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE		•	• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY		•	• SCOFILO					
• HERMAN			• MCGAUVRAN		•	• SOLBERG					
• HERSLIP			• MEIERS		•	• STENHJEM		•			
• HICKLE			• MERTENS		•	• STRINDEN					
• HILL			• METZ		•	• SWINTEK		•			
• HORGAN			• METZGER		•	• THORSgard					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to and the emergency clause carried over the Governor's veto.

MOTION

Rep. Eagles moved that the House reconsider its action whereby House Bill No. 1313 was lost, which motion prevailed on a verification vote.

Rep. Strinden moved that the House stand recessed until 1:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1010:

- Rep. Unhjem
- Rep. Marsden
- Rep. Lardy

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2062:

- Rep. Rylance
- Rep. Berg
- Rep. Kloubec

MOTIONS

Rep. A. Hausauer moved that the House not concur on Senate amendments to House Bill No. 1262, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

House Memorial Resolution No. E. A memorial resolution extending sympathy and condolence to Representative Olaf Opedahl upon the death of his mother.

Which was read the first time.

Rep. Strinden moved that the rules be suspended, that House Memorial Resolution No. E not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE MEMORIAL RESOLUTION No. E

Introduced by Committee on Delayed Bills (At the request of Reps. Backes, Strinden)

A memorial resolution extending sympathy and condolence to Representative Olaf Opedahl upon the death of his mother.

WHEREAS, God in His infinite wisdom has seen fit to summon from our midst Mrs. Laura Opedahl, the mother of our colleague, Representative Olaf Opedahl; and

WHEREAS, Representative Olaf Opedahl is held in the highest esteem by all members of the Legislative Assembly, who share with him his great sorrow;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That we express our deepest sorrow and extend to Representative Olaf Opedahl and all members of his family our sincere sympathy and condolence in this their time of sorrow; and

BE IT FURTHER RESOLVED, that this resolution be entered in the journal and the Secretary of State is hereby directed to present an enrolled copy to Representative Olaf Opedahl and members of his family.

SECOND READING OF HOUSE MEMORIAL RESOLUTION

House Memorial Resolution No. E. A memorial resolution extending sympathy and condolence to Representative Olaf Opedahl upon the death of his mother.

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.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following Conference Committees:

On House Bill No. 1002

Rep. Marsden

Rep. Unhjem

Rep. Lardy

On House Bill No. 1026

Rep. Wagner

Rep. Knudson

Rep. Jacobson

On House Bill No. 1408

Rep. G. Larson

Rep. Black

Rep. Berger

On House Bill No. 1262

Rep. Gackle

Rep. A. Hausauser

Rep. Backes

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. 2307

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1063

House Bill No. 1124

House Bill No. 1135

House Bill No. 1165

House Bill No. 1191

House Bill No. 1205

House Bill No. 1209

House Bill No. 1211

House Bill No. 1231

House Bill No. 1255

House Bill No. 1295

House Bill No. 1296

House Bill No. 1298

House Bill No. 1324

House Bill No. 1331

House Bill No. 1337

House Bill No. 1355

House Bill No. 1368

House Bill No. 1410

House Bill No. 1411

House Bill No. 1426

House Bill No. 1433

House Bill No. 1440

House Bill No. 1461

House Bill No. 1462

House Bill No. 1479

House Bill No. 1480

House Bill No. 1514

House Bill No. 1535

House Bill No. 1592

House Concurrent Resolution No. 3098

House Concurrent Resolution No. 3099

House Concurrent Resolution No. 3103

House Concurrent Resolution No. 3104

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1001

House Bill No. 1003

House Bill No. 1004

House Bill No. 1006

House Bill No. 1007

LEO LEIDHOLM, Secretary

AMENDMENTS TO ENGROSSED HOUSE BILL No. 1001

INCLUDING THE SENATE AMENDMENTS
ADOPTED ON MARCH 25, 1977

In addition to the amendments to House Bill No. 1001 as adopted by the Senate on March 25, 1977, engrossed House Bill No. 1001 is hereby amended as follows:

On page 3 of the engrossed bill, line 5, delete the numerals "1,561,165" and insert in lieu thereof the numerals "1,399,210"

On page 3 of the engrossed bill, line 6, delete the numerals "251,994" and insert in lieu thereof the numerals "227,595"

On page 3 of the engrossed bill, line 7, delete the numerals "21,646" and insert in lieu thereof the numerals "8,000"

On page 3 of the engrossed bill, line 10, delete the numerals "1,862,911" and insert in lieu thereof the numerals "1,662,911"

On page 5 of the engrossed bill, line 27, subdivision 17, as amended by the Senate, after the words "Salaries and wages" delete the numerals "645,226" and insert in lieu thereof the numerals "702,811"

On page 5 of the engrossed bill, line 28, subdivision 17, as amended by the Senate, after the words "Fees and services" delete the numerals "200,559" and insert in lieu thereof the numerals "229,819"

On page 5 of the engrossed bill, line 29, subdivision 17, as amended by the Senate, after the words "Supplies and materials" delete the numerals "41,960" and insert in lieu thereof the numerals "44,960"

On page 5 of the engrossed bill, line 30, subdivision 17, as amended by the Senate, after the word "Equipment" delete the numerals "11,414" and insert in lieu thereof the numerals "13,714"

On page 5 of the engrossed bill, line 31, subdivision 17, as amended by the Senate, after the words "Total all funds" delete the numerals "899,159" and insert in lieu thereof the numerals "991,304"

On page 5 of the engrossed bill, line 32, subdivision 17, as amended by the Senate, after the words "Less federal funds" delete the numerals "15,400" and insert in lieu thereof the numerals "68,847"

On page 5 of the engrossed bill, line 33, subdivision 17, as amended by the Senate, after the words "Total general fund transfer and appropriation" delete the numerals "883,759" and insert in lieu thereof the numerals "922,457"

On page 7 of the engrossed bill, line 4, section 3, as amended by the Senate, after the words "Grand total general fund appropriation" delete the numerals "16,783,923" and insert in lieu thereof the numerals "16,622,621"

On page 7 of the engrossed bill, line 5, section 3, as amended by the Senate, after the words "Grand total special funds appropriated" delete the numerals "3,607,036" and insert in lieu thereof the numerals "3,660,483"

On page 7 of the engrossed bill, line 6, section 3, as amended by the Senate, after the words "Grand total all funds H.B. 1001" delete the numerals "20,390,959" and insert in lieu thereof the numerals "20,283,104"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

State Auditor

This amendment reduces the State Auditor's budget by \$200,000; \$161,955 in salaries and wages, \$24,399 in fees and services, and \$13,646 in

data processing. The budget, when so reduced, provides for 14 new auditors, seven during the first year, and seven during the second year of the biennium.

Agriculture Commissioner

This amendment restores the following funds for the pesticide program:

Salaries and wages:	
Program developer	\$32,400
3 part-time inspectors	4,554
3 regional inspectors	13,800
Secretary ½ time	6,831
Total salaries and wages	<u>\$57,585</u>
Fees and services	\$29,260
Supplies and materials	3,000
Equipment	2,300
Total for Pesticide Program	<u>\$92,145</u>
Estimated Income	53,447
Total General Fund	<u>\$38,698</u>

This amount is \$6,831 less than the executive budget since the above funds allow for a half-time secretary rather than a full-time secretary.

On page 2 of the engrossed bill, delete lines 1 through 6

On page 2 of the engrossed bill, line 7, delete the numeral "3" and insert in lieu thereof the numeral "2"

On page 2 of the engrossed bill, line 10, delete the numerals "17,500" and insert in lieu thereof the numerals "7,500"

On page 2 of the engrossed bill, line 13, delete the numerals "50,385" and insert in lieu thereof the numerals "40,385"

On page 2 of the engrossed bill, line 14, delete the numeral "4" and insert in lieu thereof the numeral "3"

On page 2 of the engrossed bill, line 16, delete the numerals "393,573" and insert in lieu thereof the numerals "400,000"

On page 2 of the engrossed bill, line 18, delete the numerals "16,000" and insert in lieu thereof the numerals "20,000"

On page 2 of the engrossed bill, line 22, delete the numerals "468,973" and insert in lieu thereof the numerals "479,400"

On page 2 of the engrossed bill, line 23, delete the numeral "5" and insert in lieu thereof the numeral "4"

On page 2 of the engrossed bill, line 28, delete the numeral "6" and insert in lieu thereof the numeral "5"

On page 3 of the engrossed bill, after line 2, insert the following new subdivision:

"Subdivision 6.

ELECTION SUPERVISOR

Salaries and wages	\$ 70,000
Fees and services	37,500
Supplies and materials	50,000
Equipment	5,000
Total general fund appropriation	<u>\$162,500"</u>

On page 3 of the engrossed bill, line 13, delete the numerals "279,841" and insert in lieu thereof the numerals "282,535"

On page 3 of the engrossed bill, line 19, delete the numerals "345,565" and insert in lieu thereof the numerals "348,259"

On page 3 of the engrossed bill, line 30, delete the numerals "3,387,132" and insert in lieu thereof the numerals "3,327,134"

On page 3 of the engrossed bill, line 31, delete the numerals "590,420" and insert in lieu thereof the numerals "578,971"

On page 3 of the engrossed bill, delete line 32

On page 4 of the engrossed bill, line 1, delete the numerals "48,900" and insert in lieu thereof the numerals "33,450"

On page 4 of the engrossed bill, line 4, delete the numerals "5,014,225" and insert in lieu thereof the numerals "4,877,728"

On page 4 of the engrossed bill, line 7, delete the numerals "2,967,456" and insert in lieu thereof the numerals "2,943,475"

On page 4 of the engrossed bill, line 13, delete the numerals "4,522,964" and insert in lieu thereof the numerals "4,498,983"

On page 4 of the engrossed bill, line 14, delete the numerals "3,167,522" and insert in lieu thereof the numerals "3,151,536"

On page 4 of the engrossed bill, line 15, delete the numerals "1,355,442" and insert in lieu thereof the numerals "1,347,447"

On page 4 of the engrossed bill, line 28, delete the numerals "548,498" and insert in lieu thereof the numerals "506,187"

On page 4 of the engrossed bill, line 33, delete the numerals "642,516" and insert in lieu thereof the numerals "600,205"

On page 5 of the engrossed bill, line 12, delete the numerals "1,835,157" and insert in lieu thereof the numerals "1,755,310"

On page 5 of the engrossed bill, line 19, delete the numerals "2,896,468" and insert in lieu thereof the numerals "2,816,621"

On page 5 of the engrossed bill, line 27, delete the numerals "745,350" and insert in lieu thereof the numerals "645,226"

On page 5 of the engrossed bill, line 28, delete the numerals "249,619" and insert in lieu thereof the numerals "200,559"

On page 5 of the engrossed bill, line 29, delete the numerals "45,960" and insert in lieu thereof the numerals "41,960"

On page 5 of the engrossed bill, line 30, delete the numerals "14,214" and insert in lieu thereof the numerals "11,414"

On page 5 of the engrossed bill, line 31, delete the numerals "1,055,143" and insert in lieu thereof the numerals "899,159"

On page 5 of the engrossed bill, line 32, delete the numerals "68,847" and insert in lieu thereof the numerals "15,400"

On page 5 of the engrossed bill, line 33, delete the numerals "986,296" and insert in lieu thereof the numerals "883,759"

On page 7 of the engrossed bill, line 4, delete the numerals "17,060,714" and insert in lieu thereof the numerals "16,783,923"

On page 7 of the engrossed bill, line 5, delete the numerals "3,676,469" and insert in lieu thereof the numerals "3,607,036"

On page 7 of the engrossed bill, line 6, delete the numerals "20,737,183" and insert in lieu thereof the numerals "20,390,959"

On page 7 of the engrossed bill, after line 22, insert the following sections:

"SECTION 6.) It is the intent of the legislative assembly that there continue to be an office of energy management within the governor's office and that the governor, at his discretion, may allocate a portion of the funds appropriated in subdivision 1 of section 1 of this Act, to continue such an office. Any moneys received by the governor's office from federal sources for the purpose of continuation of the office of energy management are hereby appropriated for the operation of such office during the biennium beginning July 1, 1977, and ending June 30, 1979.

SECTION 7. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that if the governor desires more involvement by the lieutenant governor in the operations of state government during the 1977-79 biennium, the lieutenant governor shall request additional funds from the emergency commission to defray the costs associated with such increased activity.

SECTION 8. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the state auditor, pursuant to the requirements of sections 54-10-13 and 54-10-14, shall charge an amount for the audit which will result in the state recovering a portion of all costs incurred, including supervisory, secretarial, clerical, and other office maintenance costs."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

Office of Energy Management

The purpose of this amendment is to delete the separate general fund appropriation for the Office of Energy Management and add a section to the bill which provides that a portion of the funds appropriated to the Governor's office may be allocated to continue an Office of Energy Management. This section appropriates any federal funds received for continuation of an Office of Energy Management during the 1977-79 biennium.

Lieutenant Governor

The purpose of this amendment is to reduce the fees and services line item by \$10,000 to delete funding budgeted for greater involvement by the Lieutenant Governor in executive branch activities. A section of legislative intent indicates that the Lieutenant Governor seek additional funding from the Emergency Commission in the event the Governor assigns him additional activities.

Secretary of State

The purpose of this amendment is to add \$6,427 to salaries and wages, \$4,000 to supplies and materials to the Secretary of State's appropriation for increased costs anticipated by the Secretary of State. It also provides \$162,500 to the Secretary of State's office in a new subdivision entitled "Election Supervisor" to administer the new election laws in accordance with House Bill No. 1049.

State Treasurer

The purpose of this amendment is to adjust the salaries and wages line item to delete \$12,420 in funding for a new clerk II position, and to add \$15,114 to permit reclassification of certain personnel.

State Tax Commissioner

The purpose of this amendment is to reduce the salaries and wages line item by \$26,858 to reflect the amounts necessary for five percent annual salary increases and adequate fringe benefits at the level authorized by the Forty-fifth Legislative Assembly. The salaries and wages line item is also reduced by \$33,140 to delete funding for an additional tax auditor and a part-time research analyst. The fees and services line item is reduced by \$61,049 to reflect only the amounts necessary to meet additional costs because of five percent annual inflation increases. The line item for the multi-state Tax Commission is reduced by \$15,450.

Department of Public Instruction

The purpose of this amendment is to reduce the salaries and wages line item by \$23,981 to reflect the amounts necessary for five percent annual

salary increases and adequate fringe benefits at levels authorized by the Forty-fifth Legislative Assembly.

Commissioner of Insurance

The purpose of the amendment deleting \$42,311 from salaries and wages is to combine the positions of deputy commissioner and staff attorney.

Public Service Commission

The purpose of this amendment is to delete the following new positions added by the House:

Siting specialist	\$31,452
Assistant director — siting	48,395

Commissioner of Agriculture

The purpose of this amendment is to delete the following funds:

Pesticide Program:

Salaries and wages:	
Program developer	\$32,400
3 part-time inspectors	4,554
3 regional inspectors	13,800
Secretary	13,662
Total salaries and wages	\$64,416
Fees and services	\$29,260
Supplies and materials	3,000
Equipment	2,300
Total for Pesticide Program	\$98,976
Estimated Income	53,447
Total General Fund	<u>\$45,529</u>

Market Bureau:

Salaries and wages (market bureau coordinator)	\$35,708
Fees and services	19,800
Supplies and materials	1,000
Equipment	500
Total General Fund for Market Bureau	<u>\$57,008</u>

AMENDMENTS TO THE AMENDMENTS TO ENGROSSED
HOUSE BILL No. 1003 AS PRINTED ON
PAGES 1127 AND 1128 OF THE
JOURNAL OF THE SENATE

The amendments to engrossed House Bill No. 1003 as printed on page 1128 of the Senate Journal, after line 1, lines 6 and 8, after line 8, and lines 10 and 12 are hereby amended as follows:

In the amendments to engrossed House Bill No. 1003 as printed on page 1128 of the Senate Journal, after line 1 on page 1128 of the Senate Journal insert the following line:

“On page 1 of the engrossed bill, line 19, delete the numerals “1,548,133” and insert in lieu thereof the numerals “1,558,681”

In the amendments to engrossed House Bill No. 1003 as printed on page 1128 of the Senate Journal, line 6, delete the numerals “2,022,633” and insert in lieu thereof the numerals “2,033,181”

In the amendments to engrossed House Bill No. 1003 as printed on page 1128 of the Senate Journal, line 8, delete the numerals “1,862,490” and insert in lieu thereof the numerals “1,873,038”

In the amendments to engrossed House Bill No. 1003 as printed on page

1128 of the Senate Journal, after line 8 on page 1128 of the Senate Journal insert the following lines:

"On page 2 of the engrossed bill, line 14, delete the numerals "56,402" and insert in lieu thereof the numerals "58,854"

On page 2 of the engrossed bill, line 18, delete the numerals "96,702" and insert in lieu thereof the numerals "99,154"

On page 2 of the engrossed bill, line 20, delete the numerals "46,507" and insert in lieu thereof the numerals "48,959"

In the amendments to engrossed House Bill No. 1003 as printed on page 1128 of the Senate Journal, line 10, delete the numerals "3,947,979" and insert in lieu thereof the numerals "3,960,979"

In the amendments to engrossed House Bill No. 1003 as printed on page 1128 of the Senate Journal, line 12, delete the numerals "4,258,317" and insert in lieu thereof the numerals "4,271,317"

Statement of Purpose of Amendment:

The purpose of this amendment is to add \$10,548 to the Supreme Court salary and wage line item and \$2,452 to the Judicial Qualifications Committee salary and wage line item for upgrading employee salaries.

AMENDMENTS TO HOUSE BILL No. 1004

On page 1, line 10, delete the numerals "24,900,000" and insert in lieu thereof the numerals "24,300,000"

On page 1, line 20, delete the numerals "2,500,000" and insert in lieu thereof the numerals "2,900,000"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 1006

On page 3 of the engrossed bill, delete lines 9 through 17

On page 3 of the engrossed bill, line 18, delete the numerals "14" and insert in lieu thereof the numerals "13"

On page 3 of the engrossed bill, line 24, delete the numerals "15" and insert in lieu thereof the numerals "14"

On page 3 of the engrossed bill, line 29, delete the numerals "16" and insert in lieu thereof the numerals "15"

On page 3 of the engrossed bill, line 34, delete the numerals "6,387,128" and insert in lieu thereof the numerals "1,852,391"

On page 4 of the engrossed bill, line 1, delete the numerals "6,740,318" and insert in lieu thereof the numerals "2,205,581"

On page 4 of the engrossed bill, line 32, delete the word "appropriation" and insert in lieu thereof the word "appropriations"

On page 4 of the engrossed bill, delete line 33, and insert in lieu thereof the following: "subdivisions 7 and 15 of section 1 of this Act are hereby declared to be emergency measures"

On page 4 of the engrossed bill, line 34, delete the words "emergency measure"

On page 4 of the engrossed bill, line 35, delete the word "their"

And renumber the lines and pages accordingly.

Statement of Purpose of Amendment:

The purpose of this amendment is to delete the appropriation to the North Dakota Educational Broadcasting Council for public television and radio.

This amendment attaches the emergency clause for the Miscellaneous Refunds appropriation and the Unemployment Insurance appropriation.

House Bill No. 1006 including Senate Appropriations Committee amendments adopted March 15, 1977 be amended as follows:

On page 3 of the engrossed bill, line 34, delete the numerals "1,852,391" and insert in lieu thereof the numerals "2,102,391"

On page 4 of the engrossed bill, line 1, delete the numerals "2,205,581" and insert in lieu thereof the numerals "2,455,581"

On page 4 of the engrossed bill, after line 35, insert the following:

"SECTION 5. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$250,000.00, or so much thereof as may be necessary, to the emergency commission for the purpose of providing funds for litigation costs related to the Garrison diversion project during the biennium beginning July 1, 1977, and ending June 30, 1979. The funds herein appropriated shall be transferred and spent by the attorney general only after the emergency commission has approved a request from his office for such funds for the purpose herein stated. That portion of section 54-16-01 which states "The aggregate total of transfers from the state contingency fund, within the limits of legislative appropriations, can exceed five hundred thousand dollars only to the extent that requests for transfers from the state contingency fund have been approved by the budget section of the legislative council." shall not apply to the appropriation contained in this section."

Statement of the Purpose of the Amendment:

This amendment provides \$250,000 for the purpose of providing funds for litigation costs related to the Garrison Diversion Project.

AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1007
INCLUDING THE SENATE AMENDMENTS
ADOPTED ON MARCH 28, 1977

In addition to the amendments to engrossed House Bill No. 1007 as adopted by the Senate on March 28, 1977, engrossed House Bill No. 1007 is hereby amended as follows:

On page 2 of the engrossed bill, line 7, delete the underscored numerals "2,427,040" and insert in lieu thereof the numerals "2,427,040"

On page 2 of the engrossed bill, after line 7, insert the following line:
"Contingency 303,612"

On page 2 of the engrossed bill, line 8, delete the numerals "2,427,040" and insert in lieu thereof the numerals "2,730,652"

On page 2 of the engrossed bill, line 9, delete the numerals "980,340" and insert in lieu thereof the numerals "1,121,940"

On page 2 of the engrossed bill, line 10, delete the numerals "1,446,700" and insert in lieu thereof the numerals "1,608,712"

On page 5 of the engrossed bill, line 13, as amended by the Senate, after the words "Grand total general fund appropriation" delete the numerals "35,163,817" and insert in lieu thereof the numerals "35,325,829"

On page 5 of the engrossed bill, line 14, delete the numerals "8,255,258" and insert in lieu thereof the numerals "8,396,858"

On page 5 of the engrossed bill, line 15, as amended by the Senate, after the words "Grand total all funds H.B. 1007" delete the numerals "43,419,075" and insert in lieu thereof the numerals "43,722,687"

And renumber the lines and pages accordingly.

Statement of Purpose of Amendment:

This amendment adds \$303,612 to the Statewide Communications appropriation of which \$162,012 is from the general fund and \$141,600 is estimated income for possible communication system rate increases

during the 1977-79 biennium. It is intended that if the rate increases require additional funds over \$303,612, the Director of Institutions will request the Emergency Commission to approve expenditures of such additional funds.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1063	House Bill No. 1337
House Bill No. 1124	House Bill No. 1355
House Bill No. 1135	House Bill No. 1368
House Bill No. 1165	House Bill No. 1410
House Bill No. 1191	House Bill No. 1411
House Bill No. 1205	House Bill No. 1426
House Bill No. 1209	House Bill No. 1433
House Bill No. 1211	House Bill No. 1440
House Bill No. 1231	House Bill No. 1461
House Bill No. 1255	House Bill No. 1462
House Bill No. 1295	House Bill No. 1479
House Bill No. 1296	House Bill No. 1480
House Bill No. 1298	House Bill No. 1514
House Bill No. 1324	House Bill No. 1535
House Bill No. 1331	House Bill No. 1592

Were delivered to the Governor for his approval at the hour of 2:00 o'clock P.M., March 29, 1977.

REP. L. HAUSAUER, Chairman

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3098
 House Concurrent Resolution No. 3099
 House Concurrent Resolution No. 3103
 House Concurrent Resolution No. 3104

Were delivered to the Secretary of State at the hour of 2:05 o'clock P.M., March 29, 1977.

REP. L. HAUSAUER, Chairman

Rep. Strinden moved that the House stand recessed until 3:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg 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. 1184	House Bill No. 1365
House Bill No. 1330	House Resolution No. 5
House Bill No. 1340	

And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Representative Conmy 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. 1087	House Bill No. 1273
House Bill No. 1129	

And find the same correctly engrossed and enrolled.

REP. L. HAUSAUER, Chairman

Representative Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

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 recommends that the same be corrected as follows:

On page 1400, following line 29, insert: "On page 1 of the engrossed bill, line 3, delete the following: "; and declaring an emergency"

Further, your Committee has carefully examined the Journal of the Fifty-eighth Day and recommends that the same be corrected as follows: On page 1604, line 10, following the word "was" insert the word "not" And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Reed moved that the report be adopted, which motion prevailed.

MESSAGE 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. 1344:

Senator Christensen

Senator Peterson

Senator Orange

LEOLEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1601, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 0; Absent, 4, that the same be amended as follows:

On page 1, line 18, delete the words "The responsibility of the Garrison diversion"

On page 1, delete lines 19 through 22

And when so amended, recommends the same do pass.

REP. VERNON WAGNER, Chairman

House Bill No. 1601 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2553, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same do not pass.

REP. GENGLER, Chairman

Senate Bill No. 2553 was placed on the 14th order of business on the calendar for the succeeding legislative day.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Strinden and Backes for the introduction of a resolution, which request has been approved.

REP. EARL STRINDEN

REP. RICHARD BACKES

(CO-CHAIRMEN)

Rep. Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE RESOLUTION

Rep. Strinden and Backes through the Committee on Delayed Bills introduced:

House Resolution No. 11. A resolution thanking the District 5 Cowbelles and the North Dakota Beef Commission for furnishing beef broth to committee members during their deliberations.

Which was read the first time.

Representative Strinden moved that the rules be suspended, that House Resolution No. 11 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION No. 11

Introduced by Committee on Delayed Bills

(At the request of Representatives Backes, Strinden)

A resolution thanking the District 5 Cowbelles and the North Dakota Beef Commission for furnishing beef broth to committee members during their deliberations.

WHEREAS, the North Dakota Beef Commission provided the "moola" for the fixings; and

WHEREAS, the "U.S. Choice" District 5 Cowbelles delighted the palates of all committee members by serving "prime" beef broth; and

WHEREAS, committee members looked forward to Thursdays when the beef replaced the "bull"; and

WHEREAS, the imbibing of beef broth enabled committee members to chew the cud and to trim the fat from many a bill; and

WHEREAS, the imbibing of beef broth soothed the scarred hide of many a representative and prevented the locking of horns in committee; and

WHEREAS, the imbibing of beef broth helped to gird the loins of the "herd" in preparation for the slaughter of floor action;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the House of Representatives commend the District 5 Cowbelles and the North Dakota Beef Commission for providing "substance" to the legislative process by furnishing hearty beef broth to all House committee members during the Forty-fifth Legislative Assembly.

BE IT FURTHER RESOLVED, that the Secretary of State forward duly enrolled copies of this resolution to the members of the District 5 Cowbelles and the North Dakota Beef Commission.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 11. A resolution thanking the District 5 Cowbelles and the North Dakota Beef Commission for furnishing beef broth to committee members during their deliberations.

Was read the second time.

The question being on the final adoption of the resolution

So the House Resolution was declared adopted on a voice vote.

MESSAGES TO THE SENATE

Mr. President:

I have the honor to inform you that the following changes have been made in conference committee appointments:

Senate Bill No. 2010

Rep. Mushik replaces Rep. Opedahl

Senate Bill No. 2006

Rep. Johnson replaces Rep. Opedahl

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Nicholas moved that the House reconsider its action whereby Senate Bill No. 2550 was passed, which motion prevailed on a verification vote.

Rep. Strinden moved that the rules be suspended, and that Senate Bill No. 2550 be laid over one legislative day, which motion prevailed.

Rep. Wagner 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. Wagner moved that the House not concur on Senate amendments to House Bill No. 1003, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Wagner moved that the House not concur on Senate amendments to House Bill No. 1006, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Wagner 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. Wagner moved that the House do concur in the Senate amendments to House Bill No. 1004, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg appointed the following conference committees:

On House Bill No. 1001

Rep. Marsden

Rep. L. Hausauer

Rep. Fleming

On House Bill No. 1003

Rep. Unhjem

Rep. Gunsch

Rep. Johnson

On House Bill No. 1006

Rep. L. Hausauer

Rep. Gunsch

Rep. Horgan

On House Bill No. 1007

Rep. Eagles

Rep. Kuchera

Rep. Kelly

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. 1313

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1010

And having been unable to agree, the Speaker appointed as a new conference committee:

HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSCARD
JACOBSON	MEYER	TIMM

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3022. A concurrent resolution directing the Legislative Council to study regional planning agencies.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 20; nays, 71; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		TINJUM
BACKES		•	KELLY		•	MUND		TWETEN
BEAUCLAIR		•	KERMOTT		•	MURPHY		UNHJEM
BENEDICT		•	KLOUBEC		•	MUSHIK		VANDER VORST
BERG		•	KNUDSON		•	NICHOLAS		WAGNER
BERGER		•	KRETSCHMAR		•	NORDBY		WALSH
BLACK		•	KUCHERA		•	OLSON		WEBER
CHRISTENSEN		•	LANG		•	OPEDAH		WENTZ
CONWAY		•	LANGLEY		•	O'SHEA		WINGE
CRABTREE		•	LARDY		•	PETERSON		WINKJER
DOTZENROD		•	LARSON, B. #12		•	POWERS		
DUBORD		•	LARSON, G. #29		•	RAU		MR. SPEAKER
EAGLES		•	LAUGHLIN		•	REED		
ERICKSON		•	LEE		•	RICHARD		
FLEMING		•	LIPSIEA		•	RICHIE		
GACKLE		•	LOKKEN		•	RICHTER		
GENGLER		•	LUNDENE		•	RIEHL		
GERI		•	MAIXNER		•	ROCHELEAU		
GRONNEBERG		•	MARSDEN		•	RUED		
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		
HAUGLAND		•	MARTINSON		•	SCHINDLER		
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		
HERMAN		•	McGAUVRAN		•	SOLBERG		
HERSLIP		•	MEIERS		•	STENEHJEM		
HICKLE		•	MERTENS		•	STRINDEN		
HILL		•	METZ		•	SWIONTEK		
HORGAN		•	METZGER		•	THORSCARD		
JACOBSON		•	MEYER		•	TIMM		

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3024. A concurrent resolution directing the Legislative Council to conduct a study of the gambling law in operation.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 55; nays, 41; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		TINJUM
BACKES		•	KELLY		•	MUND		TWETEN
BEAUCLAIR		•	KERMOTT		•	MURPHY		UNHJEM
BENEDICT		•	KLOUBEC		•	MUSHIK		VANDER VORST
BERG		•	KNUDSON		•	NICHOLAS		WAGNER
BERGER		•	KRETSCHMAR		•	NORDBY		WALSH
BLACK		•	KUCHERA		•	OLSON		WEBER
CHRISTENSEN		•	LANG		•	OPEDAH		WENTZ
CONWAY		•	LANGLEY		•	O'SHEA		WINGE
CRABTREE		•	LARDY		•	PETERSON		WINKJER
DOTZENROD		•	LARSON, B. #12		•	POWERS		
DUBORD		•	LARSON, G. #29		•	RAU		MR. SPEAKER
EAGLES		•	LAUGHLIN		•	REED		

• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCHE	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3029. 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 second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 28; nays, 62; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER		•	• TINJUM		•
• BACKES	•		• KELLY		•	• MUND		•	• TWETEN		•
• BEAUCLAIR			• KERMOY		•	• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAH		•	• WENTZ		•
• CONMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
• DUBORD		•	• LARSON, G. #29		•	• RAU		•	• MR. SPEAKER		
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•			
• GUNSCHE		•	• MARTIN, G. #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L. #25		•	• McCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• McGAUVVRAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDEN		•			
• HILL		•	• METZ		•	• SWIONTEK		•			
• HORGAN		•	• METZGER		•	• THORSGARD		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3036. A concurrent resolution directing the Legislative Council to conduct a study of the past and current operations of the North Dakota State Wheat Commission.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 44; nays, 47; absent and not voting, 9.

HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVAN	SOLBERG
HERSLIP	MEIERS	STENHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSgard
JACOBSON	MEYER	TIMM

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3060. A concurrent resolution directing the Legislative Council to study the responsibilities, needs, powers, and duties of political subdivisions.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 33; nays, 58; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			JOHNSON			MILLER			TINJUM		
• BACKES	•		KERAMOTT		•	MUND		•	TWETEN		•
• BEAUCLAIR			• KLOUBEC			MURPHY			UNHJEM		•
• BENEDICT			• KNUDSON		•	MUSHK			VANDER VORST		•
• BERG			• KRETSCHMAR		•	NICHOLAS		•	WAGNER		•
• BERGER	•		• KUCHER		•	NORDBY			WALSH		•
• BLACK			• LANG		•	• OLSON		•	WEBER		•
• CHRISTENSEN			• LANGLEY			• OPEDAH			WENTZ		•
• CONMY			• LARDY			• O'SHEA			WINGE		•
• CRABTREE			• LARSON, B. #12			• PETERSON			WINKJER		•
• DOTZENROD			• LARSON, G. #29		•	• POWERS					
• DuBORD			• LAUGHLIN			• RAU			MR SPEAKER		
• EAGLES			• LEE		•	• REED					
• ERICKSON			• LEPSIA		•	• RICHARD					
• FLEMING			• LOKYEN			• RICHTER					
• GACKLE			• LUNDENE			• RIEHL					
• GENGLER			• MAIXNER			• ROCHELEAU					
• GERL			• MARDEN			• RUED					
• GRONNEBERG			• MARTIN, C. #38			• RUSSELL					
• GUNDERSON			• MARTIN, G. #43		•	• RYLANCE					
• GUNSCH			• MARTINSON			• SCHINDLER					
• HAUGLAND			• MATCHIE		•	• SCHUETT					
• HAUSAUER, A. #49			• McCAFFREY			• SCOFIELD					
• HAUSAUER, L. #25			• McGAUVAN		•	• SOLBERG					
• HERMAN			• MEIERS		•	• STENHJEM					
• HERSLIP			• MERTENS		•	• STRINDEN					
• HICKLE			• METZ		•	• SWIONTEK					
• HILL			• METZGER		•	• THORSgard					
• HORGAN			• MEYER		•	• TIMM					
• JACOBSON											

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3064. A concurrent resolution directing the legislative council to study proposals for legislation to be submitted to it by the state board of equalization relating to classification of property for purposes of taxation.

Was read the second time with Committee recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 36; nays, 54; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			JOHNSON			AHLLER			TINJUM		
• BACKES			• KELLY			• MUND		•	TWETEN		•
• BEAUCLAIR			• KERAMOTT		•	• MURPHY			UNHJEM		•
• BENEDICT			• KLOUBEC		•	• MUSHK			VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY			WALSH		•

• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAH	• WENTZ
• CONWAY	• LANGLE	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• MCCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEJEM	
• HICKLE	• MERTENS	• STRINDER	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSgard	
• JACOBSON	• MEYER	• TIMM	

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3065. A concurrent resolution directing the Legislative Council to conduct a study of the feasibility and desirability of regulating the practice of estate planning in the State of North Dakota.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 28; nays, 59; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	• JOHNSON		•	• MILLER		•	• TINJUM		•
• BACKES		•	• KELLY		•	• MUND		•	• TWETEN		•
• BEAULAIR		•	• KERMOY		•	• MURPHY		•	• UNHJEM		•
• BENEDIC		•	• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG		•	• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAH		•	• WENTZ		•
• CONWAY		•	• LANGLE		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
• DUBORD		•	• LARSON, G. #29		•	• RAU		•			
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•			
• GUNSCH		•	• MARTIN, G. #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHIE		•	• SCHUETT		•			
• HAUSAUER, L. #25		•	• MCCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• MCGAUVRAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDER		•			
• HILL		•	• METZ		•	• SWIONTEK		•			
• HORGAN		•	• METZGER		•	• THORSgard		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3067. A concurrent resolution directing the Legislative Council to conduct a study of county-city combined law enforcement.

Was read the second time with Committee Recommendation Do Not Pass.

HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3072. A concurrent resolution directing an interim study by the Legislative Council of the services provided by the state and its political subdivisions to Indian citizens in the areas of health, education, welfare, and other programs to determine the extent of such services, and the efficiency with which they are provided.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 24; nays, 59; absent and not voting, 17.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			JOHNSON			MILLER					TINJUM
BACKES			KELY			MUND					TWETEN
• BEAUCLAIR			KERMØTT			MURPHY					UNHJEM
BENEDICT			KLOUBEC			MUSHIK					VANDER VORST
BERG			• KNUDSON			NICHOLAS					WAGNER
BERGER			• KRETSCHMAR			• NORDBY					WALSH
BLACK			KUCHERA			• OLSON					WEBER
CHRISTENSEN			LANG			• OPEDAH					WENTZ
CONWAY			• LANGLEY			PETERSON					WINGE
CRABTREE			LARDY			• POWERS					WINKJER
DOTZENROD			LARSON, B. #12			RAU					
DUBORD			LARSON, G. #29			• REED					• MR. SPEAKER
EAGLES			LAUGHLIN			• RICHARD					
ERICKSON			LEE			• RICHIE					
FLEMING			LIPSIEA			• RICHTER					
GACKLE			• LOKKEN			RIEHL					
GENGLES			LUNDENE			• ROCHELEAU					
GERL			• MAIXNER			RUED					
GRONNEBERG			MARSDEN			• RUSSELL					
GUNDERSON			• MARTIN, C. #38			• RYLANCE					
GUNSCH			MARTIN, G. #43			SCHINDLER					
HAUGLAND			• MARTINSON			SCHIETT					
HAUSAUER, A. #49			• MATHIE			SCOFIELD					
HAUSAUER, L. #25			• McCAFFREY			SOLBERG					
HERMAN			McGALVRAN			• STENEHJEM					
• HERSLIP			• MEIERS			STRINDEN					
HICKLE			MERTENS			SWIONTEK					
HILL			METZ			THORSGARD					
HORGAN			METZGER			TIMM					
JACOBSON			MEYER								

So the House Concurrent Resolution was declared lost.

MOTION

Rep. Swiontek moved that the rules be suspended, and that House Concurrent Resolution No. 3073 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3074. A concurrent resolution directing the Legislative Council to study the feasibility and constitutionality of capital punishment and its statutory adoption in North Dakota.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 34; nays, 53; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES	•		• KELLY		•	• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT		•	• MURPHY			• UNHJEM		•
• BENEDICT	•		• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER	•		• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA		•	• OLSON			• WEBER		•
• CHRISTENSEN	•		• LANG		•	• OPEDAH			• WENTZ		•
• CONMY			• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE	•		• LARDY		•	• PETERSON			• WINKJER		•
• DOTZENROD	•		• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		•
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON	•		• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE		•			
• GACKLE			• LOKKEN		•	• RICHTER		•			
• GENGLER	•		• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON	•		• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		•			
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON	•		• MEYER			• TIMM					

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3075. A concurrent resolution directing the Legislative Council to conduct a study of coal severance taxes and the distribution of energy taxes.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 56; nays, 35; absent and not voting, 9.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES	•		• KELLY		•	• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT		•	• MURPHY			• UNHJEM		•
• BENEDICT	•		• KLOUBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER	•		• KRETSCHMAR		•	• NORDBY			• WALSH		•
• BLACK			• KUCHERA		•	• OLSON			• WEBER		•
• CHRISTENSEN	•		• LANG		•	• OPEDAH			• WENTZ		•
• CONMY			• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE	•		• LARDY		•	• PETERSON			• WINKJER		•
• DOTZENROD	•		• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		•
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON	•		• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE		•			
• GACKLE			• LOKKEN		•	• RICHTER		•			
• GENGLER	•		• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU		•			
• GRONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON	•		• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		•			
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSgard					
• JACOBSON	•		• MEYER			• TIMM					

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3076. A concurrent resolution directing the Legislative Council to review and study the adequacy of fire detection warning systems.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 5; nays, 79; absent and not voting, 16.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ		•
CONMY		•	LANGLE		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DuBORD		•	LARSON, G. #29		•	RAU		•	MR. SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNBORG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGALVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3077. A concurrent resolution directing the Legislative Council to conduct a study on the feasibility of the state auditor preparing and distributing a balance sheet and related consolidated financial statements on the financial position and activities of the state.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 40; nays, 44; absent and not voting, 16.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
• BACKES		•	KELLY		•	MUND		•	TWETEN		•
• BEAUCLAIR		•	• KERMOTT		•	MURPHY		•	UNHJEM		•
• BENEDICT		•	KLOUBEC		•	• MUSHIK		•	VANDER VORST		•
• BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•	WALSH		•
• BLACK		•	• KUCHERA		•	• OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	• OPEDAH		•	WENTZ		•
CONMY		•	LANGLE		•	• O'SHEA		•	WINGE		•
CRABTREE		•	• LARDY		•	• PETERSON		•	WINKJER		•
DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
DuBORD		•	• LARSON, G. #29		•	• RAU		•	MR. SPEAKER		•
EAGLES		•	• LAUGHLIN		•	• REED		•			
ERICKSON		•	LEE		•	• RICHARD		•			

• FLEMING		LIPSIA	•	RICHIE	•
• GACKLE	•	• LOKKEN		• RICHTER	•
• GENGLER		• LUNDENE		• RIEHL	•
• GERL		• MAIXNER		• ROCHELEAU	•
• GRONNBERG		• MARSDEN	•	• RUED	•
• GUNDERSON	•	• MARTIN, C. #38		• RUSSELL	•
• GUNSCH	•	• MARTIN, G. #43		• RYLANCE	
• HAUGLAND	•	• MARTINSON		• SCHINDLER	
• HAUSAUER, A. #49	•	• MATCHIE		• SCHUETT	•
• HAUSAUER, L. #25	•	• McCAFFREY		• SCOFIELD	•
• HERMAN		• McGAUVRAN		• SOLBERG	
• HERSLIP		• MEIERS		• STENEHJEM	
• HICKLE	•	• MERTENS	•	• STRINDEN	•
• HILL		• METZ	•	• SWIONTEK	
• HORGAN		• METZGER		• THORSGARD	•
• JACOBSON		• MEYER	•	• TIMM	

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3078. A concurrent resolution directing the Legislative Council to conduct a study relating to North Dakota senior citizens, emphasizing the areas of housing, nutrition, transportation, education, work programs, and employment opportunities for senior citizens.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 66; nays, 20; absent and not voting, 14.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V		YEAS	N-V		YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOOT	•		• MURPHY			• UNHJEM	•	
• BENEDICT			• KLOBECC	•		• MUSHIK			• VANDER VORST		
• BERG	•		• KNUDSON	•		• NICHOLAS			• WAGNER	•	
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER	•	
• CHRISTENSEN			• LANG			• OPEDAH	•		• WENTZ		
• CONMY			• LANGLITZ			• O'SHEA			• WINGE		
• CRABTREE	•		• LARDY			• PETERSON			• WINKLER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29	•		• RAU		•	• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA	•		• RICHIE	•				
• GACKLE	•		• LOKKEN			• RICHTER	•				
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNBERG			• MARSDEN	•		• RUED	•				
• GUNDERSON	•		• MARTIN, C. #38			• RUSSELL					
• GUNSCH	•		• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS	•		• STRINDEN					
• HILL			• METZ	•		• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the House Concurrent Resolution was declared adopted.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2038

Senate Bill No. 2071

Senate Bill No. 2092

Senate Bill No. 2136

Senate Bill No. 2145

Senate Bill No. 2157

Senate Bill No. 2159
Senate Bill No. 2175
Senate Bill No. 2185
Senate Bill No. 2187
Senate Bill No. 2192
Senate Bill No. 2204
Senate Bill No. 2208
Senate Bill No. 2213
Senate Bill No. 2220
Senate Bill No. 2242
Senate Bill No. 2269
Senate Bill No. 2289
Senate Bill No. 2290
Senate Bill No. 2302
Senate Bill No. 2334
Senate Bill No. 2339
Senate Bill No. 2355
Senate Bill No. 2372
Senate Bill No. 2425
Senate Bill No. 2427
Senate Bill No. 2444
Senate Bill No. 2459
Senate Bill No. 2467
Senate Bill No. 2498
Senate Bill No. 2529
Senate Bill No. 2539
Senate Bill No. 2546
Senate Concurrent Resolution No. 4020
Senate Concurrent Resolution No. 4043
Senate Concurrent Resolution No. 4050

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
Senate Bill No. 2071
Senate Bill No. 2092
Senate Bill No. 2136
Senate Bill No. 2145
Senate Bill No. 2157
Senate Bill No. 2159
Senate Bill No. 2175
Senate Bill No. 2185
Senate Bill No. 2187
Senate Bill No. 2192
Senate Bill No. 2204
Senate Bill No. 2208
Senate Bill No. 2213
Senate Bill No. 2220
Senate Bill No. 2242
Senate Bill No. 2269
Senate Bill No. 2289

Senate Bill No. 2290
 Senate Bill No. 2302
 Senate Bill No. 2334
 Senate Bill No. 2339
 Senate Bill No. 2355
 Senate Bill No. 2372
 Senate Bill No. 2425
 Senate Bill No. 2427
 Senate Bill No. 2444
 Senate Bill No. 2459
 Senate Bill No. 2467
 Senate Bill No. 2498
 Senate Bill No. 2529
 Senate Bill No. 2539
 Senate Bill No. 2546
 Senate Concurrent Resolution No. 4020
 Senate Concurrent Resolution No. 4043
 Senate Concurrent Resolution No. 4050

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 inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1001
 House Bill No. 1003
 House Bill No. 1006
 House Bill No. 1007

And the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

House Bill No. 1001:
 Rep. Marsden
 Rep. L. Hausauer
 Rep. Fleming
 House Bill No. 1006:
 Rep. Kuchera
 Rep. Gunsch
 Rep. Horgan
 House Bill No. 1003:
 Rep. Unhjem
 Rep. Gunsch
 Rep. Johnson
 House Bill No. 1007:
 Rep. Eagles
 Rep. Kuchera
 Rep. Kelly

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. 1001:

Senator Melland
 Senator Lips
 Senator Larson
 House Bill No. 1002:
 Senator Melland
 Senator Strinden
 Senator Maher
 House Bill No. 1003:
 Senator Lips
 Senator Wenstrom
 Senator Erdman
 House Bill No. 1006:
 Senator Thane
 Senator Strinden
 Senator Maher
 House Bill No. 1007:
 Senator Melland
 Senator Hanson
 Senator Walsh
 House Bill No. 1010:
 Senator Melland
 Senator Hanson
 Senator Erdman
 House Bill No. 1026:
 Senator Strinden
 Senator Thane
 Senator Orange
 House Bill No. 1262:
 Senator Goodman
 Senator Jacobson
 Senator Barth
 House Bill No. 1408:
 Senator Farrington
 Senator Holmberg
 Senator Berube

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. 2277.

And the President has appointed as a new conference committee to act with a like committee from the House:

Senator Freed
 Senator Christensen
 Senator Schirado

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1087
 House Bill No. 1129
 House Bill No. 1184
 House Bill No. 1273
 House Bill No. 1330

House Bill No. 1340

House Bill No. 1365

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2277:

Rep. Stenehjem

Rep. Wentz

Rep. Beauclair

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned until 9:00 a.m., Wednesday, March 30, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTIETH DAY

Bismarck, March 30, 1977

The House convened at 9:00 a.m., with Speaker Solberg presiding.
The prayer was offered by Rev. Myron Johnson, Pastor, Seventh Day Adventist Church of Bismarck.

The roll was called, and all members were present except Reps. Jacobson, Johnson, Langley and Opedahl.

A quorum was declared by the Speaker.

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on Senate Bill No. 2178.

And the Speaker appointed as a new conference committee:

Rep. Kretschmar

Rep. Wentz

Rep. Lundene

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Krudson moved that Senate Bill No. 2550 be re-referred to the Committee on Education, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and that the Committee on Education be allowed to consider Senate Bill No. 2550, which motion prevailed.

Rep. Wagner moved that the House reconsider its action by which the House did not concur on Senate amendments to House Bill No. 1003 and that the conference committee be dissolved, and that the House do concur on the Senate amendments to House Bill No. 1003, which motion prevailed.

Rep. Gengler moved that the rules be suspended, and that House Concurrent Resolution No. 3073 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Strinden moved that the rules be suspended, and that House Committee on Industry, Business and Labor be allowed to consider House Concurrent Resolution No. 3073, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3014, has had the same under consideration and recommends, by a vote of Ayes, 3; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 15, delete the word "primary" and insert in lieu thereof the word "general"

On page 2, delete lines 19, 20, and 21

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3014 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3015, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 18, after the word "law" delete the beginning triple parentheses

On page 1, line 19, after the word "be" insert beginning triple parentheses and on the same line after the word "or" insert ending triple parentheses

On page 1, line 20, after the word "elected" insert beginning triple parentheses

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3015 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3031, has had the same under consideration and recommends, by a vote of Ayes, 7; Nays, 1; Absent, 0, that the same be amended as follows:

On page 1, line 24, after the period delete the following:

"Provision may also be"

On page 2, delete all of lines 1 through 3

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3031 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3062, has had the same under consideration and recommends, by a vote of Ayes, 4; Nays, 2; Absent, 2, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3062 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3071, has had the same under consideration and recommends, by a vote of Ayes, 5; Nays, 1; Absent, 2, that the same be amended as follows:

On page 2, line 19, insert triple parentheses around the words "and dumb"

On page 2, line 21, insert triple parentheses around the word "training" and insert immediately thereafter the word "industrial"

On page 3, line 2, after the word "deficient" insert the words "known as the Grafton State School"

On page 3, line 20, insert beginning triple parentheses before the word "blind" and insert ending triple parentheses after the second word "the"

On page 3, line 21, insert triple parentheses around the word "and" and insert immediately thereafter the comma and word ", which"

On page 3, line 23, insert triple parentheses around the words "board of administration" and insert immediately thereafter the words "director of institutions"

On page 4, line 28, after the word "of" insert the following words:
"Article 54 of the amendments to"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3071 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3088, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 0; Absent, 0, that the same be amended as follows:

On page 2, line 3, after the first word "a" delete the word "legislature" and insert in lieu thereof the words "legislative assembly"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3088 was placed on the 6th order of business on the calendar for the succeeding legislative day.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to House Bill No. 1601 as recommended by the Committee on Appropriations as printed on page 1673 of the House Journal be adopted, which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1264 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1264 be further amended as follows:

On page 1, after line 18 of the engrossed bill insert the following new subsection:

"1. **"Adjusted gross proceeds"** means gross proceeds less cash prizes or the price of merchandise prizes."

On page 2, immediately following line 12 insert the following:

"3. **"Bingo equipment"** means the receptacle and numbered objects drawn from it, the master board upon which such objects are placed as drawn, the cards or sheets bearing numbers or other designation to be covered and the objects used to cover them, the board or signs, however operated, used to announce or display the numbers or designations as they are drawn, public address system, and all other articles essential to the operation, conduct, and playing of bingo."

On page 3, line 5 after the period insert the following sentence:

"**"Distributor"** does not include a resident printer who prints raffle tickets at the request of a licensed or authorized organization, and who sells or otherwise distributes such raffle tickets to such organization."

On page 3, line 12 after the word "bylaws" insert the words "**, not of direct benefit to the eligible organization or any member thereof"**

On page 3, line 14 after the word "founded" insert the words "**, not of direct benefit to the eligible organization or any member thereof"**

On page 4, line 11 delete the word "receipts" and insert in lieu thereof the words "**adjusted gross proceeds"**

On page 4, delete all of lines 14 through 22

On page 5, line 3 before the word "punchboards" insert the word "and"

On page 5, after line 4 insert the following new subsection:

"14. "Gross proceeds" means all moneys collected or received from games of chance and admissions thereto."

On page 8, line 13 after the word "games" insert the following words:

"for specifically designated times, places and uses,"

On page 8, line 17 after the period insert the following new sentence:

"The governing body may by ordinance or resolution establish authorization fees not to exceed ten dollars for an authorization for one occasion and not to exceed twenty-five dollars for an authorization covering more than one occasion."

On page 8, delete all of line 18

On page 8, line 19 delete the words "governing body authorizes such games by resolution." and insert in lieu thereof the words:

"If the governing body, at its own discretion, chooses to authorize such types of games of chance, the governing body shall authorize such organization which conforms to the requirements of the Act to conduct such games on such occasion."

On page 8, after line 25 insert the following new paragraph:

"The governing body shall have the power, on its own motion based on reasonable grounds or on written complaint, to suspend or revoke an authorization in accordance with chapter 28-32 for violation, by the authorized organization or any officer, director, agent, member, or employee of such organization, of this Act or any rule or regulation promulgated hereunder."

On page 11, delete all of lines 19 through 21

On page 11, line 29 after the word "from" insert the words "games of chance and" and also after the word "admissions" delete the word "to" and insert in lieu thereof the word "thereto,"

On page 11, line 30 delete the words "and games of chance" and insert in lieu thereof the words: "except cash prizes of less than one hundred dollars paid immediately,"

On page 11, line 32 delete the word "All" and insert in lieu thereof the words: "Cash prizes of one hundred dollars or more, the purchase prices of merchandise prizes, and all"

On page 12, line 3 after the word "expense" insert the words "or prize"

On page 12, line 14 after the word "amount" insert the following words "actually and necessarily incurred and directly attributable only to the conduct of the games of chance, and shall not include overhead, capital costs and general maintenance"

On page 12, line 16 delete the word "receipts" and insert in lieu thereof the words "adjusted gross proceeds"

On page 12, after line 29 insert the following new subdivision:

"g. Taxes."

On page 12, line 32 delete the words "prizes, equipment" and insert in lieu thereof the words "bingo equipment, jars, pull tabs, punchboards, and raffle tickets"

On page 13, line 9 delete the words "ten percent of the total expenses incurred" and insert in lieu thereof the words "three percent of the total adjusted gross proceeds received" and also in line 9 delete the word "an" and insert in lieu thereof the words "a licensed"

On page 13, line 10 delete the words "pursuant to section 9" and also in

line 10 delete the words "state tax" and insert in lieu thereof the words "licensing authority"

On page 13, line 11 delete the word "commissioner" and also in line 11 delete the words "on January first and" and insert in lieu thereof the words "before April first of each year for the preceding calendar year"

On page 13, line 12 delete the words "July first of each year"

On page 13, line 13 delete the words "state tax commissioner" and insert in lieu thereof the words "licensing authority"

On page 13, line 26 delete the word "hundred" and insert in lieu thereof the word "thousand"

On page 14, line 5 after the word "organization" insert the words "or unless the raffle tickets are obtained from a resident printer who has printed the raffle tickets at the request of the organization"

On page 14, delete all of lines 9 through 13 and insert in lieu thereof the words "No licensed or authorized eligible organization shall be a distributor."

And renumber the lines, sections, subsections, subdivisions and pages accordingly.

For the Senate

Senator Freed

Senator Sands

Senator Schirado

For the House

Rep. Kretschmar

Rep. Strinden

Rep. Backes — (refused to sign)

Rep. Kretschmar moved that the report be adopted, which motion failed on a verification vote.

MOTION

Rep. Strinden moved that a new conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1264, which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1559 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill No. 1559 be amended as follows:

On page 1, line 1 of the engrossed bill delete the word "two" and insert in lieu thereof the word "three"

On page 1, line 2 following the word "to" insert the words "altering identification marks; and to"

On page 1, after line 15 insert the following new language: "REMOVAL OF IDENTIFICATION MARKS.) 1. A person commits the offense of removal of identification marks if he, with intent to cause interruption of the ownership of another, defaces, erases, or otherwise alters any serial number or identification mark placed or inscribed on any personal property by the manufacturer or owner for the purpose of identifying the personal property or its component parts, provided the personal property exceeds one hundred dollars in value. A person removes identification marks if he attempts to or succeeds in erasing, defacing, altering, or removing a serial number or identification mark or part thereof, on the personal property of another, that exceeds one hundred dollars in value.

2. A person who commits the offense of removal of identification marks on property or its component parts which exceeds one hundred dollars in value, is guilty of a class A misdemeanor.

SECTION 2.) A new section to chapter 12.1-23 of the North Dakota Century Code is hereby created and enacted to read as follows:"

On page 1, line 16 delete the words "BY DEALERS"

On page 1, line 18 delete the words "is a dealer in property and he"

On page 2, line 3 after the word "property" insert the words "or its component parts which exceed one hundred dollars in value,"

On page 2, line 3 following the period insert the following new language: "In the event that more than one item of personal property is defaced, erased, or otherwise altered or unlawfully possessed, as specified in sections 2 and 3 of this Act, by an individual then an offense is determined to be committed under this section if the aggregate of the value of the property so defaced, erased, or otherwise altered or unlawfully possessed is in excess of one hundred dollars."

And renumber the lines, sections and pages accordingly.

For the Senate

Senator Christensen

Senator Holmberg

Senator Lashkowitz

For the House

Rep. Richie

Rep. Stenehjem

Rep. Dotzenrod

Rep. Richie moved that the report be adopted, which motion prevailed.

House Bill No. 1559 was placed on the 6th order of business on the calendar for the succeeding legislative day.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1264:

Rep. Kretschmar

Rep. Strinden

Rep. Backes

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 5 was delivered to the Secretary of State at the hour of 9:30 o'clock a.m., March 30, 1977.

REP. L. HAUSAUER, Chairman

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1087

House Bill No. 1129

House Bill No. 1184

House Bill No. 1273

House Bill No. 1330

House Bill No. 1340

House Bill No. 1365

Which the President has signed.

LEO LEIDHOLM, Secretary

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. 2552

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 refused to concur in the Senate amendments to House Bill No. 1003, and discharged the Conference Committee appointed, and now concurs in the Senate amendments to House Bill No. 1003.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1028

Senate Bill No. 2233

House Bill No. 1037

Senate Bill No. 2417

House Bill No. 1178

Senate Bill No. 2487

Senate Bill No. 2141

Senate Bill No. 2519

ROY GILBREATH, Chief Clerk

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. 2277

Rep. Stenehjem

Rep. Wentz

Rep. Beauclair

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2038

Senate Bill No. 2071

Senate Bill No. 2092

Senate Bill No. 2136

Senate Bill No. 2145

Senate Bill No. 2157

Senate Bill No. 2159

Senate Bill No. 2175

Senate Bill No. 2185

Senate Bill No. 2187

Senate Bill No. 2192

Senate Bill No. 2204

Senate Bill No. 2208

Senate Bill No. 2213

Senate Bill No. 2220

Senate Bill No. 2242

Senate Bill No. 2269

Senate Bill No. 2289

Senate Bill No. 2290

Senate Bill No. 2302

Senate Bill No. 2334

Senate Bill No. 2339

Senate Bill No. 2355

Senate Bill No. 2372
 Senate Bill No. 2425
 Senate Bill No. 2427
 Senate Bill No. 2444
 Senate Bill No. 2459
 Senate Bill No. 2467
 Senate Bill No. 2498
 Senate Bill No. 2529
 Senate Bill No. 2539
 Senate Bill No. 2546
 Senate Concurrent Resolution No. 4020
 Senate Concurrent Resolution No. 4043
 Senate Concurrent Resolution No. 4050
 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. 1087	House Bill No. 1330
House Bill No. 1129	House Bill No. 1340
House Bill No. 1184	House Bill No. 1365
House Bill No. 1273	

Were delivered to the Governor for his approval at the hour of 9:35 o'clock a.m., March 30, 1977.

REP. L. HAUSAUER, Chairman

Rep. Strinden moved that the House stand recessed until 1:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg 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. 1601
 House Concurrent Resolution No. 3037
 House Concurrent Resolution No. 3052
 House Concurrent Resolution No. 3107
 And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Representative Conmy 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 inform you that the House has not adopted the conference committee report on House Bill No. 1264 and the Speaker appointed as a new conference committee.

Rep. Kretschmar
 Rep. Strinden
 Rep. Backes

ROY GILBREATH, Chief Clerk

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of Journal has carefully examined the Journal of the Fifty-eighth day and recommends that the same be corrected as follows:

HAUSAUER, L. #25. ●	McCAFFREY	SCOFIELD
HERMAN ●	McGAUVRAN ●	SOLBERG
HERSLIP ●	MEIERS ●	STENEJEM ●
HICKLE ●	MERTENS ●	STRINDEN ●
HILL ●	METZ ●	SWIONTER ●
HORGAN ●	METZGER ●	THORSGARD ●
JACOBSON ●	MEYER ●	TIMM ●

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3082. A concurrent resolution directing the Legislative Council to study the feasibility of giving the Director of Institutions authority and jurisdiction over the location of all state agencies, boards, and departments, including managerial authority in this regard and the authority to conduct comprehensive space management studies.

Was read the second time with a Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 15; nays, 78; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	●	●	JOHNSON	●	●	MILLER	●	TINJUM	
BACKES	●	●	KELLY	●	●	MUND	●	TWETEN	
BEAUCLAIR	●	●	KERMOTT	●	●	MURPHY	●	UNHJEM	
BENEDICT	●	●	KLOUBEC	●	●	MUSHIK	●	VANDER VORST	
BERG	●	●	KNUDSON	●	●	NICHOLAS	●	WAGNER	
BERGER	●	●	KRETSCHMAR	●	●	NORDBY	●	WALSH	
BLACK	●	●	KUCHERA	●	●	OLSON	●	WEBER	
CHRISTENSEN	●	●	LANG	●	●	OPEDAH	●	WENTZ	
CONMY	●	●	LANGLEY	●	●	O'SHEA	●	WINGE	
CRABTREE	●	●	LARDY	●	●	PETERSON	●	WINKJER	
DOTZENROD	●	●	LARSON, B #12	●	●	POWERS	●		
DUBORD	●	●	LARSON, G #29	●	●	RAU	●	MR SPEAKER	
EAGLES	●	●	LAUGHLIN	●	●	REED	●		
ERICKSON	●	●	LEE	●	●	RICHARD	●		
FLEMING	●	●	LIPSIFA	●	●	RICHIE	●		
GACKLE	●	●	LOKKEN	●	●	RICHTER	●		
GENGLER	●	●	LUNDENE	●	●	RIEHL	●		
GERL	●	●	MAIXNER	●	●	ROCHELEAU	●		
GRONNEBERG	●	●	MARSDEN	●	●	RUFED	●		
GUNDERSON	●	●	MARTIN, C #38	●	●	RUSSELL	●		
GUNSCH	●	●	MARTIN, G #43	●	●	RYLANCE	●		
HAUGLAND	●	●	MARTINSON	●	●	SCHINDLER	●		
HAUSAUER, A. #49	●	●	MATCHIE	●	●	SCHUETT	●		
HAUSAUER, L. #25	●	●	McCAFFREY	●	●	SCOFIELD	●		
HERMAN	●	●	McGAUVRAN	●	●	SOLBERG	●		
HERSLIP	●	●	MEIERS	●	●	STENEJEM	●		
HICKLE	●	●	MERTENS	●	●	STRINDEN	●		
HILL	●	●	METZ	●	●	SWIONTER	●		
HORGAN	●	●	METZGER	●	●	THORSGARD	●		
JACOBSON	●	●	MEYER	●	●	TIMM	●		

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3084. A concurrent resolution directing the Legislative Council to conduct a study of unit coal trains in North Dakota.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 50; nays, 46; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL				1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
● ANDERSON			● JOHNSON			● MILLER		● TINJUM	
● BACKES			● KELLY			● MUND		● TWETEN	
● BEAUCLAIR			● KERMOTT			● MURPHY		● UNHJEM	
● BENEDICT			● KLOUBEC			● MUSHIK		● VANDER VORST	

• BERG	•	• KNUDSON	•	• NICHOLAS	•	• WAGNER	•
• BERGER	•	• KRETSCHMAR	•	• NORDBY	•	• WALSH	•
• BLACK	•	• KUCHERA	•	• OLSON	•	• WEBER	•
• CHRISTENSEN	•	• LANG	•	• OPEDAH	•	• WENTZ	•
• CONMY	•	• LANGLEY	•	• O'SHEA	•	• WINGE	•
• CRABTREE	•	• LARDY	•	• PETERSON	•	• WINKLER	•
• DOTZENROD	•	• LARSON, B. #12	•	• POWERS	•		
• DUBORD	•	• LARSON, G. #29	•	• RAU	•	• MR. SPEAKER	•
• EAGLES	•	• LAUGHLIN	•	• REED	•		
• ERICKSON	•	• LEE	•	• RICHARD	•		
• FLEMING	•	• LIPSEA	•	• RICHIE	•		
• GACKLE	•	• LOKKEN	•	• RICHTER	•		
• GENGLER	•	• LUNDENE	•	• RIEHL	•		
• GERL	•	• MAIXNER	•	• ROCHELEAU	•		
• GRONNERBERG	•	• MARDSEN	•	• RUED	•		
• GUNDERSON	•	• MARTIN, C. #38	•	• RUSSELL	•		
• GUNSCH	•	• MARTIN, G. #43	•	• RYLANCE	•		
• HAUGLAND	•	• MARTINSON	•	• SCHINDLER	•		
• HAUSAUER, A. #49	•	• MATCHIE	•	• SCHUETT	•		
• HAUSAUER, L. #25	•	• McCAFFREY	•	• SCOFIELD	•		
• HERMAN	•	• McGAUVRAN	•	• SOLBERG	•		
• HERSLIP	•	• MEIERS	•	• STENEHJEM	•		
• HICKLE	•	• MERTENS	•	• STRINDEN	•		
• HILL	•	• METZ	•	• SWIONTEK	•		
• HORGAN	•	• METZGER	•	• THORSGARD	•		
• JACOBSON	•	• MEYER	•	• TIMM	•		

So the House Concurrent Resolution was declared adopted.

MESSAGES FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

- Senate Bill No. 2002
- Senate Bill No. 2003
- Senate Bill No. 2007
- Senate Bill No. 2011
- Senate Bill No. 2126
- Senate Bill No. 2160
- Senate Bill No. 2164
- Senate Bill No. 2297
- Senate Bill No. 2308
- Senate Bill No. 2323
- Senate Bill No. 2346
- Senate Bill No. 2364
- Senate Bill No. 2381
- Senate Bill No. 2463
- Senate Bill No. 2471
- Senate Bill No. 2479

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

- House Bill No. 1009
- House Bill No. 1013
- House Bill No. 1018
- House Bill No. 1084
- House Bill No. 1419
- House Bill No. 1478
- House Bill No. 1525
- House Bill No. 1531
- House Bill No. 1548
- House Bill No. 1565

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has not adopted the conference committee report on House Bill No. 1384 and the President appointed as a new conference committee.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES	•		KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	POWERS		•			
DUBORD		•	LARSON, G #29		•	RAU		•			
EAGLES		•	LAUGHLIN		•	REED		•	MR SPEAKER		•
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A #49		•	MATCHP		•	SCHUETT		•			
HAUSAUER, L #75		•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENHELM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWONTEK		•			
HORGAN		•	METZGER		•	THORSgard		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3091. A concurrent resolution directing a Legislative Council study to determine the feasibility of creating a state department of human services.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 42; nays, 53; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			JOHNSON		•	MILLER		•	TINJUM		•
• BACKES		•	KELLY		•	MUND		•	TWETEN		•
• BEAUCLAIR		•	KERMOTT		•	• MURPHY		•	UNJEM		•
• BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
• BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
• BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
• BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
• CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ		•
• CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
• CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
• DOTZENROD		•	LARSON, B #12		•	POWERS		•			
• DUBORD		•	LARSON, G #29		•	RAU		•	• MR SPEAKER		•
• EAGLES		•	LAUGHLIN		•	REED		•			
• ERICKSON		•	LEE		•	RICHARD		•			
• FLEMING		•	LIPSIEA		•	RICHIE		•			
• GACKLE		•	LOKKEN		•	RICHTER		•			
• GENGLER		•	LUNDENE		•	RIEHL		•			
• GERL		•	MAIXNER		•	ROCHELEAU		•			
• GRONNEBERG		•	MARSDEN		•	RUED		•			
• GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•			
• GUNSCH		•	MARTIN, G #43		•	RYLANCE		•			
• HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
• HAUSAUER, A #49		•	MATCHP		•	SCHUETT		•			
• HAUSAUER, L #75		•	MCCAFFREY		•	SCOFIELD		•			
• HERMAN		•	MCGAUVRAN		•	SOLBERG		•			
• HERSLIP		•	MEIERS		•	STENHELM		•			
• HICKLE		•	MERTENS		•	STRINDEN		•			
• HILL		•	METZ		•	SWONTEK		•			
• HORGAN		•	METZGER		•	THORSgard		•			
• JACOBSON		•	MEYER		•	TIMM		•			

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3092. A concurrent resolution directing an interim study by the Legislative Council to determine the numbers of displaced homemakers in North Dakota and to identify the programs and services provided by the state and its political subdivisions, and by voluntary, nonprofit organizations to this special category of women who have fulfilled the role of homemaker but suddenly find themselves displaced in their middle years due to widowhood, divorce, disabled spouse, or other loss of family income.

Was read the second time with Committee Recommendation Do Not Pass.

Rep. Beauclair: "Mr. Speaker, Members of the Assembly:

"I rise on a point of personal privilege and ask that my remarks be printed in the Journal.

"Although the Legislative Council Resolutions Committee recommended a Do Not Pass on House Concurrent Resolution No. 3092, which calls for an interim study on programs and services provided for the Displaced Homemaker in North Dakota, I feel strongly that we should support the resolution.

"I call your attention to the printed information which each of you should have found on your desk this morning. I refer to the article entitled, 'The Displaced Homemaker: There is new hope for America's No. 1 lady in distress.'

"What is a Displaced Homemaker? She is a woman, usually middle aged, who has spent her life as a traditional homemaker and who suddenly finds herself forced back into the labor market because of widowhood, divorce or a disabled spouse. There is no one to support her and her family.

"The Displaced Homemaker has some very special problems. She chose the most socially acceptable role for a woman — that of wife and mother — instead of a paying job. She kept house, raised a family and depended solely on her husband for support. Now she no longer has that support, and if she had any paid work experience at all, it has been usually 20 to 30 years ago.

"Until very recently, women were not encouraged to pursue a serious career outside the home. They were expected to get married and live happily ever after. The Displaced Homemaker did what she was expected to do and is now out of a job. I repeat — she has some very special problems...

1. Her job skills, if any, are rusty.
2. She can't draw unemployment or a pension.
3. She is too old for AFDC and too young for Social Security.
4. If she is divorced, she is ineligible for her former husband's unemployment benefits.

"This woman could be your mother, your wife, your sister, or yourself. She needs special counseling, special training, and most of all — a whole new look at herself and her role in society. She needs a reassessment of her innate skills and those she has acquired as a fulltime homemaker, volunteer worker, and helpmate to her husband. She needs concrete ways to turn these skills into marketable skills.

"Maybe North Dakota already has an abundance of such programs. Maybe North Dakota has no Displaced Homemakers. Maybe North Dakota doesn't see the need to find out whether we have these people or these programs. I think we should find out, so I strongly urge you to support House Concurrent Resolution No. 3092. Thank you."

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 58; nays, 38; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND	●		● TWETEN		●
● BEAUCLAIR			● KERMOTT		●	● MURPHY		●	● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		●
● BERG			● KNUDSON		●	● NICHOLAS		●	● WAGNER		●
● BERGER		●	● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN		●	● LANG		●	● OPEDAH	●		● WENTZ		
● COMMY			● LANGLEY			● OSHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		●
● DOTZENROD			● LARSON, B #12			● POWERS					
● DuBORD			● LARSON, G #29		●	● RAU		●	● MR SPEAKER		●
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON		●	● LEE		●	● RICHARD					
● FLEMING			● LIPSIEA		●	● RICHIE					
● GACKLE		●	● LOKKEN			● RICHTER		●			
● GENGLER			● LUNDENE			● RIEHL					
● GERL			● MAIXNER			● ROCHELEAU					
● GRÖNNBERG			● MARSDEN		●	● RUED		●			
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSEH		●	● MARTIN, G. #43			● RYLANCE					
● HAUGSLAND			● MARTINSON		●	● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENHJEM					
● HICKLE		●	● MERTENS			● STRINDEN		●			
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER		●	● THORSGARD					
● JACOBSON			● MEYER			● TIMM		●			

So the House Concurrent Resolution was declared adopted.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4030

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has not adopted the conference committee report on House Bill No. 1252 and the President appointed as a new conference committee:

- Senator Naaden
- Senator Hanson
- Senator Erdman

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2045, but that Senate Bill No. 2045 then failed to pass.

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House stand recessed until 3:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that House Bill No. 1034 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. L. HAUSAUER, Chairman

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3094. A concurrent resolution directing the Legislative Council to conduct a thorough and comprehensive study of the possible uses of lignite.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 9; nays, 84; absent and not voting, 7.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	JOHNSON			MILLER		TINJUM
		•	KELLY		•	MUND		TWETEN
		•	KERMÖTT		•	MURPHY		UNHJEM
		•	KLOUBEC		•	MUSHIK		VANDER VORST
		•	KNUDSON		•	NICHOLAS		WAGNER
		•	KRETSCHMAR		•	NORBY		WALSH
		•	KUCHERA		•	OLSON		WEBER
		•	LANG		•	OPEDAHL		WENTZ
		•	LANGLEY		•	O'SHEA		WINGE
		•	LARDY		•	PETERSON		WINKJER
		•	LARSON, B. #12		•	POWERS		
		•	LARSON, G. #29		•	RAU		MR. SPEAKER
		•	LAUGHLIN		•	REED, J.		
		•	LEE		•	RICHARD		
		•	LIPSIEA		•	RICHE		
		•	LOKKEN		•	RICHTER		
		•	LUNDENE		•	RIEHL		
		•	MAIXNER		•	ROCHELÉAU		
		•	MARSDEN		•	RUED		
		•	MARTIN, C. #38		•	RUSSELL		
		•	MARTIN, G. #43		•	RYLANCE		
		•	MARTINSON		•	SCHINDLER		
		•	HAUSAUER, A. #49		•	SCHUETT		
		•	HAUSAUER, L. #25		•	SCOFIELD		
		•	MCGAUVYRAN		•	SOLBERG		
		•	MEIERS		•	STENEHJEM		
		•	MERTENS		•	STRINDEN		
		•	METZ		•	SWIONTEK		
		•	METZGER		•	THORSGARD		
		•	MEYER		•	TIMM		

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3096. A concurrent resolution directing the Legislative Council to study all postsecondary education which derives any support from the state general fund as to its effectiveness in serving the needs of North Dakota's students; joint planning and management of public higher education; and the role, effectiveness, and powers of the Board of Higher Education.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 39; nays, 59; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	JOHNSON			MILLER		TINJUM
		•	KELLY		•	MUND		TWETEN
		•	KERMÖTT		•	MURPHY		UNHJEM
		•	KLOUBEC		•	MUSHIK		VANDER VORST

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS
ON CONSENT CALENDAR

House Concurrent Resolution No. 3027. A concurrent resolution directing a Legislative Council study of North Dakota's corrections system.

House Concurrent Resolution No. 3063. A concurrent resolution directing a Legislative Council study of the organization and financing of special education.

House Concurrent Resolution No. 3083. A concurrent resolution directing a Legislative Council study of the State Department of Health, the State Hospital and its supervisory relationship with comprehensive mental health centers.

House Concurrent Resolution No. 3086. A concurrent resolution directing the Legislative Council to study the membership, duties, and responsibilities of all statutory boards, councils, committees, and commissions, except occupational and professional licensing boards.

House Concurrent Resolution No. 3100. A concurrent resolution directing the Legislative Council to study legislative rules.

House Concurrent Resolution No. 3037. A concurrent resolution directing the Legislative Council to conduct a continuing study of financing of elementary and secondary schools, and of the effectiveness of such financing in reaching the goal of providing the best possible education for North Dakota's students.

House Concurrent Resolution No. 3052. A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the development of a regional system of veterinary education and directing Legislative Council consultation in the development of such a veterinary educational system.

House Concurrent Resolution No. 3107. A concurrent resolution directing the Legislative Council to study and review the economic and logistical effects of weight, size, speed, and other restrictions on the free use of highways in the state.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the House Concurrent Resolutions.

The roll was called and there were ayes, 84; nays, 14; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•		•	•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY			MUND		•	TWETEN	
•	BEAUCLAIR		•	KERMOTT			MURPHY		•	UNHJEM	
•	BENEDICT		•	KLOUBEC			MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON			NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR			NORDBY		•	WALSH	
•	BLACK		•	KUCHERA			OLSON		•	WEBER	•
•	CHRISTENSEN		•	LANG			OPEDAH		•	WENTZ	
•	CONMY		•	LANGLEY			O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY	•		PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, B. #12			POWERS		•		
•	DUBORD		•	LARSON, G. #29			RAU			•	MR SPEAKER
•	EAGLES		•	LAUGHLIN			REED				
•	ERICKSON		•	LEE			RICHARD				
•	FLEMING		•	LIPSIE			RICHIE				
•	GACKLE	•	•	LOKKEN			RICHTER				
•	GENGLER	•	•	LUNDENE			RIEHL				
•	GERL		•	MAIXNER			ROCHELEAU				
•	GRONNEBERG		•	MARSDEN	•		RUED				
•	GUNDERSQN		•	MARTIN, C. #38			RUSSELL				
•	GUNSCH	•	•	MARTIN, G. #43			RYLANCE				
•	HAUGLAND		•	MARTINSON			SCHINDLER				

● HAUSAUER, A. #49 ●	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVYRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HORGAN	● METZ	● SWIONTEK
● JACOBSON	● METZGER	● THORSGARD
	● MEYER	● TIMM

So the House Concurrent Resolutions were declared adopted.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3068. A concurrent resolution directing a study by the Legislative Council on driver licensing in 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, 74; nays, 23; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON		●	● JOHNSON		● MILLER	● TINJUM		
● BACKES			● KELLY		● MUND	● TWETEN		
● BEAUCLAIR			● KERMOTT		● MURPHY	● UNHJEM		
● BENEDICT			● KLOUBEC		● MUSHIK	● VANDER VORST	●	
● BERG			● KNUDSON		● NICHOLAS	● WAGNER		
● BERGER			● KRETSCHMAR	●	● NORDBY	● WALSH		●
● BLACK		●	● KUCHERA	●	● OLSON	● WEBER		●
● CHRISTENSEN			● LANG		● OPEDAHL	● WENTZ		
● CONNY			● LANGLEY		● O'SHEA	● WINGE		
● CRABTREE		●	● LARDY		● PETERSON	● WINKJER		
● DOTZENROD			● LARSON, B #12		● POWERS			
● DuBORD			● LARSON, G #29	●	● RAU	● MR. SPEAKER		
● EAGLES			● LAUGHLIN		● REED			
● ERICKSON			● LEE		● RICHARD			
● FLEMING			● LIPSIEA		● RICHIE			
● GACKLE		●	● LOKKEN		● RICHTER			
● GENGLER			● LUNDENE		● RIEHL			
● GERL			● MAIXNER		● ROCHELEAU			
● GRONNEBERG			● MARSDEN	●	● RUED			
● GUNDERSON			● MARTIN, C #38		● RUSSELL			
● GUNSCH			● MARTIN, G #43		● RYLANCE			
● HAUGLAND			● MARTINSON		● SCHINDLER			
● HAUSAUER, A. #49			● MATCHIE	●	● SCHUETT			
● HAUSAUER, L. #25			● McCAFFREY		● SCOFIELD			
● HERMAN			● McGAUVYRAN	●	● SOLBERG			
● HERSLIP		●	● MEIERS		● STENEHJEM			
● HICKLE			● MERTENS		● STRINDEN			
● HILL			● METZ		● SWIONTEK			
● HORGAN			● METZGER	●	● THORSGARD			
● JACOBSON			● MEYER		● TIMM			

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3081. A concurrent resolution directing the Legislative Council to study the licensing of and the rights of patients in nursing homes and residential care facilities.

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, 64; nays, 29; absent and not voting, 7.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON		● MILLER	● TINJUM		
● BACKES			● KELLY		● MUND	● TWETEN		
● BEAUCLAIR			● KERMOTT		● MURPHY	● UNHJEM		
● BENEDICT			● KLOUBEC	●	● MUSHIK	● VANDER VORST	●	
● BERG			● KNUDSON		● NICHOLAS	● WAGNER		
● BERGER			● KRETSCHMAR		● NORDBY	● WALSH		
● BLACK			● KUCHERA		● OLSON	● WEBER		

On page 1, line 4, after the word "Wisconsin" and before the period insert the following: ", state operation of terminal grain elevators in North Dakota, and creation of a hail insurance mill levy."

On page 1, line 9, delete the words "repeal of article 14" and insert in lieu thereof the words "repeals of articles 14, 19, and 24"

On page 1, line 10, delete the word "is" and insert in lieu thereof the word "are"

On page 1, line 15, delete the words "Article 14" and insert in lieu thereof the words "articles 14, 19, and 24"

On page 1, line 16, delete the word "is" and insert in lieu thereof the word "are"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3001 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3002, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3002 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3003, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3003 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3004, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 1, delete the word "and" and after the numeral "87" insert the following: ", and 88"

On page 1, line 4, before the period insert the following: ", and to the calling of a constitutional convention"

On page 1, line 10, delete the word "and" and after the numeral "87" insert the following: ", and 88"

On page 1, line 16, delete the word "and" and after the numeral "87" insert the following: ", and 88"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3004 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3005, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3005 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3006, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same be amended as follows:

On page 1, line 1, delete the word "and" and insert in lieu thereof a comma, and after the numeral "133" insert the following: ", 137, 138, 140, 141, 143, 144, and 145"

On page 1, line 4, before the period insert the following: ", the authorized business of a corporation, the issuance of stocks and bonds by a corporation, the operating conditions for railroad corporations, the definition of a corporation, and notes and bills circulated by banks"

On page 1, line 9, delete the word "and" and insert in lieu thereof a comma

On page 1, line 10, after the numeral "133" insert the following: ", 137, 138, 140, 141, 143, 144, and 145"

On page 1, line 15, delete the word "and" and insert in lieu thereof a comma, and after the numeral "133" insert the following: ", 137, 138, 140, 141, 143, 144, and 145"

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3006 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3009, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3009 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3010, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3010 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3011, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3011 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3012, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3012 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3013, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 0; Absent, 2, that the same do not pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3013 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Industry, Business, and Labor to whom was referred House Concurrent Resolution No. 3073, has had the same under consideration and recommends, by a vote of Ayes, 15; Nays, 0; Absent, 0, that the same be amended as follows:

On page 1, line 1 delete "Legislative Council" and insert in lieu thereof "State Health Department"

On page 1 after line 23 insert the following:

"WHEREAS, the State Health Department will be able to conduct this study with no further appropriated state funds needed;"

On page 2, line 4 delete "Legislative Council" and insert in lieu thereof "State Health Department"

On page 2, line 10 delete "Legislative Council" and insert in lieu thereof "State Health Department"

On page 2, line 18 delete "Legislative Council" and insert in lieu thereof "State Health Department"

On page 2, line 20 delete "Legislative Council" and insert in lieu thereof "State Health Department"

On page 2, line 23 delete "Legislative Council" and insert in lieu thereof "State Health Department"

On page 2, line 28 delete "Legislative Council" and insert in lieu thereof "State Health Department"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. GENGLER, Chairman

House Concurrent Resolution No. 3073 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3095, has had the same under consideration and recommends, by a vote of Ayes, 5; Nays, 2; Absent, 0, that the same be amended as follows:

On page 1, line 1, delete the word "a" after the word "create" and delete the words "article II" and insert in lieu thereof the word "sections"

On page 1, line 3, after the semicolon insert the words "to provide alternatives"

On page 1, line 5, delete the word "and" and delete the words "the present" and insert in lieu thereof the words "sections 26 through 70"

On page 1, line 6, delete the words "article II"

On page 1, line 7, before the period insert the following: "; and to provide an effective date"

On page 1, line 12, delete the word "a" and delete the words "article II" and insert in lieu thereof the word "sections"

On page 1, line 13, delete the words "the present article II" and insert in lieu thereof the words "sections 26 through 70"

On page 1, line 17, delete the word "November" and insert in lieu thereof the word "September" and delete the word "general" and insert in lieu thereof the word "primary"

On page 1, line 20, delete the words "A new article II" and insert in lieu thereof the words "The following new sections"

On page 1, line 21, delete the word "is" and insert the word "are"

On page 1, delete lines 22 and 23

On page 2, line 1, delete the numeral "1" and insert "26"

On page 2, line 2, delete the words "a legislature consisting of"

On page 2, line 7, delete the numeral "2" and insert "27"

On page 2, line 8, delete the words "two-year" and after the word "terms" but before the period insert the words "of two years"

On page 2, line 9, delete the numeral "3" and insert "28"

On page 2, line 13, delete the numeral "4" and insert "29"

On page 2, line 21, delete the numeral "5" and insert "30"

On page 3, line 3, delete the numeral "6" and insert "31"

On page 3, line 6, delete the numeral "7" and insert "32"

On page 3, line 28, delete the numeral "8" and insert "33", and delete the words "senate and the"

On page 3, line 29, delete the word "each"

On page 4, line 11, delete the numeral "9" and insert "34"

On page 5, line 14, delete the numeral "10" and insert "35"

On page 5, line 17, delete the numeral "11" and insert "36"

On page 5, line 23, delete the numeral "12" and insert "37"

On page 5, line 31, delete the numeral "13" and insert "38"

On page 6, line 1, delete the numeral "14" and insert "39"

On page 6, line 4, delete the remainder of the line after the numeral and period "2." and insert in lieu thereof the following:

"ALTERNATIVE PROPOSITIONS AND THE BALLOT.) The alternative propositions for amending section 77 of the Constitution of the State of North Dakota set out in this section shall be arranged with the main measure of this resolution on the ballot by the secretary of state so voters will vote on both the main measure and for one of the two alternatives when voting on this ballot item. The main measure, should it be approved by the voters, and whichever alternative amendment of section 77 is chosen by the voters, would then together become the constitutional amendment adopted by this ballot item and both would be governed by the effective date stated in this resolution. The alternatives are an integral part of the main measure and shall not stand alone. Should the main measure fail, the alternatives shall be deemed to have failed also.

Should the main measure pass and alternative "A" be selected by the voters, section 34 of the main measure shall be amended by adding the words "except as provided in section 77" to the end of the last sentence in the section as follows, with the additional words indicated by underlining: "No bill shall become a law except by a recorded vote of a majority of the members elected to each house, except as provided in section 77."

Should the main measure pass and alternative "B" be selected by the voters, section 33 of the main measure shall be amended as follows, with the additional words indicated by underlining: "The senate and the house of representatives shall each elect one of its members presiding officer at the beginning of each regular session."

This section of the resolution discussing the alternative propositions and the ballot shall not be published as a part of the Constitution should this resolution be adopted by the voters.

ALTERNATIVE "A"

SECTION 5. AMENDMENT.) Section 77 of the Constitution of the State

of North Dakota is hereby amended and reenacted to read as follows:

Section 77. The powers and duties of the lieutenant governor shall be to serve as president of the (((Senate, but he shall have no vote unless they be equally divided))) senate, and he may, when the senate is equally divided, vote on procedural matters, and on substantive matters if his vote would be decisive. Additional duties shall be prescribed by the governor. If, during a vacancy in the office of governor, the lieutenant governor shall be impeached, displaced, resign, or die, or from mental or physical disease, or otherwise become incapable of performing the duties of his office, the secretary of state shall act as governor until the vacancy shall be filled or the disability removed.

ALTERNATIVE "B"

SECTION 5. AMENDMENT.) Section 77 of the Constitution of the State of North Dakota is hereby amended and reenacted to read as follows:

Section 77. The powers and duties of the lieutenant governor shall be (((to serve as president of the Senate, but he shall have no vote unless they be equally divided. Additional duties shall be))) prescribed by the governor. If, during a vacancy in the office of governor, the lieutenant governor shall be impeached, displaced, resign, or die, or from mental or physical disease, or otherwise become incapable of performing the duties of his office, the secretary of state shall act as governor until the vacancy shall be filled or the disability removed.

On page 6, delete lines 5 through 16

On page 6, line 17, delete the words "Article II" and insert in lieu thereof the words "Sections 26 through 70"

On page 6, line 18, delete the word "is" and insert "are"

On page 6, after line 18, insert the following new section:

"SECTION 4. EFFECTIVE DATE.) The provisions of this resolution, if approved by the people, shall take effect on December 1, 1980."

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3095 was placed on the 6th order of business on the calendar for the succeeding legislative day.

MOTION

Rep. Lardy moved that the House reconsider its action by which House Concurrent Resolution No. 3089 was lost, which motion failed on a verification vote.

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 Senate Bill No. 2148:

Senator Strand

Senator Iszler

Senator Lashkowitz

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee reports on:

Senate Bill No. 2008

Senate Bill No. 2062

Senate Bill No. 2148

Senate Bill No. 2277

Senate Bill No. 2548
House Bill No. 1041

LEO LEIDHOLM, Secretary

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. 1264:

Senator Freed
Senator Sands
Senator Schirado

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit House Bill No. 1350 which the House has passed over the Governor's veto.

The vote on House Bill No. 1350 is Ayes, 68; Nays, 28; Absent, not voting, 4.

And your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit House Bill No. 1537 which the House has passed over the Governor's veto.

The vote on House Bill No. 1537 is, Ayes, 68; Nays, 29; Absent, not voting, 3.

And your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

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 House, on House Bill No. 1384:

Rep. Metz
Rep. Conmy
Rep. Jacobson

ROY GILBREATH, Chief Clerk

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2002 has had the same under consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2002 be amended as follows:

On page 1 of the engrossed bill, line 17, delete the numerals "9,279,648" and insert in lieu thereof the numerals "9,332,942"

On page 1 of the engrossed bill, line 18, delete the numerals "1,383,633" and insert in lieu thereof the numerals "1,389,633"

On page 1 of the engrossed bill, line 19, delete the numerals "469,811" and insert in lieu thereof the numerals "472,811"

On page 1 of the engrossed bill, line 20, delete the numerals "157,233" and insert in lieu thereof the numerals "159,233"

On page 1 of the engrossed bill, line 21, delete the numerals "11,290,325" and insert in lieu thereof the numerals "11,354,619"

On page 1 of the engrossed bill, line 23, delete the numerals "3,530,924" and insert in lieu thereof the numerals "3,595,218"

On page 2 of the engrossed bill, after line 10, insert the following line:
"Turkey barn renovation 15,000"

On page 2 of the engrossed bill, line 12, delete the numerals "16,535,668" and insert in lieu thereof the numerals "16,550,668"

On page 2 of the engrossed bill, line 14, delete the numerals "9,803,541" and insert in lieu thereof the numerals "9,818,541"

On page 4 of the engrossed bill, line 6, delete the numerals "14,876,207" and insert in lieu thereof the numerals "14,955,501"

On page 4 of the engrossed bill, line 8, delete the numerals "31,197,840" and insert in lieu thereof the numerals "31,277,134"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

The House receded from its amendments. This amendment is in addition to the amendment on pages 521-524 of the Senate Journal.

The purpose of this amendment is to add \$53,294 in salaries and wages, \$6,000 in fees and services, \$3,000 in supplies and materials, and \$2,000 in equipment for an Ag specialist position at the Extension Division. This position will be used for work on specialty crops. This amendment also adds \$15,000 to the Main Experiment Station appropriation for renovation of the turkey barn at the station.

For the Senate

Senator Naaden

Senator Hanson

Senator Walsh

For the House

Rep. Tweten

Rep. Mertens

Rep. Gunsch

Rep. Tweten moved that the report be adopted, which motion prevailed.

Senate Bill No. 2002 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2003 has had the same under consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2003 be amended as follows:

On page 2 of the engrossed bill, line 18, delete the numerals "611,950" and insert in lieu thereof the numerals "637,094"

On page 2 of the engrossed bill, line 24, delete the numerals "951,174" and insert in lieu thereof the numerals "976,318"

On page 2 of the engrossed bill, line 26, delete the numerals "395,599" and insert in lieu thereof the numerals "420,743"

On page 3 of the engrossed bill, line 2, delete the numerals "1,076,104" and insert in lieu thereof the numerals "1,101,248"

On page 3 of the engrossed bill, line 4, delete the numerals "4,608,199" and insert in lieu thereof the numerals "4,633,343"

And renumber the lines accordingly.

Statement of Purpose of the Amendment:

The purpose of this amendment is to add \$25,144 to the Soldiers' Home salary and wage appropriation for the employment of a nurse.

For the Senate

Senator Strinden

Senator Thane

Senator Maher
 For the House
 Rep. Kuchera
 Rep. Unhjem — refused to sign
 Rep. G. Martin

Rep. Kuchera moved that the report be adopted, which motion failed on a verification vote.

MOTION

Rep. Strinden moved that a conference committee be appointed to meet with a like committee from the Senate on Senate Bill No. 2003, which motion prevailed.

REPORTS 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 House recede from its amendments.

For the Senate
 Senator Lips
 Senator Wenstrom
 Senator Larson

For the House
 Rep. Eagles — refused to sign
 Rep. Horgan
 Rep. Gunsch

Rep. Eagles moved that the report be adopted, which motion prevailed on a verification vote.

Senate Bill No. 2007 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2008 has had the same under consideration and recommends:

That the Senate accede to the House amendments and that Senate Bill No. 2008 be further amended as follows:

In addition to the amendments to engrossed Senate Bill No. 2008 as adopted by the House on March 18, 1977, engrossed Senate Bill No. 2008 is hereby amended as follows:

On page 1 of the engrossed bill, line 9, as amended by the House, after the word "of" delete the numerals "222,599,750.00" and insert in lieu thereof the numerals "222,619,750.00"

On page 1 of the engrossed bill, line 17, after the words "Fees and services" delete the numerals "7,838,234" and insert in lieu thereof the numerals "7,858,234"

On page 2 of the engrossed bill, line 2, as amended by the House, after the words "Total highway fund appropriation" delete the numerals "222,599,750" and insert in lieu thereof the numerals "222,619,750"

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

The purpose of this amendment is to include an additional \$10,000 per year for the production of the Horizon Magazine in the Travel Department of the State Highway Department.

For the Senate
 Senator Lips
 Senator Wenstrom

Senator Larson
 For the House
 Rep. Wagner
 Rep. Peterson
 Rep. Miller

Rep. Wagner moved that the report be adopted, which motion prevailed.

Senate Bill No. 2008 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2011 has had the same under consideration and recommends:

That the Senate accedes to the House Amendments.

For the Senate
 Senator Thane
 Senator Hanson
 Senator Larson

For the House
 Rep. Peterson
 Rep. Gunsch
 Rep. Fleming

Rep. Peterson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2062 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2062 be amended as follows:

On page 9, line 1 of the engrossed bill, delete the word "**determing**" and insert in lieu thereof the word "**determining**"

On page 9, line 22, after the period insert the following:

"Provided, however, the commission may, by resolution, reserve unto itself final approval authority over any specific water permit in excess of 5,000 acre feet."

For the Senate
 Senator Lee
 Senator Freed
 Senator Redlin

For the House
 Rep. Rylance
 Rep. Kloubec
 Rep. Berg

Rep. Rylance moved that the report be adopted, which motion prevailed.

Senate Bill No. 2062 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2126 has had the same under consideration and recommends:

That the House recede from its amendments.

For the Senate
 Senator Melland
 Senator Strinden

Senator Maher
 For the House
 Rep. Rylance
 Rep. Herslip
 Rep. Wagner

Rep. Rylance moved that the report be adopted, which motion prevailed.

Senate Bill No. 2126 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2148 has had the same under consideration and recommends:

That the Senate accede to House amendment and that Senate Bill No. 2148 be further amended as follows:

Page 1, line 18 after the numeral 39-06.1 delete the beginning triple parentheses

Page 1, line 20 after the numeral 39-06.1-05 delete ending triple parentheses

Page 1, line 20 after 39-06.1-05. add the following:

No suspension or revocation shall be imposed for convictions for driving under suspension or revocation in another state if a valid North Dakota license or permit was in effect at the time of the violation.

And renumber the lines and pages accordingly.

For the Senate
 Senator Strand, Chairman
 Senator Iszler
 Senator Lashkowitz

For the House
 Rep. Timm
 Rep. Scofield
 Rep. Richter

Rep. Timm moved that the report be adopted, which motion prevailed.

Senate Bill No. 2148 was placed on the 6th order of business on the calendar for the succeeding legislative day.

MOTION

Rep. Meiers moved that the House reconsider its action by which Senate Bill No. 2177 was lost, which motion prevailed on a verification vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2177. A Bill for an Act requiring full, adequate, and timely notice of the meetings of all public bodies.

which has 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, 45; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	•			•		•
ANDERSON			JOHNSON			MILLER		TINJUM
• BACKES			• KELLY			• MUND	•	TWETEN
• BEAUCLAIR			KERMOTT	•		MURPHY	•	UNHJEM
• BENEDICT			KLOUBEC	•		• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		WAGNER
• BERGER			• KRETSCHMAR			NORDBY	•	• WALSH
• BLACK			• KUCHERA			OLSON	•	WEBER
• CHRISTENSEN			LANG	•		• OPEDAHL		WENTZ

● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● FRICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERI	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIP	● SCHUETT	
● HAUSAUER, I. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● MCGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENHJEM	
● HICKLE	● MERTENS	● STRINDEW	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill lost for want of a constitutional majority.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1264 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1264 be further amended as follows:

On page 1, after line 18 of the engrossed bill insert the following new subsection:

"1. "Adjusted gross proceeds" means gross proceeds less cash prizes or the price of merchandise prizes."

On page 2, immediately following line 12 insert the following:

"3. "Bingo equipment" means the receptacle and numbered objects drawn from it, the master board upon which such objects are placed as drawn, the cards or sheets bearing numbers or other designation to be covered and the objects used to cover them, the board or signs, however operated, used to announce or display the numbers or designations as they are drawn, public address system, and all other articles essential to the operation, conduct, and playing of bingo."

On page 3, line 5 after the period insert the following sentence: "Distributor" does not include a resident printer who prints raffle tickets at the request of a licensed or authorized organization, and who sells or otherwise distributes such raffle tickets to such organization."

On page 3, line 12 after the word "bylaws" insert the words " , not of direct benefit to the eligible organization or any member thereof"

On page 3, line 14 after the word "founded" insert the words " , not of direct benefit to the eligible organization or any member thereof"

On page 3, line 20 after the period delete the word "Uses" and insert in lieu thereof the words: "Except as used for political parties, uses"

On page 4, line 11 delete the word "receipts" and insert in lieu thereof the words "adjusted gross proceeds"

On page 4, delete all of lines 14 through 22

On page 5, line 3 before the word "punchboards" insert the word "and" and also in line 3 after the word and period "punchboards." insert the following new sentence: "For political parties, "games of chance" shall be limited to raffles."

On page 5, after line 4 insert the following new subsection:

"14. "Gross proceeds" means all moneys collected or received from games of chance and admissions thereto."

On page 5, line 16 after the word "Act" insert the following words: ", or a bona fide political party which has appeared on the ballots for the previous two statewide primary elections"

On page 8, line 13 after the word "games" insert the following words: "for specifically designated times, places and uses,"

On page 8, line 17 after the period insert the following new sentence: "The governing body may by ordinance or resolution establish authorization fees not to exceed ten dollars for an authorization for one occasion and not to exceed twenty-five dollars for an authorization covering more than one occasion."

On page 8, delete all of line 18

On page 8, line 19 delete the words "governing body authorizes such games by resolution." and insert in lieu thereof the words: "If the governing body, at its own discretion, chooses to authorize such types of games of chance, the governing body shall authorize such organization which conforms to the requirements of the Act to conduct such games on such occasion."

On page 8, after line 25 insert the following new paragraph: "The governing body shall have the power, on its own motion based on reasonable grounds or on written complaint, to suspend or revoke an authorization in accordance with chapter 28-32 for violation, by the authorized organization or any officer, director, agent, member, or employee of such organization, of this Act or any rule or regulation promulgated hereunder."

On page 11, delete all of lines 19 through 21

On page 11, line 29 after the word "from" insert the words "games of chance and" and also after the word "admissions" delete the word "to" and insert in lieu thereof the word "thereto."

On page 11, line 30 delete the words "and games of chance" and insert in lieu thereof the words: "except cash prizes of less than one hundred dollars paid immediately,"

On page 11, line 32 delete the word "All" and insert in lieu thereof the words: "Cash prizes of one hundred dollars or more, the purchase prices of merchandise prizes, and all"

On page 12, line 3 after the word "expense" insert the words "or prize"

On page 12, line 14 after the word "amount" insert the following words "actually and necessarily incurred and directly attributable only to the conduct of the games of chance, and shall not include overhead, capital costs and general maintenance"

On page 12, line 16 delete the word "receipts" and insert in lieu thereof the words "adjusted gross proceeds"

On page 12, after line 29 insert the following new subdivision: "g. Taxes."

On page 12, line 32 delete the words "prizes, equipment" and insert in lieu thereof the words "bingo equipment, jars, pull tabs, punchboards, and raffle tickets"

On page 13, line 9 delete the words "ten percent of the total expenses incurred" and insert in lieu thereof the words "three percent of the total adjusted gross proceeds received" and also in line 9 delete the word "an" and insert in lieu thereof the words "a licensed"

On page 13, line 10 delete the words "pursuant to section 9" and also in line 10 delete the words "state tax" and insert in lieu thereof the words "licensing authority"

On page 13, line 11 delete the word "commissioner" and also in line 11 delete the words "on January first and" and insert in lieu thereof the words "before April first of each year for the preceding calendar year"

On page 13, line 12 delete the words "July first of each year"

On page 13, line 13 delete the words "state tax commissioner" and insert in lieu thereof the words "licensing authority"

On page 13, line 26 delete the word "hundred" and insert in lieu thereof the word "thousand"

On page 14, line 5 after the word "organization" insert the words "or unless the raffle tickets are obtained from a resident printer who has printed the raffle tickets at the request of the organization"

On page 14, delete all of lines 9 through 13 and insert in lieu thereof the words "No licensed or authorized eligible organization shall be a distributor."

And renumber the lines, sections, subsections, subdivisions and pages accordingly.

For the Senate

Senator Freed

Senator Sands

Senator Schirado

For the House

Rep. Kretschmar

Rep. Strinden

Rep. Backes

Rep. Kretschmar moved that the report be adopted, which motion prevailed on a verification vote.

House Bill No. 1264 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2160 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Vosper

Senator Albers

Senator Mau

For the House

Rep. Martinson

Rep. Walsh

Rep. Rocheleau

Representative Martinson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2164 has had the same under consideration and recommends:

That the Senate accede to the House amendments and that Senate Bill No. 2164 be further amended as follows:

On page 26 of the engrossed bill, line 33, after the word "shall" insert the words "by means of nonidentifying data"

On page 30 of the engrossed bill, line 35, after the word "shall" insert the words and commas "in accordance with the terms of the Administrative Agencies Practice Act, chapter 28-32 of the North Dakota Century Code,"

And renumber the lines and pages accordingly.

For the Senate

Senator Christensen

Senator Goodman

Senator Miller

For the House

Rep. Conmy

Rep. Winkjer

Rep. Meiers

Representative Conmy moved that the report be adopted, which motion prevailed.

Senate Bill No. 2164 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2277 has had the same under consideration and recommends:

That the Senate accede to the House amendments and that Senate Bill No. 2277 be further amended as follows:

On page 2, line 14 of the engrossed bill, after the word "within" delete the word "fourteen" and insert in lieu thereof the word "thirty"

On page 2, line 18, after the period insert the following sentence: "A lessor is not required to pay interest on security deposits if the period of occupancy was less than nine months in duration."

And renumber the lines and pages accordingly.

For the Senate

Senator Freed

Senator Christensen

Senator Schirado

For the House

Rep. Stenehjem

Rep. Wentz

Rep. Beauclair

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

Senate Bill No. 2277 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2297 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2297 be amended as follows:

On page 1, line 10 of the engrossed bill, delete the second word "and" and insert in lieu thereof a comma and also on line 10, after the number "2" insert the following: ", and 3"

On page 1, line 17, delete the word "and" and also on line 17, after the third comma insert the following "and 49-22-23,"

On page 2, line 15, delete the words "sixty-nine" and insert in lieu thereof the words "one hundred fifteen"

On page 2, line 27, following the period insert the following:

"The provision of this subdivision shall not apply to any person operating an oil or gas pipeline gathering system."

On page 6, line 24, after the word "chapter" insert the following new language: ", including but not limited to applications, notices and

hearings, and may forthwith issue a certificate of site compatibility, a route permit, or both, with such conditions as the commission may require”

On page 13, line 16, following the second word “the” insert the word “general”

On page 13, line 17, delete the words “provided for in subsection 3 of section 49-22-22”

On page 13, line 26, delete the word “and” and insert in lieu thereof a comma and also on line 26, after the number “2” insert “, and 3”

On page 14, following line 32, insert the following:

“3. All fees collected under the provisions of this chapter shall be deposited in the ((state treasury and credited to a special account to be designated as the energy conversion and transmission facility siting fund. This fund shall be available to the commission, and, subject to legislative appropriation, may be expended for the administration and enforcement of this chapter and in processing applications for certificates or permits in accordance with the provisions of this chapter))) general fund.”

On page 14, line 34, delete the word “and” and also on line 34, after “49-22-12” insert “, and 49-22-23”

And renumber the lines, subdivisions and pages accordingly.

For the Senate

Senator Nelson
Senator Fritzell
Senator Krauter

For the House

Rep. Walsh
Rep. Matchie — refused to sign
Rep. Murphy

Rep. Walsh moved that the report be adopted, which motion prevailed.

Senate Bill No. 2297 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2308 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Lodoen
Senator Holmberg
Senator Shablow

For the House

Rep. G. Larson
Rep. Conmy
Rep. Nordby

Rep. Larson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2323 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2323 be amended as follows:

On page 1, line 23 delete the numeral “5” and insert in lieu thereof the numeral “4” and after the word “of” insert the word “engrossed”

On page 2, line 15 delete the numeral “5” and insert in lieu thereof the

numeral "4" and after the word "of" insert the word "engrossed"

On page 3, line 15 delete the numeral "5" and insert in lieu thereof the numeral "4" and after the word "of" insert the word "engrossed"

On page 5, line 19 after the period insert the following new sentence:

"The advisory committee on elections, as provided for in section 16.1-01-01 of the North Dakota Century Code as created by subsection 5 of section 1 of engrossed House Bill No. 1049 as approved by the forty-fifth legislative assembly, shall approve any electronic voting system prior to acquisition."

On page 8, line 22 after the period insert the following: **"The automatic tabulating equipment shall also be sealed in a manner which will ensure that it cannot be tampered with prior to the counting of ballots."**

On page 8, line 35 delete the words "district chairman" and insert in lieu thereof the words "legislative district chairmen"

On page 10, line 7 delete the numeral "6" and insert in lieu thereof the numeral "5" and after the word "of" insert the word "engrossed"

On page 10, line 13 after the word "by" insert the word "the" and also place triple parentheses around the word "officials" and insert in lieu thereof the word "judges" and also insert beginning triple parentheses before the word "If"

On page 10, line 15 insert ending triple parentheses after the word "interests."

On page 10, line 16 place beginning triple parentheses before the word "in" and place ending triple parentheses after the word "secrecy" and also place triple parentheses around the word "officials" and insert in lieu thereof the word "judges"

On page 10, line 17 delete the word "durig" and insert in lieu thereof the word "during"

On page 10, line 21 delete the words "in secrecy" and also delete the word "officials" and insert in lieu thereof the word "judges"

On page 10, line 31 delete the numeral "10" and insert in lieu thereof the numeral "8"

On page 10, line 32 after the word "of" insert the word "engrossed"

On page 11, line 21 delete the numeral "10" and insert in lieu thereof the numeral "8"

On page 11, line 22 after the word "of" insert the word "engrossed"

On page 12, line 15 delete the numeral "12" and insert in lieu thereof the numeral "10" and also after the word "of" insert the word "engrossed"

On page 14, line 4 delete the numeral "12" and insert in lieu thereof the numeral "10" and also after the word "of" insert the word "engrossed"

On page 14, line 25 delete the numeral "14" and insert in lieu thereof the numeral "12" and also after the word "of" insert the word "engrossed"

On page 15, line 21 delete the numeral "14" and insert in lieu thereof the numeral "12" and also after the word "of" insert the word "engrossed"

On page 15, line 31 after the word "counted" delete ", and all" and insert in lieu thereof a period and the following language:

"An election board and officials shall be appointed from the legislative district in which the counting center is located, as provided for in section 16.1-05-01 of the North Dakota Century Code as created by section 3 of engrossed House Bill No. 1049 as approved by the forty-fifth legislative assembly, to supervise the counting of ballots. All"

On page 16, line 10 after the word "by" insert the words "the two" and delete the words "officials of opposed interests" and insert in lieu thereof the word "judges"

On page 16, line 22 delete the words "by an alternate method" and in-

sert in lieu thereof the words "according to section 16.1-15-03 of the North Dakota Century Code as created by section 12 of engrossed House Bill No. 1049, as approved by the forty-fifth legislative assembly."

On page 16, line 24, delete the numeral "15" and insert in lieu thereof the numeral "13"

On page 16, line 25 after the word "of" insert the word "engrossed"

On page 17, line 8 delete the numeral "15" and insert in lieu thereof the numeral "13" and also after the word "of" insert the word "engrossed"

On page 18, line 34 after the period insert the following sentence:

"The secretary of state shall approve any electronic voting system prior to acquisition."

On page 22, line 2 after the period insert the following: "The automatic tabulating equipment shall also be sealed in a manner which will ensure that it cannot be tampered with prior to the counting of ballots."

On page 22, line 28 after the word "counted" delete ", and all" and insert in lieu thereof a period and the following language:

"An election board and officials shall be appointed from the legislative district in which the counting center is located, as provided for in chapters 16-10 and 16-13 of the North Dakota Century Code. All"

On page 23, line 7 after the word "by" insert the words "the two" and delete the words "officials of opposed interests" and insert in lieu thereof the word "judges"

On page 23, line 17 delete the words "by an alternate method and insert in lieu thereof the words "according to chapters 16-10 and 16-13 of the North Dakota Century Code."

And renumber the lines and pages accordingly.

For the Senate

Senator Sands

Senator Holmberg

Senator Lashkowitz

For the House

Rep. Kretschmar

Rep. Conmy

Rep. Beauclair

Rep. Kretschmar moved that the report be adopted, which motion prevailed.

Senate Bill No. 2323 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2346 has had the same under consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2346 be amended as follows:

On page 1 of the engrossed bill, line 2, after the word "credit" and before the period insert the following: "; and to provide effective dates"

On page 1 of the engrossed bill, line 14, delete the beginning triple parentheses before the word "permanently" and delete the ending triple parentheses after the word "and"

On page 2 of the engrossed bill, line 15, delete the ending triple parentheses and the word "eighty", insert ending triple parentheses after the word "five" and insert thereafter the word "eighty"

On page 2 of the engrossed bill, line 18, insert triple parentheses around the word "five" and insert thereafter the word "two"

On page 2 of the engrossed bill, line 22, delete the word "seventy-five" and insert in lieu thereof the word "sixty"

On page 2 of the engrossed bill, line 25, delete the word "three" and insert in lieu thereof the word "two" and after the word "thousand" insert the words "four hundred"

On page 2 of the engrossed bill, line 28, after the word "thousand" insert the words "five hundred"

On page 2 of the engrossed bill, line 29, delete the closing triple parentheses and the word "sixty", insert ending triple parentheses around the word "five" and insert thereafter the word "forty"

On page 2 of the engrossed bill, line 31, delete the word "two" and insert in lieu thereof the word "one", insert triple parentheses around the word "five" and insert thereafter the word "six"

On page 2 of the engrossed bill, line 34, delete the word "seven" and insert in lieu thereof the word "eight"

On page 2 of the engrossed bill, line 35, delete the word "fifty" and insert in lieu thereof the word "twenty"

On page 3 of the engrossed bill, line 2, delete the words "two thousand" and insert in lieu thereof the words "eight hundred"

On page 3 of the engrossed bill, delete lines 4 through 16.

On page 3 of the engrossed bill, line 24, delete the beginning triple parentheses

On page 3 of the engrossed bill, line 25, delete the ending triple parentheses after the word "and"

On page 3 of the engrossed bill, line 34, delete the beginning triple parentheses before the word "permanently" and delete the ending triple parentheses after the word "and"

On page 4 of the engrossed bill, line 18, delete the word "three" and insert in lieu thereof the word "four"

On page 4 of the engrossed bill, line 21, delete the word "three" and insert in lieu thereof the word "four"

On page 4 of the engrossed bill, line 22, delete the triple parentheses around the word "one"

On page 4 of the engrossed bill, line 23, delete the word "two", delete the word "fifty" and insert in lieu thereof the word "seventy-five"

On page 4 of the engrossed bill, line 28, insert triple parentheses around the word "March" and insert thereafter the word "June"

On page 5 of the engrossed bill, after line 7, insert the following new section:

"SECTION 2. EFFECTIVE DATES.) The provisions of this Act shall be effective for assessments of property made on or after January 1, 1977, and for payments for rent for periods beginning on or after January 1, 1977."

And renumber the lines and pages accordingly.

For the Senate

Senator Lips

Senator Hanson

Senator Erdman

For the House

Rep. A. Hausauer

Rep. Unhjem

Rep. Mushik

Rep. A. Hausauer moved that the report be adopted, which motion prevailed.

Senate Bill No. 2346 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2364 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2364 be amended as follows:

On page 1, line 15, of the engrossed bill delete the word "eighteen" and insert in lieu thereof the word "twenty-one"

On page 1, line 17, delete the word "nineteen" and insert in lieu thereof the word "twenty-one" and also on the same line delete the word "two" and insert in lieu thereof the word "five"

And renumber the lines and pages accordingly.

For the Senate

Senator Iszler

Senator Freed

Senator Schirado

For the House

Rep. Richie

Rep. Stenehjem

Rep. Dotzenrod

Rep. Richie moved that the report be adopted, which motion prevailed.

Senate Bill No. 2364 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2381 has had the same under consideration and recommends:

That the House recede from their amendments and the engrossed bill be amended as follows:

On page 3, delete all of line 26, and insert in lieu thereof the following: "voting on the question at any regular or special election;"

On page 3, line 31, after the word "agreement" delete "or any amendment thereto which"

On page 3, delete all of lines 32 through 34 to the period

On page 4, line 3, after the word "electors" insert the following: "voting on the question at any regular or special election;"

On page 4, line 4, after the word "cities" delete "who voted in the previous"

On page 4, line 5, delete "gubernatorial election"

On page 5, line 24, after the word "electors" insert the following: "voting on the question at any regular or special election"

On page 5, line 24, after the word "cities" delete "who voted in the"

On page 5, line 25, delete "previous gubernatorial election"

On page 5, line 26, after the word "agreement" insert "when completed"

On page 7, line 26, after the word "voted" delete the following: "in the previous gubernatorial" and insert in lieu thereof "on the question in the last regular or special"

On page 10, line 6, after the word "cities" delete "who voted in the" and insert in lieu thereof the following: "voting on the question at the last regular or special"

On page 10, line 7, delete "previous gubernatorial"

On page 14, line 31, after the word "cities" delete the word "who" and

insert in lieu thereof the words "voting on the question at any regular or special"

On page 14, line 32, delete "voted in the previous gubernatorial"

On page 17, line 11, delete the word "(provided"

On page 17, delete all of lines 12 through 15

On page 18, line 18, after the word "cities" delete "who voted in the previous" and insert in lieu thereof the words "voting on the question at any regular or special"

On page 18, line 19, delete the word "gubernatorial"

On page 22, line 1, delete the words ", subject to approval by not less than"

On page 22, delete all of line 2

On page 22, line 3, delete the words "cities who voted in the previous gubernatorial election,"

On page 22, line 7, after the word "agency" insert a period and delete the rest of the line

On page 22, delete all of lines 8 through 12

On page 23, line 35, delete the words "shall not" and insert in lieu thereof the word "may"

On page 24, line 4, delete the words "shall not" and insert in lieu thereof the word "may"

And renumber the lines and pages accordingly.

And when so amended, recommends the same do pass.

For the Senate

Senator Lodoen

Senator Reiten

Senator Shablow

For the House

Rep. Conmy

Rep. G. Larson

Rep. Nordby

Rep. Conmy moved that the report be adopted, which motion prevailed.

Senate Bill No. 2381 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2463 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate

Senator Lodoen

Senator Reiten

Senator Shablow

For the House

Rep. Knudson

Rep. Black

Rep. Berger

Rep. Knudson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2471 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2471 be amended as follows:

On page 1, line 18 of the engrossed bill, after the word "cent" insert the words "simple interest"

On page 1, line 19, insert beginning triple parentheses before the word "total" and insert ending triple parentheses after the word "amount" and insert in lieu thereof the words "unpaid balance"

And renumber the lines and pages accordingly.

For the Senate

Senator Lodoen
Senator Fritzell
Senator Krauter

For the House

Rep. Maixner
Rep. Kloubec
Rep. Lokken

Rep. Kloubec moved that the report be adopted, which motion prevailed.

Senate Bill No. 2471 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2479 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2479 be amended as follows:

On page 1, line 12, after the word "larger" delete the word "estate,"
And renumber the lines and pages accordingly.

For the Senate

Senator Freed
Senator Holmberg
Senator Schirado

For the House

Rep. Conmy
Rep. Stenehjem
Rep. Hill

MOTION

Rep. Conmy moved that the Report of the Conference Committee on Senate Bill No. 2479 be laid on the table, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2548 has had the same under consideration and recommends:

That the Senate accede to the House Amendments and that Senate Bill No. 2548 be further amended as follows:

On page 1, line 3, after the word "plan" insert the words "and estimate of costs"

On page 1, line 17, after the word "plan" insert the words "and estimate of costs"

And renumber the lines accordingly.

For the Senate

Senator Naaden
Senator Hanson
Senator Maher

For the House

Rep. Kuchera
Rep. A. Hausauer

Rep. Lardy

Rep. Kuchera moved that the report be adopted, which motion prevailed.

Senate Bill No. 2548 was placed on the 6th order of business on the calendar for the succeeding legislative day.

MOTIONS

Rep. Conmy moved that the House reconsider its action whereby the Report of the Conference Committee on Senate Bill No. 2479 was laid on the table, which motion prevailed.

Rep. Conmy moved that the Conference Committee Report on Senate Bill No. 2479 be adopted, which motion prevailed.

Senate Bill No. 2479 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Rep. Langley moved that the rules be suspended, and that Senate Bill No. 2277 be placed on the 6th order of business at this time, which motion prevailed.

Rep. Langley moved that the rules be suspended, and the amendments to Senate Bill No. 2277 be adopted, which motion prevailed.

Rep. Langley moved that the rules be suspended, and that Senate Bill No. 2277 as amended be placed on the calendar for second reading and final passage, which motion failed on a verification vote.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1252:

Rep. Peterson

Rep. L. Hausauer

Rep. Mertens

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2003:

Rep. Kuchera

Rep. Unhjem

Rep. G. Martin

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned until 9:00 a.m., Thursday, March 31, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

• GERL	• MAIXNER	• ROCHELEAU
• GRONBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McCAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3001 as recommended by the Committee on Constitutional Revision as printed on pages 1712 and 1713 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3004 as recommended by the Committee on Constitutional Revision as printed on page 1713 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3006 as recommended by the Committee on Constitutional Revision as printed on page 1714 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3014 as recommended by the Committee on Constitutional Revision as printed on page 1693 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3015 as recommended by the Committee on Constitutional Revision as printed on page 1694 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3031 as recommended by the Committee on Constitutional Revision as printed on page 1694 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3071 as recommended by the Committee on Constitutional Revision as printed on pages 1694 and 1695 of the House Journal be adopted, which motion prevailed.

Rep. Gengler moved that the amendments to House Concurrent Resolution No. 3073 as recommended by the Committee on Industry, Business and Labor as printed on page 1715 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3088 as recommended by the Committee on Constitutional Revision as printed on page 1695 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3095 as recommended by the Committee on Constitutional Revision as printed on pages 1715, 1716 and 1717 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2550 as recommended by the Committee on Education as printed on page 1701 of

the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to House Bill No. 1264 as recommended by the Conference Committee on House Bill No. 1264 as printed on pages 1723, 1724 and 1725 of the House Journal be adopted, which motion prevailed.

Rep. Richie moved that the amendments to House Bill No. 1559 as recommended by the Conference Committee on House Bill No. 1559 as printed on pages 1697 and 1698 of the House Journal be adopted, which motion prevailed.

Rep. Tweten moved that the amendments to Senate Bill No. 2002 as recommended by the Conference Committee on Senate Bill No. 2002 as printed on pages 1718 and 1719 of the House Journal be adopted, which motion prevailed.

Rep. Eagles moved that the amendments to Senate Bill No. 2007 as recommended by the Conference Committee on Senate Bill No. 2007 as printed on page 1720 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2008 as recommended by the Conference Committee on Senate Bill No. 2008 as printed on pages 1720 and 1721 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2062 as recommended by the Conference Committee on Senate Bill No. 2062 as printed on page 1721 of the House Journal be adopted, which motion prevailed.

Rep. Rylance moved that the amendments to Senate Bill No. 2126 as recommended by the Conference Committee on Senate Bill No. 2126 as printed on page 1721 of the House Journal be adopted, which motion prevailed.

Rep. Timm moved that the amendments to Senate Bill No. 2148 as recommended by the Conference Committee on Senate Bill No. 2148 as printed on page 1722 of the House Journal be adopted, which motion prevailed.

Rep. Conmy moved that the amendments to Senate Bill No. 2164 as recommended by the Conference Committee on Senate Bill No. 2164 as printed on pages 1725 and 1726 of the House Journal be adopted, which motion prevailed.

Rep. Walsh moved that the amendments to Senate Bill No. 2297 as recommended by the Conference Committee on Senate Bill No. 2297 as printed on pages 1726 and 1727 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar moved that the amendments to Senate Bill No. 2323 as recommended by the Conference Committee on Senate Bill No. 2323 as printed on pages 1727, 1728 and 1729 of the House Journal be adopted, which motion prevailed.

Rep. A. Hausauer moved that the amendments to Senate Bill No. 2346 as recommended by the Conference Committee on Senate Bill No. 2346 as printed on pages 1729 and 1730 of the House Journal be adopted, which motion prevailed.

Rep. Richie moved that the amendments to Senate Bill No. 2364 as recommended by the Conference Committee on Senate Bill No. 2364 as printed on page 1731 of the House Journal be adopted, which motion prevailed.

Rep. Conmy moved that the amendments to Senate Bill No. 2381 as recommended by the Conference Committee on Senate Bill No. 2381 as printed on pages 1731 and 1732 of the House Journal be adopted, which motion prevailed.

Rep. Kloubec moved that the amendments to Senate Bill No. 2471 as recommended by the Conference Committee on Senate Bill No. 2471 as printed on pages 1732 and 1733 of the House Journal be adopted, which motion prevailed.

Rep. Conmy moved that the amendments to Senate Bill No. 2479 be laid on the table.

ROLL CALL

The roll was called and there were ayes, 81; nays, 13; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON			MILLER			TINJUM		•
BACKES			KELY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		•
BENEDICT			KLOUBEC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		•
BLACK			KUCHERA			OLSON			WEBER		•
CHRISTENSEN			LANG			OPEDAHL			WENTZ		•
CONMY			LANGLEY			O'SHEA			WINGE		•
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD		•	LARSON, B. #12			POWERS					
DUBORD			LARSON, G. #29		•	RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REFD					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSEA			RICHIE					
GACKLE		•	LOKKEN			RICHTER					
GENGLER			LUNDENE		•	RIEHL					
GERL		•	MAIXNER			ROCHELORU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C. #38			RUSSELL					•
GUNSCH			MARTIN, G. #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, I. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVIRAN			SOLBERG					
HERSLIP			MEIERS			STENHJEM					•
HICKLE			MERTENS		•	STRINDEN					
HILL			METZ			SWIONTER					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER		•	TIMM					

So the motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Kuchera moved that the amendments to Senate Bill No. 2548 as recommended by the Conference Committee on Senate Bill No. 2548 as printed on page 1733 of the House Journal be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1280 has had the same under consideration and recommends:

The Senate recedes from their amendments.

For the Senate

Senator Melland

Senator Thane refused to sign

Senator Walsh

For the House

Rep. Marsden, Refused to sign

Rep. Mertens
 Rep. Peterson
 Rep. Marsden moved that the report be adopted.
 Rep. Winkjer requested a recorded roll call vote, which request was granted.

ROLL CALL

The roll was called, and there were ayes, 62; nays, 36; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		•
• BACKES			• KELLY			• MUND		•	• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		•
• BENEDICT			• KLOBEC		•	• MUSHIK		•	• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS		•	• WAGNER		•
• BERGER			• KRETSCHMAR		•	• NORDBY		•	• WALSH		•
• BLACK			• KUCHERA		•	• OLSON		•	• WEBER		•
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•	• WENTZ		•
• COMMY		•	• LANGLEY		•	• O'SHEA		•	• WINGE		•
• CRABTREE		•	• LARDY		•	• PETERSON		•	• WINKJER		•
• DOTZENROD		•	• LARSON, B. #12		•	• POWERS		•			
• DUBORD		•	• LARSON, G. #29		•	• RAO		•	• MR SPEAKER		
• EAGLES		•	• LAUGHLIN		•	• REO		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C. #38		•	• RUSSELL		•			
• GUNSCHE		•	• MARTIN, G. #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHTE		•	• SCHUETT		•			
• HAUSAUER, L. #25		•	• MCCAFFREY		•	• SCOFIELD		•			
• HERMAN		•	• MCGALUVRAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDEN		•			
• HILL		•	• METZ		•	• SWONTEK		•			
• MORGAN		•	• METZGER		•	• THORSGARD		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

Conference Committee Report on House Bill No. 1280 was adopted.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bills Nos. 1264 and 1559, as amended, be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1264. A Bill for an Act to allow nonprofit veterans, charitable, educational, religious, and fraternal organizations, civic and service clubs, and public-spirited organizations to conduct games of chance; and providing for definitions, licensure by the attorney general, city and county approval in certain instances, restrictions on the conduct of games of chance, bookkeeping requirements, expense requirements, examination of books and records, licensure of distributors, a tax based on expenses, an expiration date, and a criminal penalty for violation of this Act; to amend and reenact sections 12.1-28-01 and 12.1-28-02 of the North Dakota Century Code, relating to gambling definitions and classification of gambling offenses; 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, 72; nays, 26; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		•
• BEAUCLAIR		•	• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT		•	• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN		•	• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		•
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE		•	• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG		•	• MARSDEN			• RUED					
• GUNDERSON		•	• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLAND					
• HAUGLAND			• MARTINSON		•	• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVAN		•	• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSgard		•			
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1559. A Bill for an Act to create and enact three new sections to chapter 12.1-23 of the North Dakota Century Code, relating to altering identification marks; and to the possession of altered property and dealing in stolen property; to amend and reenact section 12.1-23-09 of the North Dakota Century Code, relating to defenses and proof as to theft and related offenses; and to create and enact two new subsections to section 12.1-23-10 of the North Dakota Century Code, relating to definitions of "dealer in property" and "traffic".

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were yeas, 97; nays, 0; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND	•		• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		•
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLAND					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVAN			• SOLBERG					

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH	•
BLACK	•		KUCHERA	•		OLSON	•	WEBER	•
CHRISTENSEN	•		LANG	•		OPEDAHL	•	WENTZ	•
CONAMY	•		LANGLEY	•		O'SHEA	•	WINGE	•
CRABTREE	•		LARDY	•		PETERSON	•	WINKJER	•
DOTZENROD	•		LARSON, B. #12	•		POWERS	•		
DUBORD	•		LARSON, G. #29	•		RAU	•	MR. SPEAKER	•
EAGLES	•		LAUGHLIN	•		REED	•		
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSIEA	•		RICHIE	•		
GACKLE	•		LOKKEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEHL	•		
GERL	•		MAIXNER	•		ROCHELEAU	•		
GRONNEBERG	•		MARSDEN	•		RUED	•		
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•		
HAUSAUER, L. #25	•		MCCAFFREY	•		SCOFIELD	•		
HERMAN	•		MCGAUVRAN	•		SOLBERG	•		
HERSLIP	•		MEIERS	•		STENEHJEM	•		
HICKLE	•		MERTENS	•		STRINDEN	•		
HILL	•		METZ	•		SWIONTEK	•		
HORGAN	•		METZGER	•		THORSGARD	•		
JACOBSON	•		MEYER	•		TIMM	•		

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3005. A concurrent resolution to repeal article 88 of the amendments to the Constitution of the State of North Dakota, relating to the calling of a constitutional convention.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 1; nay, 86; absent and not voting, 13.

NORTH DAKOTA HOUSE OF REPRESENTATIVES									
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ANDERSON	•		JOHNSON	•		MILLER	•	TINJUM	•
BACKES	•		KELLY	•		MUND	•	TWETEN	•
BEAUCLAIR	•		KERMOTT	•		MURPHY	•	UNHJEM	•
BENEDICT	•		KLOUBEC	•		MUSHIK	•	VANDER VORST	•
BERG	•		KNUDSON	•		NICHOLAS	•	WAGNER	•
BERGER	•		KRETSCHMAR	•		NORDBY	•	WALSH	•
BLACK	•		KUCHERA	•		OLSON	•	WEBER	•
CHRISTENSEN	•		LANG	•		OPEDAHL	•	WENTZ	•
CONAMY	•		LANGLEY	•		O'SHEA	•	WINGE	•
CRABTREE	•		LARDY	•		PETERSON	•	WINKJER	•
DOTZENROD	•		LARSON, B. #12	•		POWERS	•		
DUBORD	•		LARSON, G. #29	•		RAU	•	MR. SPEAKER	•
EAGLES	•		LAUGHLIN	•		REED	•		
ERICKSON	•		LEE	•		RICHARD	•		
FLEMING	•		LIPSIEA	•		RICHIE	•		
GACKLE	•		LOKKEN	•		RICHTER	•		
GENGLER	•		LUNDENE	•		RIEHL	•		
GERL	•		MAIXNER	•		ROCHELEAU	•		
GRONNEBERG	•		MARSDEN	•		RUED	•		
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•		
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•		
HAUGLAND	•		MARTINSON	•		SCHINDLER	•		
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•		
HAUSAUER, L. #25	•		MCCAFFREY	•		SCOFIELD	•		
HERMAN	•		MCGAUVRAN	•		SOLBERG	•		
HERSLIP	•		MEIERS	•		STENEHJEM	•		
HICKLE	•		MERTENS	•		STRINDEN	•		
HILL	•		METZ	•		SWIONTEK	•		
HORGAN	•		METZGER	•		THORSGARD	•		
JACOBSON	•		MEYER	•		TIMM	•		

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3009. A concurrent resolution to repeal section 137 of the Constitution of the State of North Dakota, relating to the authorized business of a corporation.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 0; nays, 88; absent and not voting, 12.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DUBORD	•		LARSON, G. #29	•		RAU	•		MR SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RICHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERI	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCHE	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		McCAFFREY	•		SCOFIELD	•				
HERMAN	•		McGAUVYRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENHJEM	•				
HICKLE	•		MERTENS	•		STRINDER	•				
HILL	•		METZ	•		SWIONTEK	•				
MORGAN	•		METZGER	•		THORSGARD	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the House Concurrent Resolution was declared lost.

MOTION

Rep. Maixner moved that the House dispense with the reading of the titles to House Concurrent Resolutions Nos. 3010, 3011, 3012, and 3013, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3010. A concurrent resolution to repeal section 138 of the Constitution of the State of North Dakota, relating to the issuance of stocks and bonds by corporations.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 0; nays, 89; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	

DOTZENROD ●	LARSON, B. #12 ●	POWERS ●	
DUBORD ●	LARSON, G. #29 ●	RAU ●	MR SPEAKER ●
EAGLES ●	LAUGHLIN ●	REED ●	
ERICKSON ●	LEE ●	RICHARD ●	
FLEMING ●	LIPSIEA ●	RICHIE ●	
GACKLE ●	LOKKEN ●	RICHTER ●	
GENGLER ●	LUNDENE ●	RIEHL ●	
GERL ●	MAIXNER ●	ROCHELEAU ●	
GRONNEBERG ●	MARSDEN ●	RUED ●	
GUNDERSON ●	MARTIN, C. #38 ●	RUSSELL ●	
GUNSCH ●	MARTIN, G. #43 ●	RYLANCE ●	
HAUGLAND ●	MARTINSON ●	SCHINDLER ●	
HAUSAUER, A. #49 ●	MATCHIE ●	SCHUETT ●	
HAUSAUER, L. #25 ●	MCCAFFREY ●	SCOFIELD ●	
HERMAN ●	MCGAUVRAN ●	SOLBERG ●	
HERSLIP ●	MEIERS ●	STENEHJEM ●	
HICKLE ●	MERTENS ●	STRINDEN ●	
HILL ●	METZ ●	SWIONTEK ●	
HORGAN ●	METZGER ●	THORSGARD ●	
JACOBSON ●	MEYER ●	TIMM ●	

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3011. A concurrent resolution to repeal sections 140, 141, and 143 of the Constitution of the State of North Dakota, relating to operating conditions for railroad corporations, stock consolidations of railroad corporations, and the rights of corporations to construct railroad lines in North Dakota.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 0; nays, 89; absent and not voting, 11.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON ●		●	JOHNSON ●		●	MILLER ●		●	TINJUN ●		●
BACKES ●		●	KELLY ●		●	MUND ●		●	TWETEN ●		●
BEAUCLAIR ●		●	KERMOTT ●		●	MURPHY ●		●	UNHJEM ●		●
BENEDICT ●		●	KLOUBEC ●		●	MUSHIK ●		●	VANDER VORST ●		●
BERG ●		●	KNUDSON ●		●	NICHOLAS ●		●	WAGNER ●		●
BERGER ●		●	KRETSCHMAR ●		●	NORDBY ●		●	WALSH ●		●
BLACK ●		●	KUCHER ●		●	OLSON ●		●	WEBER ●		●
CHRISTENSEN ●		●	LANG ●		●	OPEDAHL ●		●	WENTZ ●		●
CONMY ●		●	LANGLEY ●		●	O'SHEA ●		●	WINGE ●		●
CRABTREE ●		●	LARDY ●		●	PETERSON ●		●	WINKJER ●		●
DOTZENROD ●		●	LARSON, B. #12 ●		●	POWERS ●		●			
DUBORD ●		●	LARSON, G. #29 ●		●	RAU ●		●	MR SPEAKER ●		●
EAGLES ●		●	LAUGHLIN ●		●	REED ●		●			
ERICKSON ●		●	LEE ●		●	RICHARD ●		●			
FLEMING ●		●	LIPSIEA ●		●	RICHIE ●		●			
GACKLE ●		●	LOKKEN ●		●	RICHTER ●		●			
GENGLER ●		●	LUNDENE ●		●	RIEHL ●		●			
GERL ●		●	MAIXNER ●		●	ROCHELEAU ●		●			
GRONNEBERG ●		●	MARSDEN ●		●	RUED ●		●			
GUNDERSON ●		●	MARTIN, C. #38 ●		●	RUSSELL ●		●			
GUNSCH ●		●	MARTIN, G. #43 ●		●	RYLANCE ●		●			
HAUGLAND ●		●	MARTINSON ●		●	SCHINDLER ●		●			
HAUSAUER, A. #49 ●		●	MATCHIE ●		●	SCHUETT ●		●			
HAUSAUER, L. #25 ●		●	MCCAFFREY ●		●	SCOFIELD ●		●			
HERMAN ●		●	MCGAUVRAN ●		●	SOLBERG ●		●			
HERSLIP ●		●	MEIERS ●		●	STENEHJEM ●		●			
HICKLE ●		●	MERTENS ●		●	STRINDEN ●		●			
HILL ●		●	METZ ●		●	SWIONTEK ●		●			
HORGAN ●		●	METZGER ●		●	THORSGARD ●		●			
JACOBSON ●		●	MEYER ●		●	TIMM ●		●			

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3012. A concurrent resolution to repeal section 144 of the Constitution of the State of North Dakota, relating to the scope of the term "corporation".

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 0; nays, 90; absent and not voting, 10.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DuBORD	•		LARSON, G. #29	•		RAU	•		MR SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RIECHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		MCCAFFREY	•		SCOFIELD	•				
HERMAN	•		MCGAUVVRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEN	•				
HILL	•		METZ	•		SWONTEK	•				
HORGAN	•		METZGER	•		THORSgard	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3013. A concurrent resolution to repeal section 145 of the Constitution of the State of North Dakota, relating to notes and bills circulated by banks.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 0; nays, 96; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON	•		MILLER	•		TINJUM	•	
BACKES	•		KELLY	•		MUND	•		TWETEN	•	
BEAUCLAIR	•		KERMOTT	•		MURPHY	•		UNHJEM	•	
BENEDICT	•		KLOUBEC	•		MUSHIK	•		VANDER VORST	•	
BERG	•		KNUDSON	•		NICHOLAS	•		WAGNER	•	
BERGER	•		KRETSCHMAR	•		NORDBY	•		WALSH	•	
BLACK	•		KUCHERA	•		OLSON	•		WEBER	•	
CHRISTENSEN	•		LANG	•		OPEDAHL	•		WENTZ	•	
CONMY	•		LANGLEY	•		O'SHEA	•		WINGE	•	
CRABTREE	•		LARDY	•		PETERSON	•		WINKJER	•	
DOTZENROD	•		LARSON, B. #12	•		POWERS	•				
DuBORD	•		LARSON, G. #29	•		RAU	•		MR SPEAKER	•	
EAGLES	•		LAUGHLIN	•		REED	•				
ERICKSON	•		LEE	•		RICHARD	•				
FLEMING	•		LIPSIEA	•		RICHIE	•				
GACKLE	•		LOKKEN	•		RIECHTER	•				
GENGLER	•		LUNDENE	•		RIEHL	•				
GERL	•		MAIXNER	•		ROCHELEAU	•				
GRONNEBERG	•		MARSDEN	•		RUED	•				
GUNDERSON	•		MARTIN, C. #38	•		RUSSELL	•				
GUNSCH	•		MARTIN, G. #43	•		RYLANCE	•				
HAUGLAND	•		MARTINSON	•		SCHINDLER	•				
HAUSAUER, A. #49	•		MATCHIE	•		SCHUETT	•				
HAUSAUER, L. #25	•		MCCAFFREY	•		SCOFIELD	•				
HERMAN	•		MCGAUVVRAN	•		SOLBERG	•				
HERSLIP	•		MEIERS	•		STENEHJEM	•				
HICKLE	•		MERTENS	•		STRINDEN	•				
HILL	•		METZ	•		SWONTEK	•				
HORGAN	•		METZGER	•		THORSgard	•				
JACOBSON	•		MEYER	•		TIMM	•				

So the House Concurrent Resolution was declared lost.

appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1252:

Rep. Peterson
Rep. L. Hausauer
Rep. Mertens

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1280
House Bill No. 1559
House Bill No. 1264

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. 3027
House Concurrent Resolution No. 3063
House Concurrent Resolution No. 3068
House Concurrent Resolution No. 3081
House Concurrent Resolution No. 3083
House Concurrent Resolution No. 3084
House Concurrent Resolution No. 3092
House Concurrent Resolution No. 3100
House Concurrent Resolution No. 3102

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4003
Senate Concurrent Resolution No. 4015
Senate Concurrent Resolution No. 4018
Senate Concurrent Resolution No. 4021
Senate Concurrent Resolution No. 4060
Senate Concurrent Resolution No. 4061
Senate Concurrent Resolution No. 4063
Senate Concurrent Resolution No. 4065
Senate Concurrent Resolution No. 4070
Senate Concurrent Resolution No. 4071
Senate Concurrent Resolution No. 4072
Senate Concurrent Resolution No. 4073
Senate Concurrent Resolution No. 4074
Senate Concurrent Resolution No. 4076
Senate Concurrent Resolution No. 4077
Senate Concurrent Resolution No. 4079
Senate Concurrent Resolution No. 4081
Senate Concurrent Resolution No. 4083
Senate Concurrent Resolution No. 4088
Senate Concurrent Resolution No. 4089

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. 2027 and the President has appointed as a conference committee to act with a like committee from the House:

Senator Smykowski
 Senator Hanson
 Senator Maher

LEO LEIDHOLM, Secretary

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. 2003:

Senator Strinden
 Senator Thane
 Senator Maher

LEO LEIDHOLM, Secretary

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. 2178:

Senator Sands
 Senator Christensen
 Senator Schirado

LEO LEIDHOLM, Secretary

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1477

LEO LEIDHOLM, Secretary

AMENDMENTS TO ENGROSSED HOUSE BILL No. 1477

On page 1 of the engrossed bill, line 13, after the period insert the following: "The proceeds of a levy pursuant to this section shall be used only for county planning purposes, and shall not be used to directly fund a regional planning council. However, proceeds of a levy pursuant to this Act may be used by the levying county to enter into a contract with a regional planning council for single county planning services for the levying county."

And renumber the lines accordingly.

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee Report to Senate Bill No. 2479, and subsequently laid the amendments on the table.

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. 3037
 House Concurrent Resolution No. 3052
 House Concurrent Resolution No. 3107

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 Concurrent Resolution No. 3001
 House Concurrent Resolution No. 3004
 House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3014
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3031
 House Concurrent Resolution No. 3071
 House Concurrent Resolution No. 3073
 House Concurrent Resolution No. 3088
 House Concurrent Resolution No. 3095
 And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Strinden moved that the rules be suspended, and that all bills considered on the Sixth Order today be placed on the calendar for second reading and final passage, which motion prevailed.

Rep. Matchie moved that the House reconsider its action by which the amendments to Senate Bill No. 2297 were adopted, which motion failed.

Rep. Strinden moved that House Concurrent Resolutions Nos. 3024, 3075, 3078 and 3086 be messaged to the Senate immediately, which motion prevailed.

Rep. Strinden moved that the House stand recessed until 1:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg 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. 3024
 House Concurrent Resolution No. 3075
 House Concurrent Resolution No. 3078
 House Concurrent Resolution No. 3086

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit House Bill No. 1350 which the Senate has failed to pass over the Governor's veto.

The vote on House Bill No. 1350 is: Ayes, 24; Nays, 26; Absent, not voting, 0.

LEO LEIDHOLM, Secretary

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2027:

Rep. Murphy
 Rep. Thorsgard

Rep. Mertens

FIRST READING OF SENATE RESOLUTIONS

Senate Concurrent Resolution No. 4003. A concurrent resolution directing the Legislative Council, with the assistance of citizen advisors, to create a permanent interim committee to study the North Dakota Constitution and to make recommendations regarding constitutional revision.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4015. A concurrent resolution directing the Legislative Council, with the assistance of the State Board for Vocational Education and the State Office of Adult Education, to study the needs and financing of adult and vocational education.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4018. A concurrent resolution directing a Legislative Council study of the legislative process with emphasis on the appropriate use of the time available to the Legislative Assembly for regular sessions, on the interim process, on the use of standing and interim committees, and on the provision and use of staff.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4021. A concurrent resolution urging a moratorium on structural changes in the North Dakota judicial system and directing a Legislative Council study of the state's judicial system.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4060. A concurrent resolution directing the legislative council to conduct a study of the criminal justice system in North Dakota.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4061. A concurrent resolution directing the Legislative Council to conduct a study of general fund revenues and expenditures during the biennium.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4065. A concurrent resolution directing the Legislative Council to study the purchasing practices of state government.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4070. A concurrent resolution directing the Legislative Council to study the feasibility of and necessity for a Midwestern Regional Education Compact.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4071. A concurrent resolution directing the Legislative Council to study the alternative methods of providing an equitable means of airport financing.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4072. A concurrent resolution directing a Legislative Council study of costs incurred by state agencies and institutions during the 1977-1979 biennium because of energy development activities in North Dakota.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4073. A concurrent resolution directing the Legislative Council to study and review the capacity of the State Water Commission to aid in the development of irrigation and other water resource development projects.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4074. A concurrent resolution directing the Legislative Council to study the feasibility of reorganizing and consolidating the administrative, management, and budgetary responsibilities of state government into a department of executive management or a department of administration.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4076. A concurrent resolution directing the legislative council to study the use to which moneys should be put that are received by the state from the United States Secretary of the Treasury from sales, bonuses, royalties and rentals the United States receives from its mineral interests in public lands in North Dakota.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4077. A concurrent resolution directing the Legislative Council to conduct a study of the internal organization, policies, and programs of human service and mental health and retardation centers.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4079. A concurrent resolution directing an interim study by the Legislative Council of the feasibility of enacting comprehensive human rights legislation in North Dakota.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4081. A concurrent resolution directing the Legislative Council to study the purposes and effects of the Municipal Industrial Development Act.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4088. A concurrent resolution directing the Legislative Council to conduct a study of North Dakota's drug laws, penalties, and sentencing procedures and practices.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4089. A concurrent resolution directing the Legislative Council to study the feasibility and desirability of regulating the transfer of control of banking institutions.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4030. A concurrent resolution directing the Legislative Council to conduct a study of products liability and related insurance problems.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4063. A concurrent resolution directing the Legislative Council, with the assistance of other appropriate agencies and consultants, to conduct a comprehensive study of various programs and plans to provide state employees with insurance benefits.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4083. A concurrent resolution directing the Legislative Council to study the function and authority of credit unions and the relationship of credit unions, banks, and savings and loan associations to one another.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions to whom was referred Senate Concurrent Resolution No. 4030 has had the same under consideration and recommends that the same do not pass.

REP. GUNDERSON, 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 to whom was referred Senate Concurrent Resolution No. 4063 has had the same under consideration and recommends that the same do not pass.

REP. GUNDERSON, 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 to whom was referred Senate Concurrent Resolution No. 4083 has had the same under consideration and recommends that the same do not pass.

REP. GUNDERSON, 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 the following under consideration:

- Senate Concurrent Resolution No. 4003
- Senate Concurrent Resolution No. 4015
- Senate Concurrent Resolution No. 4018
- Senate Concurrent Resolution No. 4021
- Senate Concurrent Resolution No. 4060
- Senate Concurrent Resolution No. 4061
- Senate Concurrent Resolution No. 4065
- Senate Concurrent Resolution No. 4070
- Senate Concurrent Resolution No. 4071
- Senate Concurrent Resolution No. 4072
- Senate Concurrent Resolution No. 4073
- Senate Concurrent Resolution No. 4074

- Senate Concurrent Resolution No. 4076
- Senate Concurrent Resolution No. 4077
- Senate Concurrent Resolution No. 4079
- Senate Concurrent Resolution No. 4081
- Senate Concurrent Resolution No. 4088
- Senate Concurrent Resolution No. 4089

And recommends that the same do pass, and be placed on the consent calendar.

REP. GUNDERSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Strinden moved that the rules be suspended, and the Senate Concurrent Resolutions on the Thirteenth Order of Business be considered at this time, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4030.- A concurrent resolution directing the Legislative Council to conduct a study of products liability and related insurance problems.

Was read the second time with Committee Recommendation Do Not Pass.

Rep. Crabtree requested that he be excused from voting on Senate Concurrent Resolution No. 4030 because of a conflict of interest.

Rep. Kretschmar moved that Rep. Crabtree and others with a conflict of interest be allowed to vote on Senate Concurrent Resolution No. 4030, which motion prevailed.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 87; nays, 10; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY		•	• MUND			• TWETEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD		•	• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER		•	• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #40			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• MCCAFFREY		•	• SCOFIELD					
• HERMAN			• MCGAUVIRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS		•	• STRINDEW					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 4063. A concurrent resolution directing the Legislative Council, with the assistance of other appropriate

agencies and consultants, to conduct a comprehensive study of various programs and plans to provide state employees with insurance benefits.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 16; nays, 76; absent and not voting, 8.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			JOHNSON			MILLER			TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR			KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER			KRETSCHMAR		•	NORDBY		•	WALSH		•
• BLACK			KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY			LANGLEY		•	• O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	• RICHIE		•			
GACKLE			LOKKEN		•	RICHTER		•			
• GENGLER			LUNDENE		•	RIEHL		•			
GERL			MAIXNER		•	ROCHELEAU		•			
GRONNEBERG			MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH			• MARTIN, G. #43		•	RYLANCE		•			
HAUGLAND			MARTINSON		•	SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE		•	• SCHUETT		•			
HAUSAUER, L. #25			• McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGAUVRAN		•	SOLBERG		•			
HERSLIP			• MEIERS		•	STENEHJEM		•			
HICKLE			MERTENS		•	STRINDEN		•			
HILL			METZ		•	SWIONTEK		•			
• HORGAN			METZGER		•	THORSGARD		•			
• JACOBSON			MEYER		•	TIMM		•			

So the Senate Concurrent Resolution was declared lost.

Senate Concurrent Resolution No. 4083. A concurrent resolution directing the Legislative Council to study the function and authority of credit unions and the relationship of credit unions, banks, and savings and loan associations to one another.

Was read the second time with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 20; nays, 75; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			JOHNSON			MILLER			TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR			KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER			KRETSCHMAR		•	NORDBY		•	WALSH		•
• BLACK			KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY			LANGLEY		•	• O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES			LAUGHLIN		•	REED		•			
• ERICKSON			LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	• RICHIE		•			
GACKLE			LOKKEN		•	RICHTER		•			
• GENGLER			LUNDENE		•	RIEHL		•			
GERL			MAIXNER		•	ROCHELEAU		•			
GRONNEBERG			MARSDEN		•	RUED		•			

• GUNDERSON	MARTIN, C. #38	• RUSSELL
• GUNSCH	MARTIN, G. #43	• RYLAND
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the Senate Concurrent Resolution was declared lost.

**SECOND READING OF SENATE CONCURRENT RESOLUTIONS
ON CONSENT CALENDAR**

Senate Concurrent Resolution No. 4003. A concurrent resolution directing the Legislative Council, with the assistance of citizen advisors, to create a permanent interim committee to study the North Dakota Constitution and to make recommendations regarding constitutional revision.

Senate Concurrent Resolution No. 4015. A concurrent resolution directing the Legislative Council, with the assistance of the State Board for Vocational Education and the State Office of Adult Education, to study the needs and financing of adult and vocational education.

Senate Concurrent Resolution No. 4018. A concurrent resolution directing a Legislative Council study of the legislative process with emphasis on the appropriate use of the time available to the Legislative Assembly for regular sessions, on the interim process, on the use of standing and interim committees, and on the provision and use of staff.

Senate Concurrent Resolution No. 4021. A concurrent resolution urging a moratorium on structural changes in the North Dakota judicial system and directing a Legislative Council study of the state's judicial system.

Senate Concurrent Resolution No. 4060. A concurrent resolution directing the legislative council to conduct a study of the criminal justice system in North Dakota.

Senate Concurrent Resolution No. 4061. A concurrent resolution directing the Legislative Council to conduct a study of general fund revenues and expenditures during the biennium.

Senate Concurrent Resolution No. 4065. A concurrent resolution directing the Legislative Council to study the purchasing practices of state government.

Senate Concurrent Resolution No. 4070. A concurrent resolution directing the Legislative Council to study the feasibility of and necessity for a Midwestern Regional Education Compact.

Senate Concurrent Resolution No. 4071. A concurrent resolution directing the Legislative Council to study the alternative methods of providing an equitable means of airport financing.

Senate Concurrent Resolution No. 4072. A concurrent resolution directing a Legislative Council study of costs incurred by state agencies and institutions during the 1977-1979 biennium because of energy development activities in North Dakota.

Senate Concurrent Resolution No. 4073. A concurrent resolution directing the Legislative Council to study and review the capacity of the State Water Commission to aid in the development of irrigation and other water resource development projects.

Senate Concurrent Resolution No. 4074. A concurrent resolution directing the Legislative Council to study the feasibility of reorganizing and consolidating the administrative, management, and budgetary responsibilities of state government into a department of executive management or a department of administration.

Senate Concurrent Resolution No. 4076. A concurrent resolution directing the legislative council to study the use to which moneys should be put that are received by the state from the United States Secretary of the Treasury from sales, bonuses, royalties and rentals the United States receives from its mineral interests in public lands in North Dakota.

Senate Concurrent Resolution No. 4077. A concurrent resolution directing the Legislative Council to conduct a study of the internal organization, policies, and programs of human service and mental health and retardation centers.

Senate Concurrent Resolution No. 4079. A concurrent resolution directing an interim study by the Legislative Council of the feasibility of enacting comprehensive human rights legislation in North Dakota.

Senate Concurrent Resolution No. 4081. A concurrent resolution directing the Legislative Council to study the purposes and effects of the Municipal Industrial Development Act.

Senate Concurrent Resolution No. 4088. A concurrent resolution directing the Legislative Council to conduct a study of North Dakota's drug laws, penalties, and sentencing procedures and practices.

Senate Concurrent Resolution No. 4089. A concurrent resolution directing the Legislative Council to study the feasibility and desirability of regulating the transfer of control of banking institutions.

Which had been read the second time.

ROLL CALL

The question being on the final adoption of the resolutions the roll was called and there were ayes, 77; nays, 19, absent and not voting, 4.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ANDERSON			• JOHNSON			• MILLER			• TINJUM					
• BACKES			• KELLY			• MUND			• TWETEN					
• BEAUCLAIR		•	• KERMOTT			• MURPHY			• UNHEM					
• BENEDICT		•	• KLOUBEC			• MUSHIK			• VANDER VORST		•			
• BERG			• KNUDSON			• NICHOLAS			• WAGNER					
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH					
• BLACK			• KUCHERA			• OLSON			• WEBER		•			
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ					
• CONMY			• LANGLEY			• O'SHEA			• WINGE					
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER					
• DOTZENROD			• LARSON, B. #12			• POWERS								
• DUBORD			• LARSON, G. #29			• RAU								
• EAGLES			• LAUGHLIN			• REED			• MR. SPEAKER					
• ERICKSON			• LEE			• RICHARD								
• FLEMING			• LIPSTEA			• RICHIE								
• GACKLE		•	• LOKKEN			• RICHTER								
• GENGLER		•	• LUNDENE			• RIEHL								
• GERI		•	• MAIXNER			• ROCHELEAU								
• GRONBERG			• MARSDEN			• RUED								
• GUNDERSON			• MARTIN, C. #38			• RUSSELL								
• GUNSCHE		•	• MARTIN, G. #43			• RYLANCE								
• HAUGLAND		•	• MARTINSON			• SCHINDLER								
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT								
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD								
• HERMAN			• MCGAUVRAN			• SOLBERG								
• HERSLIP		•	• MEIERS			• STENEHJEM								

• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3006. A concurrent resolution to repeal sections 132, 133, 137, 138, 140, 141, 143, 144, and 145 of the Constitution of the State of North Dakota, relating to the charters of corporations in existence at the time the Constitution took effect, the authorized business of a corporation, the issuance of stocks and bonds by a corporation, the operating conditions for railroad corporations, the definition of a corporation, and notes and bills circulated by banks.

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, 3; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWIFEN		
• BEAUCLAIR			• KERMOITT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU					
• EAGLES			• LAUGHLIN			• REED			• MR. SPEAKER		
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3014. A concurrent resolution creating a new Article V of the North Dakota Constitution, relating to the

elective franchise, and to repeal Article V, consisting of sections 121 through 129 of the North Dakota Constitution, relating to the elective franchise, and articles 36 and 40 of the amendments to the North Dakota Constitution, relating to residency for voting purposes.

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, 82; nays, 16; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER			• TINJUM		
• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK		•	• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE		•			
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE			• RICH					
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH		•	• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A. #49		•	• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS		•	• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL		•	• METZ			• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3015. A concurrent resolution for the amendment of section 84 of the North Dakota Constitution, relating to the salaries of public officers.

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, 87; nays, 12; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL				1977 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONAMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN		•	• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					

• GERI	• MAIXNER	• ROCHELEAU
• GRONNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANDCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVYRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the House Concurrent Resolution was declared adopted.

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit House Bill No. 1537 which the Senate has failed to pass over the Governor's veto.

The vote on House Bill No. 1537 is: Ayes, 26; Nays, 24; Absent, not voting, 0.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4004
Senate Concurrent Resolution No. 4009
Senate Concurrent Resolution No. 4012
Senate Concurrent Resolution No. 4013
Senate Concurrent Resolution No. 4024
Senate Concurrent Resolution No. 4075

LEO LEIDHOLM, Secretary

Rep. Strinden moved that the House stand in recess until 4:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MOTION

Rep. A. Hausauer moved that the House request the return of Senate Bill No. 2141, which motion prevailed.

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to request the return of House Bill No. 1350.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4055

LEO LEIDHOLM, Secretary

MOTION

Rep. Strinden moved that the House accede to the Senate's request for the return of House Bill No. 1350, which motion prevailed.

MESSAGES TO THE SENATE

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. Murphy
Rep. Thorsgard
Rep. Mertens

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 2141.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return House Bill No. 1350, which the Senate has requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3031. A concurrent resolution for the amendment of section 150 of the Constitution of the state of North Dakota, relating to the county superintendent of schools.

Was read the second time.

Rep. Nordby requested that he be excused from voting on House Concurrent Resolution No. 3031.

Rep. Kretschmar moved that Rep. Nordby be allowed to vote on House Concurrent Resolution No. 3031, which motion prevailed.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 41; nays, 57; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
• BACKES			• KELLY		•	• MUND		•			• TWETEN
• BEAUCLAIR			• KERMOITT		•	• MURPHY		•			• UNHJEM
BENEDICT		•	• KLOUBEC		•	• MUSHIK		•			• VANDER VORST
• BERG		•	• KNUDSON		•	• NICHOLAS		•			• WAGNER
• BERGER		•	• KRETSCHMAR		•	• NORDBY		•			• WALSH
• BLACK		•	• KUCHERA		•	• OLSON		•			• WEBER
• CHRISTENSEN		•	• LANG		•	• OPEDAHL		•			• WENTZ
• CONMY		•	• LANGLEY		•	• O'SHEA		•			• WINGE
• CRABTREE		•	• LARDY		•	• PETERSON		•			• WINKJER
• DOTZENROD		•	• LARSON, B #12		•	• POWERS		•			
• DuBORD		•	• LARSON, G #29		•	• RAU		•			• MR SPEAKER
• EAGLES		•	• LAUGHLIN		•	• REED		•			
• ERICKSON		•	• LEE		•	• RICHARD		•			
• FLEMING		•	• LIPSIEA		•	• RICHIE		•			
• GACKLE		•	• LOKKEN		•	• RICHTER		•			
• GENGLER		•	• LUNDENE		•	• RIEHL		•			
• GERL		•	• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN		•	• RUED		•			
• GUNDERSON		•	• MARTIN, C #38		•	• RUSSELL		•			
• GUNSCH		•	• MARTIN, G #43		•	• RYLANCE		•			
• HAUGLAND		•	• MARTINSON		•	• SCHINDLER		•			
• HAUSAUER, A #49		•	• MATCHIP		•	• SCHJETT		•			
• HAUSAUER, L #25		•	• McCAFFREY		•	• SCOFIELD		•			
• HERAMAN		•	• McCAUVREAN		•	• SOLBERG		•			
• HERSLIP		•	• MEIERS		•	• STENEHJEM		•			
• HICKLE		•	• MERTENS		•	• STRINDEN		•			
• HILL		•	• METZ		•	• SWIONTEK		•			
• HORGAN		•	• METZGER		•	• THORSGARD		•			
• JACOBSON		•	• MEYER		•	• TIMM		•			

So the House Concurrent Resolution was declared lost.

House Concurrent Resolution No. 3071. A concurrent resolution for the amendment of sections 215 and 216 and subsection 1 and subdivision d of subsection 6 of article 54 of the amendments to the Constitution of the State of North Dakota, all relating to the listing of the state's public institutions; 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, 89; nays, 8; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		•
• CONMY			• LANGLEY		•	• O'SHEA			• WINGE		•
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAO		•	• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHNIDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		•			
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN		•	• METZGER			• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3073. A concurrent resolution directing the State Health Department to study economic incentives for the return, reuse, and recycling of packaging materials, to study controls for the amount and environmental quality of packaging, and to study systems of solid waste recycling and reuse.

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, 91; nays, 4; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAO			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					

● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDER
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3088. A concurrent resolution for the creation of a new article to the Constitution of the State of North Dakota, relating to the power of initiative, referendum, and recall; to amend section 202 of the Constitution of the State of North Dakota, relating to constitutional amendment; and to repeal section 25 of the Constitution of the State of North Dakota, relating to legislative power and the powers of initiative and referendum, and article 33 of the amendments to the Constitution of the State of North Dakota, relating to recall; 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, 74; nays, 25; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR	●		● KERMOOT			● MURPHY	●		● UNHJEM		
● BENEDICT	●		● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONNY	●		● LANGLEY			● OSHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER	●	
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RALI			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING	●		● LIPSIEA			● RICHIE	●				
● GACKLE	●		● LOKKEN	●		● RICHTER	●				
● GENGLER			● LUNDENE			● RIEHL					
● GERL	●		● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN	●		● RUED					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANCE		●			
● HAUGLAND			● MARTINSON	●		● SCHINDLER		●			
● HAUSAUER, A. #49	●		● MATHIE			● SCHUETT		●			
● HAUSAUER, L. #25			● McCAFFREY	●		● SCOFIELD					
● HERMAN			● McGAUVVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE	●		● MERTENS			● STRINDER					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER	●		● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3095. A concurrent resolution to create new sections of the Constitution of the State of North Dakota, relating to the legislative assembly; to provide alternatives to amend section 77 of the Constitution of the State of North Dakota, relating to the lieutenant governor presiding over the senate; to repeal sections 26 through 70 of the Constitution of the State of North Dakota, relating to the legislative assembly; and to provide 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, 46; nays, 54; absent and not voting, 0.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
ANDERSON		•	•	JOHNSON	•	MILLER		•	•	TINJUM				
BACKES		•		KELLY	•	MUND		•		TWETEN	•			
BEAUCLAIR		•		KERMOTT		MURPHY		•	•	UNHJEM				
BENEDICT		•		KLOUBEC	•	MUSHIK		•		VANDER VORST	•			
BERG		•		KNUDSON	•	NICHOLAS		•	•	WAGNER				
BERGER		•		KRETSCHMAR		NORDBY		•		WALSH	•			
BLACK		•		KUCHERA		OLSON		•	•	WEBER				
CHRISTENSEN		•		LANG	•	OPEDAHI		•		WENTZ				
CONMY		•		LANGLEY	•	O'SHEA		•	•	WINGE				
CRABTREE		•		LARDY	•	PETERSON		•		WINKJER				
DOTZENROD		•		LARSON, B #12		POWERS		•						
DUBORD		•		LARSON, G #29		RAU		•		MR SPEAKER	•			
EAGLES		•		LAUGHLIN	•	REED		•						
ERICKSON		•		LEE	•	RICHARD		•						
FLEMING		•		LIPSIEA	•	RICHIE		•						
GACKLE		•		LOKKEN	•	RICHTER		•						
GENGLER		•		LUNDENE	•	RIEHL		•						
GERL		•		MAIXNER	•	ROCHELEAU		•						
GRONNEBERG		•		MARSDEN	•	RUED		•						
GUNDERSON		•		MARTIN, C #38		RUSSELL		•						
GUNSCH		•		MARTIN, G #43		RYLANCE		•						
HAUGLAND		•		MARTINSON	•	SCHINDLER		•						
HAUSAUER, A #49		•		MATCHIE	•	SCHUETT		•						
HAUSAUER, L #25		•		McCAFFREY	•	SCOFIELD		•						
HERMAN		•		McGAUVRAN	•	SOLBERG		•						
HERSLIP		•		MEIERS	•	STEMMEJEM		•						
HICKLE		•		MERTENS	•	STRINDEN		•						
HILL		•		METZ	•	SWIONTEK		•						
HORGAN		•		METZGER	•	THORSGARD		•						
JACOBSON		•		MEYER	•	TIMM		•						

So the House Concurrent Resolution was declared lost.

POINT OF PERSONAL PRIVILEGE

Rep. Marsden: "Mr. Speaker, Members of the Assembly:

"I rise on a point of personal privilege. I intended to make this point at the beginning of the Constitutional Revision Resolutions, but was absent when their consideration began, so I am making it now.

"It is pretty hard for any of us to vote against any one of these constitutional revisions which allows the people to decide whether or not they want such a law or not. However, I object to those who are in favor of the amendment that use the vote of this Assembly to indicate approval by us to promote passage of the constitutional revision.

"This is something for the members of this Assembly to think about."

SECOND READING OF SENATE BILLS

Senate Bill No. 2550. A Bill for an Act to authorize a school district mill levy for federal unemployment compensation taxes; and to provide an expiration 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, 68; nays, 32; absent and not voting, 0.

REGULAR SESSION									ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
ANDERSON		•	•	JOHNSON	•	MILLER		•	•	TINJUM				
BACKES		•		KELLY	•	MUND		•		TWETEN	•			
BEAUCLAIR		•		KERMOTT		MURPHY		•	•	UNHJEM				
BENEDICT		•		KLOUBEC	•	MUSHIK		•		VANDER VORST	•			
BERG		•		KNUDSON	•	NICHOLAS		•	•	WAGNER				
BERGER		•		KRETSCHMAR		NORDBY		•		WALSH	•			
BLACK		•		KUCHERA		OLSON		•	•	WEBER				

CHRISTENSEN	LANG	OPEDAHL	WENTZ
CONMY	LANGLEY	O'SHEA	WINGE
CRABTREE	LARDY	PETERSON	WINKJER
DOTZENROD	LARSON, B #12	POWERS	
DUBORD	LARSON, G #29	RAU	MR. SPEAKER
EAGLES	LAUGHLIN	REED	
ERICKSON	LEE	RICHARD	
FLEMING	LIPSIEA	RICHIE	
GACKLE	LOKKEN	RICHTER	
GENGLER	LUNDENE	RIEHL	
GERI	MAIXNER	ROCHELEAU	
GRONNEBERG	MARSDEN	RUED	
GUNDERSON	MARTIN, C #38	RUSSELL	
GUNSCH	MARTIN, G #43	RYLANCE	
HAUGLAND	MARTINSON	SCHINDLER	
HAUSAUER, A #49	MATCHIE	SCHUETT	
HAUSAUER, L #25	MCCAFFREY	SCOFIELD	
HERMAN	MCGAUVRAN	SOLBERG	
HERSLIP	MEIERS	STENEHJEM	
HICKLE	MERTENS	STRINDEN	
HILL	METZ	SWIONTEK	
HORGAN	METZGER	THORSGARD	
JACOBSON	MEYER	TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2002. Extension Division and Experiment Stations — 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, 92; nays, 4; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOUBEC			MURSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WALSH		
BLACK			KUCHERA			OLSON			WEBER		
CHRISTENSEN			LANG			OPEDAHL			WENTZ		
CONMY			LANGLEY			O'SHEA			WINGE		
CRABTREE			LARDY			PETERSON			WINKJER		
DOTZENROD			LARSON, B #12			POWERS					
DUBORD			LARSON, G #29			RAU			MR. SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERI			MAIXNER			ROCHELEAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C #38			RUSSELL					
GUNSCH			MARTIN, G #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A #49			MATCHIE			SCHUETT					
HAUSAUER, L #25			MCCAFFREY			SCOFIELD					
HERMAN			MCGAUVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2007. Budgets — Law Enforcement — 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, 90; nays, 7; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•			•	KELLY		•	MUND		•	TWETEN	
•			•	KERMOTT		•	MURPHY	•	•	UNHJEM	
•			•	KLOUBEC	•	•	MUSHIK		•	VANDER VORST	•
•			•	KNUDSON		•	NICHOLAS		•	WAGNER	
•			•	KRETSCHMAR		•	NORDBY		•	WALSH	
•			•	KUCHERA		•	OLSON		•	WEBER	
•			•	LANG	•	•	OPEDAHL		•	WENTZ	
•			•	LANGLEY		•	O'SHEA		•	WINGE	
•			•	LARDY		•	PETERSON		•	WINKJER	
•			•	LARSON, B. #12		•	POWERS				
•			•	LARSON, G. #29		•	RAU		•	MR. SPEAKER	
•			•	LAUGHLIN		•	REED				
•			•	LEE		•	RICHARD				
•			•	LIPSIEA		•	RICHIE	•			
•			•	LOKKEN		•	RICHTER				
•			•	LUNDENE		•	RIEHL				
•		•	•	MAIXNER		•	ROCHELEAU				
•			•	MARSDEN		•	RUED				
•			•	MARTIN, C. #38		•	RUSSELL				
•			•	MARTIN, G. #43		•	RYLANDER	•			
•			•	MARTINSON		•	SCHINDLER				
•			•	MATCHIE		•	SCHUETT				
•			•	McCAFFREY		•	SCOFIELD				
•			•	McCAUVRAN		•	SOLBERG				
•			•	MEIERS	•	•	STENHJEM				
•			•	MERTENS		•	STRINDEN				
•			•	METZ		•	SWIONTEK				
•		•	•	METZGER		•	THORSGARD				
•			•	MEYER		•	TIMM				

So the bill passed and the title was agreed to.

Senate Bill No. 2008. Highway Department — 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, 87; nays, 8; absent and not voting, 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•			•	KELLY		•	MUND		•	TWETEN	
•			•	KERMOTT		•	MURPHY	•	•	UNHJEM	
•			•	KLOUBEC	•	•	MUSHIK		•	VANDER VORST	•
•			•	KNUDSON		•	NICHOLAS		•	WAGNER	
•			•	KRETSCHMAR		•	NORDBY		•	WALSH	
•			•	KUCHERA		•	OLSON		•	WEBER	
•			•	LANG	•	•	OPEDAHL		•	WENTZ	
•			•	LANGLEY		•	O'SHEA		•	WINGE	
•			•	LARDY		•	PETERSON		•	WINKJER	
•			•	LARSON, B. #12		•	POWERS				
•			•	LARSON, G. #29		•	RAU		•	MR. SPEAKER	
•			•	LAUGHLIN		•	REED				
•			•	LEE		•	RICHARD				
•			•	LIPSIEA		•	RICHIE	•			
•			•	LOKKEN		•	RICHTER				
•			•	LUNDENE		•	RIEHL				
•		•	•	MAIXNER		•	ROCHELEAU				
•			•	MARSDEN		•	RUED				
•			•	MARTIN, C. #38		•	RUSSELL				
•			•	MARTIN, G. #43		•	RYLANDER	•			
•			•	MARTINSON		•	SCHINDLER				
•			•	MATCHIE		•	SCHUETT				
•			•	McCAFFREY		•	SCOFIELD				
•			•	McCAUVRAN		•	SOLBERG				
•			•	MEIERS	•	•	STENHJEM				
•			•	MERTENS		•	STRINDEN				
•			•	METZ		•	SWIONTEK				
•		•	•	METZGER		•	THORSGARD				
•			•	MEYER		•	TIMM				

So the bill passed and the title was agreed to.

Senate Bill No. 2062. A Bill for an Act to create and enact sections 61-04-01.1, 61-04-01.2, 61-04-02.1, 61-04-04.1, 61-04-06.1, 61-04-06.2, 61-04-06.3, 61-04-15.1, 61-04-29, 61-04-30, and 61-04-31 of the North Dakota Century Code, relating to the basis for the appropriation of water and the definition of terms therein involved, to the granting of water permits and their terms, to priority of water rights, to emergency or temporary authorization, to fees, to change in point of diversion or purpose of use, to reservations of waters, to the enforcement powers of the water commission and state engineer, and to penalties; to amend and reenact sections 61-04-01, 61-04-02, 61-04-03, 61-04-04, 61-04-05, 61-04-06, 61-04-07, 61-04-09, 61-04-14, 61-04-15, 61-04-17, 61-04-22, 61-04-23, 61-04-24, and 61-04-26 of the North Dakota Century Code, relating to the need for a water permit, to permit applications and the criteria for the issuance of water permits, to the application of water to a beneficial use, to transfer of water permits, to the filing of documents affecting water rights, and to the forfeiture of water rights; to repeal sections 61-01-01.1, 61-01-02, subsection 1 of section 61-03-05, 61-04-07.1, 61-04-16, and 61-14-05 of the North Dakota Century Code, relating to priority of water rights, to the attachment of conditions on a water permit, to the right to use water, to referees in water actions in court, and to changes in the place of diversion; and providing a penalty.

Which has been read.

Rep. Metz moved that the House dispense with the reading of the title to Senate Bill No. 2062, 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, 84; nays, 13; absent and not voting, 3.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
		•	•		•			•		•	
ANDERSON			JOHNSON		MILLER			TINJUM			
BACKES			KELY		MUND			TWETEN			
• BEAUCLAIR			KERMOTT		MURPHY			UNHJEM			
• BENEDICT			KLOUBEC		MUSHIK			VANDER VORST			
• BERG			KNUDSON	•	NICHOLAS			WAGNER			
• BERGER			KRETSCHMAR		NORDBY			WALSH			
• BLACK			KUCHERA		OLSON			WEBER			
• CHRISTENSEN			LANG		OPEDAHL			WENTZ			
• CONAMY			LANGLEY		O'SHEA		•	WINGE			
• CRABTREE			LARDY	•	PETERSON			WINKJER			
• DOTZENROD			LARSON, B. #12		POWERS						
• DUBORD			LARSON, G. #29		• REED			• MR SPEAKER			
• EAGLES			LAUGHLIN		• RICHARD						
• ERICKSON	•		LEE		• RICHIE	•					
• FLEMING			LIPSIFA		• RICHTER						
• GACKLE			LOKKEN	•	• RIEHL						
• GENGLER			LUNDENE		• ROCHELEAU						
• GERL			MAIXNER	•	• RUED						
• GRONNEBERG			MARSDEN		• RUSSELL						
• GUNDERSON			MARTIN, C #38		• RYLANCE						
• GUNSCH			MARTIN, G. #43		• SCHINDLER						
• HAUGLAND			MARTINSON		• SCHUETT						
• HAUSAUER, A. #49			MATCHIE	•	• SCOTFIELD						
• HAUSAUER, L. #25			McCAFREY		• SOLBERG						
• HERMAN			MEIERS		• STENEHEM						
• HERSLIP		•	MCGALVRAN		• STRINDEN						
• HICKLE			MERTENS		• SWIONTEK						
• HILL		•	METZ		• THORSGARD						
• HORGAN			METZGER		• TIMM						
• JACOBSON			MEYER								

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Nicholas announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Earl Bassingthwaite, and Rep. Bassingthwaite was thereupon introduced to the House.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return Senate Bill No. 2141, which the House has requested.

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

House Bill No. 1264

House Bill No. 1280

And the President has appointed as new conference committee to act with a like committee from the House:

House Bill No. 1264:

Senator Freed

Senator Sands

Senator Schirado

House Bill No. 1280:

Senator Melland

Senator Thane

Senator Walsh

LEO LEIDHOLM, Secretary

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following Conference Committees:

On House Bill No. 1264

Rep. Kretschmar

Rep. Strinden

Rep. Backes

On House Bill No. 1280

Rep. Marsden

Rep. Peterson

Rep. Mertens

On Senate Bill No. 2010

Rep. Opedahl replaces Rep. Mushik

SECOND READING OF SENATE BILLS

Senate Bill No. 2126. A Bill for an Act to provide for state and regional planning, the creation, organization, powers, and duties of regional planning councils, supervision of the activities of regional planning councils, to repeal sections 54-34.1-10, 54-34.1-11, 54-34.1-12, 54-34.1-13, and 54-34.1-14 of the North Dakota Century Code, relating to regional or metropolitan planning 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 yeas, 62; nays, 34; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•			•	KELLY		•	MUND		•	TWETEN	•
•	BEAUCLAIR			KERMOTT	•		MURPHY	•		UNJEM	
	BENEDICT	•		KLOUBEC		•	MUSHIK			VANDER VORST	•
•	BERG			KNUDSON	•		NICHOLAS	•		WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
	BLACK	•	•	KUCHFRA		•	OLSON			WEBER	•

• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVREAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHEIM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2148. A Bill for an Act to amend and reenact section 39-06-27 of the North Dakota Century Code, relating to suspensions of licenses in another state, and to repeal subsection 9 of section 39-06-03 of the North Dakota Century Code, relating to what persons shall not be licensed.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOIT			• MURPHY			• UNHJEM		
• BENEDICT			• KLUGBEC			• MUSHIK			• VANDEK VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVREAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEIM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2164. A Bill for an Act to create a new chapter of the North Dakota Century Code dealing with the emergency, voluntary, and involuntary commitment of individuals to the state hospital or other treatment facilities; to amend section 27-20-04 of the North Dakota Century Code, relating to concurrent jurisdiction of the juvenile court with county mental health boards; and to repeal sections 25-02-05, 25-02-

11, 25-02-12, 25-02-13, 25-02-14, 25-02-15, 25-02-16, 25-02-17, and 25-02-18 of the North Dakota Century Code, relating to forms furnished by the superintendent of the state hospital, the establishment, powers, duties, and authority of county mental health boards, and the liability of certain officers for detention of mentally ill persons, and to repeal chapter 25-03 of the North Dakota Century Code, relating to the custody and release of the mentally ill.

Which has been read.

Rep. Conmy moved that the House dispense with the reading of the title to Senate Bill No. 2164, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 16; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•		•	•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES	•	•	KELLY		•	MUND		•	TWETEN	
•	BEAULAIR		•	KERMÖTT		•	MURPHY	•	•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG	•	•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON		•	WEBER	
•	CHRISTENSEN	•	•	LANG	•	•	OPEDAHL		•	WENTZ	
•	CONWAY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE	•	•	LARSON, B. #12		•	PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, G. #29		•	POWERS				
•	DUBORD		•	LARBY		•	RAU		•	MR SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERIKSON	•	•	LEE		•	RICHARD				
•	FLEMING		•	LIPSIEA		•	RICHIE	•			
•	GACKLE	•	•	LOKKEN		•	RICHTER				
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERL		•	MAIXNER		•	ROCHELEAU	•			
•	GRONNEBERG		•	MAARSDEN	•	•	RUED				
•	GUNDERSON		•	MARTIN, C. #38		•	RUSSELL				
•	GUNSCH		•	MARTIN, G. #43		•	RYLANCE				
•	HAUGLAND		•	MARTINSON		•	SCHINDLER				
•	HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT	•			
•	HAUSAUER, L. #25		•	MCCAFFREY		•	SCOFIELD				
•	HERMAN		•	MCGAUVRAN	•	•	SOLBERG				
•	HERSLIP	•	•	MEIERS		•	STENEHJEM				
•	HICKLE		•	MERTENS	•	•	STRINDEN				
•	HILL		•	METZ	•	•	SWIONTEK				
•	HORGAN		•	METZGER		•	THORSGARD				
•	JACOBSON		•	MEYER		•	TIMM				

So the bill passed and the title was agreed to.

Senate Bill No. 2297. A Bill for an Act to create and enact sections 49-22-05.1, 49-22-07.1, 49-22-07.2, 49-22-12.1, and 49-22-14.1 of the North Dakota Century Code, relating to inventory of exclusion areas, letters of intent prior to construction of energy conversion or transmission facilities, waiver of procedures and time schedules, emergency certification, and cooperation with state and federal agencies; to amend and reenact subsections 8, 10, 11, and 12 of section 49-22-03, sections 49-22-04, 49-22-07, 49-22-08, 49-22-10, 49-22-11, 49-22-13, 49-22-19, 49-22-21, and subsections 1, 2 and 3 of section 49-22-22 of the North Dakota Century Code, relating to definitions, ten-year plans of utilities, certificates of site compatibility, application for a certificate of site compatibility, designation of sites and corridors, approval of routes within corridors, public hearings, requests for rehearings, penalties, and application fees; to repeal sections 49-22-05, 49-22-06, 49-22-12, and 49-22-23, relating to inventory of potential sites, energy conversion and transmission facility development plans, and emergency certification.

Which has been read.

Rep. Kretschmar moved that the House dispense with the reading of the title to Senate Bill No. 2297, 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, 90, nays, 7; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		●
● BACKES ●		●	● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERAMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK		●	● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKLER		
● DOTZENROD			● LARSON, B #12			● POWERS					
● DuBORD			● LARSON, G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE ●					
● GACKLE			● LOKKEN ●			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL		●	● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN, C #38			● RUSSELL					
● GUNSCH			● MARTIN, G #43			● RYLAND					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE ●			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL		●	● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2323. A Bill for an Act to create and enact sections 16.1-06-10.1, 16.1-06-10.2, 16.1-06-11.1, 16.1-06-11.2, 16.1-06-12.1, 16.1-06-14.1, 16.1-06-18.1, 16.1-13-23.1, and 16.1-15-09.1 of the North Dakota Century Code, relating to the use of electronic voting systems and the requirements of such systems; to amend and reenact sections 16.1-06-03, 16.1-06-04, 16.1-06-05, 16.1-07-13, subsection 1 of section 16.1-11-17, subsection 2 of section 16.1-11-22, sections 16.1-13-05, 16.1-13-31, 16.1-13-32, 16.1-15-08, 16.1-15-09, subsection 4 of section 16.1-16-01, and section 16.1-16-07 of the North Dakota Century Code as contained in House Bill No. 1049 as approved by the forty-fifth legislative assembly, relating to supplying electronic voting systems, and using electronic voting systems at elections; and to provide a penalty; or, in the alternative, to create and enact chapter 16-23 of the North Dakota Century Code, relating to the use of electronic voting systems; and to provide a penalty.

Which has been read.

Rep. Kretschmar moved that the House dispense with the reading of the title to Senate Bill No. 2323, 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, 86; nays, 13; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES ●			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERAMOTT			● MURPHY		●	● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		

• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONAMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKLER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DUBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to.

Senate Bill No. 2346. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit; and to provide effective 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, 97; nays, 1; absent and not voting, 2.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOITT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONAMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKLER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2364. A Bill for an Act to amend and reenact section 27-08-08 of the 1975 Supplement to the North Dakota Century Code, relating to salaries of judges of county courts of increased jurisdiction.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 14; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS	•	• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG	•		• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES	•		• LAUGHLIN	•		• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING		•	• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU	•	
• GRONNEBERG	•		• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER	•	
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN	•		• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDE		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER	•		• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

Senate Bill No. 2381. A Bill for an Act to create and enact chapter 40-33.2 of the North Dakota Century Code, relating to municipal power agencies, authorizing, creating, and defining their powers and responsibilities, authorizing the issuance of bonds and notes; 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 yeas, 94; nays, 6; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY	•	• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA	•	• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES	•		• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN	•		• RUED		
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT	•	
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• MCGAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2471. A Bill for an Act to amend and reenact Section 13-04-01 of the North Dakota Century Code, relating to installment loan bank charges.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 17; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG		•	• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY		•	• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED		•			
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING			• LIPSIEA		•	• RICHIE					
• GACKLE		•	• LOKKEN		•	• RICHTER					
• GENDLER			• LUNDENE		•	• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU					
• KONNEBERG			• MARSDEN			• RUED		•			
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		•			
• HAUSAUER, I #25		•	• McCAFREY			• SCOFIELD					
• HERMAN			• McGAUVRAIN		•	• SOLBERG					
• HERSLIP		•	• MEIERS		•	• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN		•			
• HILL			• METZ			• SWIONTEK					
• HORGAR			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

Senate Bill No. 2548. A Bill for an Act making an appropriation to the North Dakota state water commission for the purpose of the investigation and development of a plan and estimate of costs for the supplementation of the water resources of Dickinson and southwestern North Dakota with water from 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, 88; nays, 10; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERAMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					

● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● McGAUVVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bills Nos. 1003, 1004, 1014 and 1601 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1003. Budgets — Judicial Branch — 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, as amended, the roll was called and there were ayes, 84; nays, 14; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●		●	●	JOHNSON		●	MILLER		●	TINJUM	
●		●	●	KELLY		●	MUND		●	TWETEN	
●		●	●	KERMOTT		●	MURPHY		●	UNHJEM	
●		●	●	KLOBECC		●	MUSHIK		●	VANDER VORST	●
●		●	●	KNUDSON		●	NICHOLAS		●	WAGNER	
●		●	●	KRETSCHMAR		●	NORDBY		●	WALSH	
●		●	●	KUCHERA		●	OLSON		●	WEBER	●
●		●	●	LANG	●	●	OPEDAHL		●	WENTZ	
●		●	●	LANGLEY		●	O'SHEA	●	●	WINGE	
●		●	●	LARDY		●	PETERSON		●	WINKJER	
●		●	●	LARSON, B. #12		●	POWERS				
●		●	●	LARSON, G. #29		●	RAU		●	MR SPEAKER	
●		●	●	LAUGHLIN		●	REED				
●		●	●	LEE		●	RICHARD	●			
●		●	●	LIPSIEA		●	RICHIE				
●		●	●	LOKKEN		●	RICHTER				
●		●	●	LUNDENE		●	RIEHL				
●		●	●	MAIXNER		●	ROCHELEAU	●			
●		●	●	MARSDEN		●	RUED				
●		●	●	MARTIN, C. #38		●	RUSSELL				
●		●	●	MARTIN, G. #43		●	RYLANCE				
●		●	●	MARTHNSON		●	SCHINDLER	●			
●		●	●	MATCHIE		●	SCHUETT				
●		●	●	McCAFFREY		●	SCOFIELD				
●		●	●	McGAUVVRAN	●	●	SOLBERG				
●		●	●	MEIERS		●	STENEHJEM				
●		●	●	MERTENS		●	STRINDEN				
●		●	●	METZ		●	SWIONTEK				
●		●	●	METZGER		●	THORSGARD				
●		●	●	MEYER		●	TIMM				

So the bill passed and the title was agreed to.

House Bill No. 1004. Personal Property Tax Replacement and Homestead Tax Credit — A Bill for an Act to provide an appropriation for the replacement of personal property taxes and homestead tax credit, 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, 96; nays, 0; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

So the bill passed and the title was agreed to.

House Bill No. 1014. Budgets — Recreation and Natural Resources — A Bill for an Act to appropriate money for defraying expenses of various departments, and various divisions thereof of the state of North Dakota; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were yeas, 97; nays, 1; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHI		• WENTZ
• CONMY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING			• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL			• MAIXNER			• ROCHELEAU		
• GRONNEBERG			• MARSDEN			• RUED		
• GUNDERSON			• MARTIN, C #38			• RUSSELL		
• GUNSCH			• MARTIN, G #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		
• HAUSAUER, A #49			• MATCHIE			• SCHUETT		
• HAUSAUER, L #25			• McCAFFREY			• SCOFIELD		
• HERMAN			• McGAUVAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN			• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		

Rep. Opedahl replaces Rep. Mushik

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

March 31, 1977

Mr. Speaker: I have the honor to transmit House Bill No. 1350 which the Senate has passed over the Governor's veto.

The vote on House Bill No. 1350 is: Ayes, 34; Nays, 16; Absent, not voting, 0.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred House Concurrent Resolution No. 3090, has had the same under consideration and recommends, by a vote of Ayes, 6; Nays, 2; Absent, 0, that the same be amended as follows:

On page 1, line 6, after the semicolon insert the words "to provide alternative choices regarding the lieutenant governor's duties;"

On page 2, line 18, insert the following after the period: "No person may be elected to more than two four-year terms as governor."

On page 6, delete lines 1 through 9

On page 6, line 15, delete the words "July 1, 1979" and insert in lieu thereof the words "December 1, 1980" and after the word "in" insert the words "1976 and"

On page 6, line 16, after the period insert the following new sentence: "Other provisions of the Constitution notwithstanding, no person shall run for or be elected to any constitutional office not specified in this resolution as a constitutional office in the primary and general elections of 1980."

On page 6, after line 22, add the following new material:

"SECTION 4. ALTERNATIVE PROPOSITIONS AND THE BALLOT.) Should House Concurrent Resolution No. 3095 be adopted by the voters in the September 1978 primary election, the secretary of state shall place on the November 1978 general election ballot House Concurrent Resolution No. 3090 with the changes made by House Concurrent Resolution No. 3095 in the present section 77 of the Constitution regarding the lieutenant governor reflected in House Concurrent Resolution No. 3090's proposed section 81. The appropriate section 81 shall be placed in House Concurrent Resolution No. 3090 on the ballot by the secretary of state. Should House Concurrent Resolution No. 3095 pass with alternative "A", the following proposed section 81 shall be added to House Concurrent Resolution No. 3090 on the ballot:

Section 81. The powers and duties of the lieutenant governor shall be to serve as president of the senate, and he may, when the senate is equally divided, vote on procedural matters, and on substantive matters if his vote would be decisive. Additional duties shall be prescribed by the governor. If, during a vacancy in the office of governor, the lieutenant governor shall be impeached, displaced, resign, or die, or from mental or physical disease, or otherwise become incapable of performing the duties of his office, the secretary of state shall act as governor until the vacancy shall be filled or the disability removed.

Should House Concurrent Resolution No. 3095 pass with alternative "B", the following proposed section 81 shall be added to House Concurrent Resolution No. 3090 on the ballot:

Section 81. The powers and duties of the lieutenant governor shall be prescribed by the governor. If, during a vacancy in the office of governor, the lieutenant governor shall be impeached, displaced, resign, or die, or from mental or physical disease, or otherwise become incapable of performing the duties of his office, the secretary of state shall act as governor until the vacancy shall be filled or the disability removed.

Should House Concurrent Resolution No. 3095 not be adopted by the voters in the September 1978 primary election, the alternative propositions for amending the present sections 36 and 65 of the Constitution and adding a new proposed section 81 to the main measure of this resolution set out as follows in this section shall be arranged with the main measure of this resolution on the ballot by the secretary of state so voters will vote on both the main measure and for one of the two alternatives when voting on this ballot item. The main measure, should it be approved by the voters, and whichever alternative is chosen by the voters, would then together become the constitutional amendment adopted by this ballot item and both would be governed by the effective date stated in this resolution. The alternatives are an integral part of the main measure and shall not stand alone. Should the main measure fail, the alternatives shall be deemed to have failed also.

Should the main measure pass and alternative "A" be selected by the voters, the present section 65 of the Constitution of the State of North Dakota shall be amended as follows, with underlining indicating new language and the material enclosed in triple parentheses deleted: "Section 65. No bill shall become a law except by a vote of a majority of all the members-elect in each house, nor unless, on its final passage, the vote be taken by yeas and nays, and the names of those voting be entered on the journal. However, the lieutenant governor may vote with the members-elect of the senate as provided in section 81."

Should the main measure pass and alternative "B" be selected by the voters, the present section 36 of the Constitution of the State of North Dakota shall be amended as follows, with the underlining indicating new language and the material enclosed in triple parentheses deleted: "Section 36. The senate and the house of representatives shall each elect one of its members as ((speaker)) presiding officer at the beginning of each regular session."

This section of the resolution discussing the alternative propositions and the ballot shall not be published as a part of the Constitution should this resolution be adopted by the voters.

ALTERNATIVE "A"

Section 81. The lieutenant governor shall serve as president of the senate, and may, if the senate is equally divided on a question, vote on both procedural and substantive matters. If, during a vacancy in the office of governor, the lieutenant governor is unable to serve because of death, impeachment, resignation; failure to qualify, removal from office, or disability, the secretary of state shall act as governor until the vacancy shall be filled or the disability removed.

ALTERNATIVE "B"

Section 81. The powers and duties of the lieutenant governor shall be prescribed by the governor. If, during a vacancy in the office of governor, the lieutenant governor shall be impeached, displaced, resign, or die, or from mental or physical disease, or otherwise become incapable of

performing the duties of his office, the secretary of state shall act as governor until the vacancy shall be filled or the disability removed."

And renumber the pages and lines accordingly.

And report the same without recommendation.

REP. KRETSCHMAR, Chairman

House Concurrent Resolution No. 3090 was placed on the 6th order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4004. A concurrent resolution to repeal sections 60, 62, 180, and 181 of the Constitution of the State of North Dakota, relating to deadlines for the introduction of bills in the legislature and the contents of the general appropriation bill, the levy and collection of a poll tax, and the general powers of the legislature regarding tax matters.

Which was read the first time and referred to the Committee on Constitutional Revision.

Senate Concurrent Resolution No. 4009. A concurrent resolution to repeal section 214 and sections 1 through 25 of the transition schedule of the Constitution of the State of North Dakota, relating to the original congressional and legislative apportionment of the state and to the transition of governmental functions from territorial government to state government.

Which was read the first time and referred to the Committee on Constitutional Revision.

Senate Concurrent Resolution No. 4012. A concurrent resolution for the amendment of section 174 of the Constitution of the State of North Dakota, relating to the raising of revenue on an ad valorem basis.

Which was read the first time and referred to the Committee on Constitutional Revision.

Senate Concurrent Resolution No. 4013. A concurrent resolution for the amendment of section 183 of the Constitution of the State of North Dakota, relating to bonding limitations of political subdivisions.

Which was read the first time and referred to the Committee on Constitutional Revision.

Senate Concurrent Resolution No. 4024. A concurrent resolution for a constitutional amendment requiring the records of all governmental bodies to be open to the public unless otherwise provided by law.

Which was read the first time and referred to the Committee on Constitutional Revision.

Senate Concurrent Resolution No. 4075. A concurrent resolution for the amendment of sections 65 and 77 of the Constitution of the State of North Dakota, relating to the lieutenant governor voting in the state senate.

Which was read the first time and referred to the Committee on Constitutional Revision.

Senate Concurrent Resolution No. 4055. A concurrent resolution directing the Legislative Council to study the feasibility and desirability of assisting local authorities to develop local energy codes or of adopting a statewide code for energy conservation in building construction.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Constitutional Revision to whom was

referred Senate Concurrent Resolution No. 4004, has had the same under consideration and recommends, that the same do pass.

REP. KRETSCHMAR, Chairman

Senate Concurrent Resolution No. 4004 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred Senate Concurrent Resolution No. 4009, has had the same under consideration and recommends, that the same do pass.

REP. KRETSCHMAR, Chairman

Senate Concurrent Resolution No. 4009 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred Senate Concurrent Resolution No. 4012, has had the same under consideration and recommends, that the same do pass.

REP. KRETSCHMAR, Chairman

Senate Concurrent Resolution No. 4012 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred Senate Concurrent Resolution No. 4013, has had the same under consideration and recommends, that the same do pass.

REP. KRETSCHMAR, Chairman

Senate Concurrent Resolution No. 4013 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred Senate Concurrent Resolution No. 4024, has had the same under consideration and recommends, that the same do pass.

REP. KRETSCHMAR, Chairman

Senate Concurrent Resolution No. 4024 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Constitutional Revision to whom was referred Senate Concurrent Resolution No. 4075, has had the same under consideration and recommends, that the same do pass.

REP. KRETSCHMAR, Chairman

Senate Concurrent Resolution No. 4075 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions to whom was referred Senate Concurrent Resolution No. 4055 has had the same under consideration and recommends that the same do not pass.

REP. GUNDERSON, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Lundene, Rylance, Solberg and Haugland for the introduction of a concurrent resolution, which request has been approved.

Rep. Earl Strinden
Rep. Richard Backes
(Co-Chairmen)

Rep. Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Procedural Committee on Delayed Bills respect-

fully reports it has considered a request from the Delayed Bills Committee for the introduction of a concurrent resolution, which request has been approved.

Rep. Earl Strinden
Rep. Richard Backes
(Co-Chairmen)

Rep. Corliss Mushik moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1320 has had the same under consideration and recommends:

That the Senate recede from its amendments.

For the Senate

Senator Freed
Senator Schirado
Senator Iszler

For the House

Rep. Stenehjem
Rep. Russell
Rep. Meiers

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1384 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill 1384 be further amended as follows:

On page 1, line 18, of the engrossed bill delete the word "eight" and insert in lieu thereof the word "nine" and also on line 18, delete the word "three" and insert in lieu thereof the word "six"

On page 1, line 20, delete the word "Nine" and insert in lieu thereof the word "Ten" and also on line 20, delete the word "four" and insert in lieu thereof the word "six"

On page 1, line 21, delete the word "sixty"

On page 1, line 24, delete the word "Nine" and insert in lieu thereof the word "Ten"

On page 2, line 1, delete the word "seven" and insert in lieu thereof the word "nine"

On page 2, line 13, place triple parentheses around the word "sixteen" and insert in lieu thereof the word "eighteen"

On page 2, line 14, place triple parentheses around the word "twenty-four" and insert in lieu thereof the word "twenty-six"

On page 3, line 18, place triple parentheses around the word "twenty" and insert in lieu thereof the word "thirty"

And renumber the lines and pages accordingly.

For the Senate

Senator Sands
Senator Farrington
Senator Mau

For the House

Rep. Metz
Rep. Conmy

Rep. Jacobson

Rep. Metz moved that the report be adopted, which motion prevailed. House Bill No. 1384 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1408 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill 1408 be further amended as follows:

On page 1, line 3, after the word "of" insert in lieu thereof the words "sales and use"

On page 1, line 15, immediately before the word "taxes" insert the words "and use"

On page 1, line 16, delete the words ", excluding real"

On page 1, line 17, delete the word "property taxes,"

And renumber the lines and pages accordingly.

For the Senate

Senator Farrington

Senator Holmberg

Senator Berube

For the House

Rep. G. Larson

Rep. Black

Rep. Berger

Rep. G. Larson moved that the report be adopted, which motion prevailed.

House Bill No. 1408 was placed on the 6th order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Lundene, Rylance, Solberg and Haugland through the Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3110. A concurrent resolution expressing sorrow on the death of Mr. Edward Milligan, North Dakota's most widely recognized authority on the American Indian.

Which was read the first time.

Rep. Lundene moved that the rules be suspended, that House Concurrent Resolution No. 3110 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3110

Introduced by Committee on Delayed Bills (At the request of Reps. Lundene, Rylance, Solberg, Haugland).

A concurrent resolution expressing sorrow on the death of Mr. Edward Milligan, North Dakota's most widely recognized authority on the American Indian.

WHEREAS, Edward Milligan was renowned as one of the finest Indian historians in the state of North Dakota and was a third generation Milligan to study the American Indian; and

WHEREAS, Edward Milligan devoted a lifetime to research concerning Indian history-origin and migrations; religious concepts and ceremonies; and Indian medicine-herbal and psychomatic; and

WHEREAS, Edward Milligan, a noted educator, lecturer and author of Indian History has contributed greatly to our historical appreciation and knowledge of the American Indian; and

WHEREAS, Edward Milligan, adopted son of over 30 Indian tribes and better known by Indians as "He Topa" participated in many Indian ceremonies, collected Indian lore and artifacts and worked throughout his life to develop new opportunities for Indians; and

WHEREAS, Edward Milligan served the state and its citizens in civic, veterans, and educational capacities including his service as president of the North Dakota State Historical Board and the State Historical Society, executive director of the North Dakota Indian Affairs Commission, and as a member of the North Dakota Heritage Commission;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the members of the Forty-fifth Legislative Assembly officially express their sorrow at Edward Milligan's death and convey their condolences to his family; and

BE IT FURTHER RESOLVED, that the Legislative Assembly recognizes the invaluable contribution of Edward Milligan in the field of Indian history and civic participation and encourages its students of history to carry forward his example in hopes of a richer relationship between the state of North Dakota and its Indian citizens; and

BE IT FURTHER RESOLVED, that duly enrolled copies of this resolution be forwarded by the Secretary of State to the members of Edward Milligan's family.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3110. A concurrent resolution expressing sorrow on the death of Mr. Edward Milligan, North Dakota's most widely recognized authority on the American Indian.

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.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Employment Committee through the Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3111. A concurrent resolution authorizing the retention of certain employees of the House and Senate and providing supervisory authority, to allow for the completion of legislative work after the close of the Session.

Which was read the first time.

Rep. Martinson moved that the rules be suspended, that House Concurrent Resolution No. 3111 not be referred to committee, not printed as a bill but printed in the journal, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3111

Introduced by the Committee on Employment through the Delayed Bills Committee.

A concurrent resolution authorizing the retention of certain employees of the House and Senate and providing supervisory authority, to allow for the completion of legislative work after the close of the Session.

WHEREAS, it is necessary to complete and close all legislative work; and

WHEREAS, in order to complete and close all current legislative work of the Forty-fifth Legislative Assembly, it is necessary to retain certain employees;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the following named positions may be retained by the House of Representatives and the senate after the close of the Session:

HOUSE POSITIONS

Chief Clerk
 Assistant Chief Clerk
 Desk Reporter
 Bill Clerk
 Chief Stenographer and Payroll Clerk
 Secretary to the Speaker
 Secretary to the Republican Floor Leader
 Secretary to the Democratic Floor Leader
 Sergeant-at-Arms
 Deputy Sergeant-at-Arms
 Assistant Sergeant-at-Arms
 Appropriations Committee Clerk
 Committee Clerk
 Journal Room Clerk
 Chief Page
 Page
 Enrolling and Engrossing Clerk
 Assistant Enrolling and Engrossing Clerk
 Journal Proofreader (2)

SENATE POSITIONS

Secretary of the Senate
 Assistant Secretary of the Senate
 Desk Reporter
 Bill Clerk
 Chief Stenographer and Payroll Clerk
 Secretary to the Majority Floor Leader
 Secretary to the Minority Floor Leader
 Sergeant-at-Arms
 Assistant Sergeant-at-Arms
 Chief Committee Clerk
 Appropriations Committee Clerk
 Chief of the Journal Room
 Bill Room Chief
 Page
 Enrolling and Engrossing Clerk
 Assistant Enrolling and Engrossing Clerk
 Journal Proofreader (2)

BE IT FURTHER RESOLVED, that the above-listed House and Senate Employees shall serve at the request of, and under the supervision of, the Chief Clerk of the House, and the Secretary of the Senate, and that all of the listed employees, including the Chief Clerk of the House, and the Secretary of the Senate, shall be employed for not more than 200 man-days in the aggregate. The Secretary of the Senate shall assign work among the available Senate employees in the appropriate manner within the man-day limit herein, but utilizing no more than fifty percent of the total aggregate man-days available. The Chief Clerk of the House shall assign work among the available House employees, insuring that the

SIXTY-SECOND DAY

Bismarck, April 1, 1977

The House convened at 9:00 a.m., with Speaker Solberg presiding.

The prayer was offered by Rev. Joe Agee, Jr., Pastor, Washington Heights Community Church, Bismarck.

The roll was called, and all members were present except Reps. Eagles, Kelly, Opedahl, Peterson and Unhjem.

A quorum was declared by the Speaker.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on Senate Bill No. 2141:

Rep. A. Hausauer

Rep. Murphy

Rep. Nordby

PRESENTATION OF PETITIONS AND COMMUNICATIONS

State of North Dakota

Executive Office

Bismarck

April 1, 1977

The Honorable Oscar Solberg

Speaker of the House

House Chambers

Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on March 31, 1977, I signed the following House Bills:

House Bill No. 1063

House Bill No. 1087

House Bill No. 1124

House Bill No. 1129

House Bill No. 1135

House Bill No. 1165

House Bill No. 1184

House Bill No. 1191

House Bill No. 1205

House Bill No. 1209

House Bill No. 1211

House Bill No. 1255

House Bill No. 1273

House Bill No. 1295

House Bill No. 1296

House Bill No. 1298

- House Bill No. 1324
- House Bill No. 1330
- House Bill No. 1331
- House Bill No. 1337
- House Bill No. 1340
- House Bill No. 1355
- House Bill No. 1365
- House Bill No. 1368
- House Bill No. 1410
- House Bill No. 1411
- House Bill No. 1426
- House Bill No. 1433
- House Bill No. 1440
- House Bill No. 1461
- House Bill No. 1462
- House Bill No. 1479
- House Bill No. 1480
- House Bill No. 1514
- House Bill No. 1535
- House Bill No. 1592

Sincerely yours,
ARTHUR A. LINK
 Governor

SIXTH ORDER OF BUSINESS

Rep. Metz moved that the amendments to House Bill No. 1384 as recommended by the Conference Committee on House Bill No. 1384 as printed on page 1782 of the House Journal be adopted, which motion prevailed.

Rep. G. Larson moved that the amendments to House Bill No. 1408 as recommended by the Conference Committee on House Bill No. 1408 as printed on page 1783 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that the rules be suspended, and that those bills considered on the Sixth Order be placed on the calendar for second reading and final passage at this time, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1384. A Bill for an Act to amend and reenact subsections 2, 4 and 5 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON		•	• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOETT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		

● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON B #12	● POWERS	
● DUBORD	● LARSON G #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	●
● GENGLER	● LUNDEN	● RIEHL	
● GERI	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN C #38	● RUSSELL	
● GUNSCH	● MARTIN G #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVRRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

Rep. Unhjem requested that the record show that Reps. Opedahl, Eagles and Unhjem were absent from the chamber to attend a meeting of a conference committee, which request was granted.

SECOND READING OF HOUSE BILLS

House Bill No. 1408. A Bill for an Act to create and enact a new section to chapter 57-01 of the North Dakota Century Code, relating to contractual agreements for collection of sales and use tax by the tax commissioner in behalf of incorporated home rule 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, 93; nays, 4; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOY			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG			● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY		●	● PETERSON			● WINKJER		
● DOTZENROD			● LARSON B #12			● POWERS					
● DUBORD			● LARSON G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE			● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERI			● MAIXNER			● ROCHELEAU					
● GRONNEBERG			● MARSDEN			● RUED					
● GUNDERSON			● MARTIN C #38			● RUSSELL					
● GUNSCH			● MARTIN G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● McGAUVRRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ			● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that the rules be suspended, and that House Bill No. 1477 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1477. A Bill for an Act to provide a county mill levy for planning 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, 91; nays, 8; absent and not voting, 1.

REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR		•	• NORDBY			• WALSH		
• BLACK			• KUCHERA		•	• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENRODT			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER		•			
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELEAU					
• GRONNEBERG		•	• MARDSEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER		•	• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1567 has had the same under consideration and recommends:

That the House accedes to the Senate Amendments.

For the Senate

Senator Tennesfos

Senator Reiten

Senator Krauter

For the House

Rep. Langley

Rep. Kloubec

Rep. Lokken (refused to sign)

Rep. Langley moved that the report be adopted, which motion prevailed.

House Bill No. 1567 was placed on the 6th Order of business.

Rep. Strinden moved that the House stand recessed until 11:00 a.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGES TO THE SENATE

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 House Bill No. 1264:

Rep. Kretschmar
Rep. Strinden
Rep. Backes

ROY GILBREATH, Chief Clerk

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 House Bill No. 1280:

Rep. Marsden
Rep. Peterson
Rep. Mertens

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1384
House Bill No. 1408

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. 1477.

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. 3004
House Concurrent Resolution No. 3006
House Concurrent Resolution No. 3014
House Concurrent Resolution No. 3015
House Concurrent Resolution No. 3071
House Concurrent Resolution No. 3073
House Concurrent Resolution No. 3088

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee Report on Senate Bill No. 2177, and subsequently failed to pass Senate Bill No. 2177.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on Senate Bill No. 2141 and the committees having been unable to agree, the Speaker appointed as a new conference committee.

Rep. A. Hausauer
Rep. Murphy
Rep. Nordby

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. 1003
House Bill No. 1004

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. 4063

Senate Concurrent Resolution No. 4083

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. 2550

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on:

Senate Bill No. 2002

Senate Bill No. 2007

Senate Bill No. 2008

Senate Bill No. 2062

Senate Bill No. 2126

Senate Bill No. 2148

Senate Bill No. 2164

Senate Bill No. 2277

Senate Bill No. 2297

Senate Bill No. 2323

Senate Bill No. 2346

Senate Bill No. 2364

Senate Bill No. 2381

Senate Bill No. 2471

Senate Bill No. 2548

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. 4003

Senate Concurrent Resolution No. 4015

Senate Concurrent Resolution No. 4018

Senate Concurrent Resolution No. 4021

Senate Concurrent Resolution No. 4030

Senate Concurrent Resolution No. 4060

Senate Concurrent Resolution No. 4061

Senate Concurrent Resolution No. 4065

Senate Concurrent Resolution No. 4070

Senate Concurrent Resolution No. 4071

Senate Concurrent Resolution No. 4072

Senate Concurrent Resolution No. 4073

Senate Concurrent Resolution No. 4074

Senate Concurrent Resolution No. 4076

Senate Concurrent Resolution No. 4077

Senate Concurrent Resolution No. 4079

Senate Concurrent Resolution No. 4081

Senate Concurrent Resolution No. 4088

Senate Concurrent Resolution No. 4089

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. 1601

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1320

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. 3110

House Concurrent Resolution No. 3111

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1014

ROY GILBREATH, Chief Clerk

SIXTH ORDER OF BUSINESS

Rep. Kretschmar moved that the amendments to House Concurrent Resolution No. 3090 as recommended by the Committee on Constitutional Revision as printed on pages 1778, 1779 and 1780 of the House Journal be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1002 has had the same under consideration and recommends:

The House accedes to the Senate amendments.

For the Senate

Senator Melland

Senator Strinden

Senator Maher (Refused to sign)

For the House

Rep. Marsden

Rep. Unhjem

Rep. Lardy (Refused to sign)

Rep. Marsden moved that the report be adopted, which motion failed on a verification vote.

MOTION

Rep. Strinden moved that a conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1002, which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1252 has had the same under consideration and recommends:

Senate recedes from their amendments.

For the Senate

Senator Naaden

Senator Erdman

Senator Hanson
 For the House
 Rep. Peterson
 Rep. Mertens
 Rep. L. Hausauer

Rep. Peterson moved that the report be adopted, 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 Senate Bill No. 2141:

Senator Farrington
 Senator Goodman
 Senator Shablow

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1313
 House Bill No. 1598
 House Bill No. 1599

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1568
 House Bill No. 1582
 House Bill No. 1588

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

House Bill No. 1028
 House Bill No. 1037
 House Bill No. 1178

LEO LEIDHOLM, Secretary

MOTION

Rep. Strinden moved that the rules be suspended, and that the House consider the amendments to House Bill No. 1567 at this time, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Langley moved that the amendments to House Bill No. 1567 as recommended by the Conference Committee on House Bill No. 1567 as printed on page 1379 and 1380 of the House Journal be adopted.

MOTION

Rep. Stenehjem moved that amendments to House Bill No. 1567 be laid on the table.

ROLL CALL

The roll was called, and there were ayes, 83; nays, 14; absent and not voting, 3.

• BACKES	• KELLY	• MUND	• TWETEN
• BEAUCLAIR	• KERMOY	• MURPHY	• UNHJEM
• BENEDICT	• KLOUBEC	• MUSHIK	• VANDER VORST
• BERG	• KNUDSON	• NICHOLAS	• WAGNER
• BERGER	• KRETSCHMAR	• NORDBY	• WALSH
• BLACK	• KUCHERA	• OLSON	• WEBER
• CHRISTENSEN	• LANG	• OPEDAHL	• WENTZ
• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKJER
• DOTZENROD	• LARSON, B #12	• POWERS	
• DuBORD	• LARSON, G #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELEAU	
• GRONNEBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C #38	• RUSSELL	
• GUNSCH	• MARTIN, G #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• MCGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to but the emergency clause failed to carry.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed, and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4090

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1252

ROY GILBREATH, Chief Clerk

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1002:

Rep. Marsden

Rep. Unhjem

Rep. Lardy

Rep. Strinden moved that the House stand recessed until 1:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4090. A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

A Senate Concurrent Resolution as printed on pages 1536 and 1537 in the Senate Journal.

Was read the first time.

Rep. Strinden moved that the rules be suspended, that Senate Concurrent Resolution No. 4090 not be referred to committee, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	•	JOHNSON		•	MILLER		•	TINJUM	•
BACKES		•	•	KELLY		•	MUND		•	TWETEN	•
BEAUCLAIR		•	•	KERMOTT		•	MURPHY		•	UNHJEM	•
BENEDICT		•	•	KLOUBEC		•	MUSHIK		•	VANDER VORST	•
BERG		•	•	KNUDSON		•	NICHOLAS		•	WAGNER	•
BERGER		•	•	KRETSCHMAR		•	NORDBY		•	WALSH	•
BLACK		•	•	KUCHERA		•	OLSON		•	WEBER	•
CHRISTENSEN		•	•	LANG		•	OPEDAHL		•	WENTZ	•
CONMY		•	•	LANGLEY		•	O'SHEA		•	WINGE	•
CRABTREE		•	•	LARDY		•	PETERSON		•	WINKJER	•
DOTZENROD		•	•	LARSON, B #12		•	POWERS		•		
DUBORD		•	•	LARSON, G #29		•	RAU		•		
EAGLES		•	•	LAUGHLIN		•	REED		•	•	MR. SPEAKER
ERICKSON		•	•	LEE		•	RICHARD		•		
FLEMING		•	•	LIPSIEA		•	RICHIE		•		
GACKLE		•	•	LOKKE		•	RICHTER		•		
GENGLER		•	•	LUNDENE		•	RIEHL		•		
GERL		•	•	MAIXNER		•	ROCHELEAU		•		
GRONNEBERG		•	•	MARSDEN		•	RUED		•		
GUNDERSON		•	•	MARTIN, C #38		•	RUSSELL		•		
GUNSCH		•	•	MARTIN, G #43		•	RYLANCE		•		
HAUGLAND		•	•	MARTINSON		•	SCHINDLER		•		
HAUSAUER, A #49		•	•	MATCHIE		•	SCHUETT		•		
HAUSAUER, L #25		•	•	MCCAFFREY		•	SCOFIELD		•		
HERMAN		•	•	MCGAUVRAN		•	SOLBERG		•		
HERSLIP		•	•	MEIERS		•	STENEHJEM		•		
HICKLE		•	•	MERTENS		•	STRINDEN		•		
HILL		•	•	METZ		•	SWIONTEK		•		
HORGAN		•	•	METZGER		•	THORSOARD		•		
JACOBSON		•	•	MEYER		•	TIMM		•		

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 4013. A concurrent resolution for the amendment of section 183 of the Constitution of the State of North Dakota, relating to bonding limitations 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, 57; nays, 43; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			•	JOHNSON		•	MILLER		•	TINJUM	•
• BACKES		•	•	KELLY		•	MUND		•	TWETEN	•
• BEAUCLAIR		•	•	KERMOTT		•	MURPHY		•	UNHJEM	•
• BENEDICT		•	•	KLOUBEC		•	MUSHIK		•	VANDER VORST	•
• BERG		•	•	KNUDSON		•	NICHOLAS		•	WAGNER	•
• BERGER		•	•	KRETSCHMAR		•	NORDBY		•	WALSH	•
• BLACK		•	•	KUCHERA		•	OLSON		•	WEBER	•
• CHRISTENSEN		•	•	LANG		•	OPEDAHL		•	WENTZ	•
• CONMY		•	•	LANGLEY		•	O'SHEA		•	WINGE	•
• CRABTREE		•	•	LARDY		•	PETERSON		•	WINKJER	•
• DOTZENROD		•	•	LARSON, B #12		•	POWERS		•		
• DUBORD		•	•	LARSON, G #29		•	RAU		•		
• EAGLES		•	•	LAUGHLIN		•	REED		•	•	MR. SPEAKER
• ERICKSON		•	•	LEE		•	RICHARD		•		
• FLEMING		•	•	LIPSIEA		•	RICHIE		•		
• GACKLE		•	•	LOKKE		•	RICHTER		•		
• GENGLER		•	•	LUNDENE		•	RIEHL		•		
• GERL		•	•	MAIXNER		•	ROCHELEAU		•		
• GRONNEBERG		•	•	MARSDEN		•	RUED		•		
• GUNDERSON		•	•	MARTIN, C #38		•	RUSSELL		•		
• GUNSCH		•	•	MARTIN, G #43		•	RYLANCE		•		
• HAUGLAND		•	•	MARTINSON		•	SCHINDLER		•		
• HAUSAUER, A #49		•	•	MATCHIE		•	SCHUETT		•		
• HAUSAUER, L #25		•	•	MCCAFFREY		•	SCOFIELD		•		
• HERMAN		•	•	MCGAUVRAN		•	SOLBERG		•		
• HERSLIP		•	•	MEIERS		•	STENEHJEM		•		
• HICKLE		•	•	MERTENS		•	STRINDEN		•		
• HILL		•	•	METZ		•	SWIONTEK		•		
• HORGAN		•	•	METZGER		•	THORSOARD		•		
• JACOBSON		•	•	MEYER		•	TIMM		•		

So the Senate Concurrent Resolution was declared adopted.

HAUGLAND	MARTINSON	SCHINDLER
HAUSAUER, A. #49	MATCHIE	SCHUETT
HAUSAUER, L. #25	McCAFFREY	SCOFIELD
HERMAN	McGAUVYRAN	SOLBERG
HERSLIP	MEIERS	STENEHJEM
HICKLE	MERTENS	STRINDEN
HILL	METZ	SWIONTEK
HORGAN	METZGER	THORSGARD
JACOBSON	MEYER	TIMM

So the Senate Concurrent Resolution was declared adopted.

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee Report to House Bill No. 1567, and subsequently laid the amendments on the table.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1002

And the committees having been unable to agree, the Speaker appointed as a new conference committee:

Rep. Marsden

Rep. Unhjem

Rep. Lardy

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. 1601.

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. 4090

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEES

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 engrossed House Bill No. 1001 be amended as follows:

On page 1 of the engrossed bill, after line 22, insert the line: "Lieutenant governor contingency 10,000"

On page 1 of the engrossed bill, line 24, delete the numerals "442,448" and insert in lieu thereof the numerals "452,448"

On page 2 of the engrossed bill, line 3, delete the numerals "59,225" and insert in lieu thereof the numerals "29,612"

On page 2 of the engrossed bill, line 4, delete the numerals "10,000" and insert in lieu thereof the numerals "5,000"

On page 2 of the engrossed bill, line 5, delete the numerals "4,000" and insert in lieu thereof the numerals "2,000"

On page 2 of the engrossed bill, line 6, delete the numerals "73,225" and insert in lieu thereof the numerals "36,612"

On page 2 of the engrossed bill, line 10, delete the numerals "17,500" and insert in lieu thereof the numerals "7,500"

On page 2 of the engrossed bill, line 13, delete the numerals "50,385" and insert in lieu thereof the numerals "40,385"

On page 2 of the engrossed bill, line 16, delete the numerals "393,573" and insert in lieu thereof the numerals "400,000"

On page 2 of the engrossed bill, line 18, delete the numerals "16,000" and insert in lieu thereof the numerals "20,000"

On page 2 of the engrossed bill, line 22, delete the numerals "468,973" and insert in lieu thereof the numerals "479,400"

On page 3 of the engrossed bill, after line 2, insert the following new subdivision:

"Subdivision 7.

ELECTION SUPERVISOR

Salaries and wages	\$ 70,000
Fees and services	37,500
Supplies and materials	50,000
Equipment	5,000
Total general fund appropriation	<u>\$162,500</u>

On page 3 of the engrossed bill, line 3, delete the numeral "7" and insert in lieu thereof the numeral "8"

On page 3 of the engrossed bill, line 5, delete the numerals "1,561,165" and insert in lieu thereof the numerals "1,435,176"

On page 3 of the engrossed bill, line 6, delete the numerals "251,994" and insert in lieu thereof the numerals "191,629"

On page 3 of the engrossed bill, line 7, delete the numerals "21,646" and insert in lieu thereof the numerals "8,000"

On page 3 of the engrossed bill, line 10, delete the numerals "1,862,911" and insert in lieu thereof the numerals "1,662,911"

On page 3 of the engrossed bill, line 11, delete the numeral "8" and insert in lieu thereof the numeral "9"

On page 3 of the engrossed bill, line 13, delete the numerals "279,841" and insert in lieu thereof the numerals "282,535"

On page 3 of the engrossed bill, line 19, delete the numerals "345,565" and insert in lieu thereof the numerals "348,259"

On page 3 of the engrossed bill, line 20, delete the numeral "9" and insert in lieu thereof the numeral "10"

On page 3 of the engrossed bill, line 26, delete the numerals "100,000" and insert in lieu thereof the numerals "50,000"

On page 3 of the engrossed bill, line 27, delete the numerals "2,088,857" and insert in lieu thereof the numerals "2,038,857"

On page 3 of the engrossed bill, line 28, delete the numeral "10" and insert in lieu thereof the numeral "11"

On page 3 of the engrossed bill, line 30, delete the numerals "3,387,132" and insert in lieu thereof the numerals "3,327,134"

On page 3 of the engrossed bill, line 32, delete the numerals "49,600" and insert in lieu thereof the numerals "25,000"

On page 4 of the engrossed bill, line 4, delete the numerals "5,014,225" and insert in lieu thereof the numerals "4,929,627"

On page 4 of the engrossed bill, line 5, delete the numeral "11" and insert in lieu thereof the numeral "12"

On page 4 of the engrossed bill, line 7, delete the numerals "2,967,456" and insert in lieu thereof the numerals "2,943,475"

On page 4 of the engrossed bill, line 13, delete the numerals "4,522,964" and insert in lieu thereof the numerals "4,498,983"

On page 4 of the engrossed bill, line 14, delete the numerals "3,167,522" and insert in lieu thereof the numerals "3,151,536"

On page 4 of the engrossed bill, line 15, delete the numerals "1,355,442" and insert in lieu thereof the numerals "1,347,447"

On page 4 of the engrossed bill, line 16, delete the numeral "12" and insert in lieu thereof the numeral "13"

On page 4 of the engrossed bill, line 26, delete the numeral "13" and insert in lieu thereof the numeral "14"

On page 4 of the engrossed bill, line 34, delete the numeral "14" and insert in lieu thereof the numeral "15"

On page 5 of the engrossed bill, line 10, delete the numeral "15" and insert in lieu thereof the numeral "16"

On page 5 of the engrossed bill, line 12, delete the numerals "1,835,157" and insert in lieu thereof the numerals "1,772,045"

On page 5 of the engrossed bill, line 19, delete the numerals "2,896,468" and insert in lieu thereof the numerals "2,833,356"

On page 5 of the engrossed bill, line 20, delete the numeral "16" and insert in lieu thereof the numeral "17"

On page 5 of the engrossed bill, line 25, delete the numeral "17" and insert in lieu thereof the numeral "18"

On page 5 of the engrossed bill, line 27, delete the numerals "745,350" and insert in lieu thereof the numerals "702,811"

On page 5 of the engrossed bill, line 28, delete the numerals "249,619" and insert in lieu thereof the numerals "237,819"

On page 5 of the engrossed bill, line 29, delete the numerals "45,960" and insert in lieu thereof the numerals "44,960"

On page 5 of the engrossed bill, line 30, delete the numerals "14,214" and insert in lieu thereof the numerals "13,714"

On page 5 of the engrossed bill, line 31, delete the numerals "1,055,143" and insert in lieu thereof the numerals "999,304"

On page 5 of the engrossed bill, line 33, delete the numerals "986,296" and insert in lieu thereof the numerals "930,457"

On page 5 of the engrossed bill, line 34, delete the numeral "18" and insert in lieu thereof the numeral "19"

On page 7 of the engrossed bill, line 4, delete the numerals "17,060,714" and insert in lieu thereof the numerals "16,738,178"

On page 7 of the engrossed bill, line 5, delete the numerals "3,676,469" and insert in lieu thereof the numerals "3,660,483"

On page 7 of the engrossed bill, line 6, delete the numerals "20,737,183" and insert in lieu thereof the numerals "20,398,661"

On page 7 of the engrossed bill, after line 22, insert the following sections:

"SECTION 6. APPROPRIATION.) There is hereby appropriated to the governor's office any moneys received from federal sources for the purpose of continuation of the operations of the office of energy management within the governor's office during the biennium beginning July 1, 1977, and ending June 30, 1979.

SECTION 7. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the state auditor, pursuant to the requirements of sections 54-10-13 and 54-10-14, shall charge an amount for the audit which will result in the state recovering a portion of all costs incurred, including supervisory, secretarial, clerical, and other office maintenance costs."

And renumber the lines, sections, and pages accordingly.

Statement of Purpose of Amendment:
Governor's Office

This amendment adds \$10,000 to the Governor's appropriation in a line item entitled "Lieutenant Governor contingency" for greater involvement of the Lieutenant Governor in executive branch activities as deemed necessary by the Governor.

Office of Energy Management

The purpose of this amendment is to delete one-half of the general fund appropriation for the Office of Energy Management as recommended by the House and to add a section appropriating any federal funds received by the Governor's Office for continuation of an Office of Energy Management during the 1977-79 biennium.

Lieutenant Governor

The purpose of this amendment is to reduce the fees and services line item by \$10,000 to delete funding in the Lieutenant Governor's budget for greater involvement by the Lieutenant Governor in executive branch activities. This amount is added as a contingent line item in the Governor's appropriation.

Secretary of State

The purpose of this amendment is to add \$6,427 to salaries and wages, and \$4,000 to supplies and materials to the Secretary of State's appropriation for increased costs anticipated by the Secretary of State. It also provides \$162,500 to the Secretary of State's office in a new subdivision entitled "Election Supervisor" to administer the new election laws in accordance with House Bill No. 1049.

State Auditor

This amendment reduces the State Auditor's budget recommended by the House by \$200,000; \$125,989 in salaries and wages, \$60,365 in fees and services, and \$13,646 in data processing. The budget, when so reduced, provides for 14 new auditors, seven during the first year, and seven during the second year of the biennium.

State Treasurer

The purpose of this amendment is to reduce the salaries and wages line item by \$12,420 to delete funding for a new clerk II position. This amendment also adds \$15,114 to salaries and wages for reclassification of personnel.

Attorney General

This amendment reduces the litigation fees line item by \$50,000 bringing it back to the level recommended in the executive budget.

State Tax Commissioner

The purpose of this amendment is to reduce the salaries and wages line item by \$26,858 to reflect the amounts necessary for five percent annual salary increases and adequate fringe benefits at the level authorized by the Forty-fifth Legislative Assembly. The salaries and wages line item is also reduced by \$33,140 to delete funding for an additional tax auditor and a part-time research analyst. The postage contingency line item is also reduced by \$24,600.

Department of Public Instruction

The purpose of this amendment is to reduce the salaries and wages line item by \$23,981 to reflect the amounts necessary for five percent annual salary increases and adequate fringe benefits at levels authorized by the Forty-fifth Legislative Assembly.

Public Service Commission

The purpose of this amendment is to delete funds for the following new positions:

Attorney	\$46,000
Secretary-librarian	<u>17,112</u>
	<u>\$63,112</u>

Commissioner of Agriculture

The purpose of this amendment is to delete the following funds:

Market Bureau:	
Salaries and wages (market bureau coordinator)	\$35,708
Fees and services	19,800
Supplies and materials	1,000
Equipment	<u>500</u>
Total General Fund for Market Bureau	<u>\$57,008</u>

In addition this amendment deletes \$6,831 in salaries and wages to provide a half-time secretary rather than a full-time secretary for the pesticide program. This amendment adds \$8,000 to fees and services for membership in the Mid-America International Agri-Trade Council (MIATCO). It is the intent of the Legislative Assembly that if additional federal or other funds become available during the 1977-79 biennium for a Market Bureau, the Commissioner of Agriculture be given approval to receive and expend such funds.

For the Senate

- Senator Melland
- Senator Lips
- Senator Larson

For the House

- Rep. Marsden
- Rep. L. Hausauer
- Rep. Fleming

Rep. Marsden moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Strinden 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. — BUDGETS — Elected State Officials — 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 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, 6; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOY			• MURPHY			• UNHJEM		
• BENEDICT			• KLOBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON B #12			• POWERS					

• DuBORD	• LARSON, G. #29	• RAU	• MR SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIEA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERT	• MAIXNER	• ROCHELEAU	
• GRÖNNBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, I. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McGAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STEVENHEIM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWIONTEK	
• HORGAN	• MERTGER	• THORSGARD	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1007 has had the same under consideration and recommends:

The House accedes to the Senate amendments.

For the Senate

- Senator Melland
- Senator Hanson
- Senator Walsh

For the House

- Rep. Eagles
- Rep. Kuchera
- Rep. Kelly

Rep. Eagles moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Strinden 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, 94; nays, 0; absent and not voting, 6.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONWAY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKLER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		

● EAGLES	● LAUGHLIN	● REED
● ERICKSON	● LEE	● RICHARD
● FLEMING	● LIPSIEA	● RICHIE
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELEAU
● GRONNEBERG	● MARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCH	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVYRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENHJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSgard
● JACOBSON	● MEYER	● TIMM

So the bill passed and the title was agreed to and the emergency clause was declared carried.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1071 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill No. 1071 be amended as follows:

On page 1 of the engrossed bill, line 10 delete the word "and"

On page 1, line 11 after the word "coverage" insert the words "to reinstate certain causes of action; to amend and reenact section 24-08-03 of the North Dakota Century Code, relating to the limit of county liability for negligence in the supervision and repairs of bridges; and to repeal sections 40-42-01, 40-42-02, 40-42-03, and 40-43-07 of the North Dakota Century Code, relating to claims for injuries on streets, sidewalks, or bridges"

On page 2, line 5 delete the words "an act or omission of"

On page 2, line 16 after the word "means" delete the remainder of the line and insert in lieu thereof the following: "personal injury, death, or property damage. Personal injury includes sickness or disease sustained by any person caused by a political subdivision or an employee thereof. Property damage includes injury to or destruction of tangible property caused by a political subdivision or an employee thereof."

On page 2, delete lines 17 through 20

On page 3, line 15 delete the words "five hundred" and insert in lieu thereof the words "two hundred fifty"

On page 3, line 16 delete the words "one million" and insert in lieu thereof the words "five hundred thousand"

On page 3, line 31 after the period insert the following: "Specifically, a political subdivision or an employee thereof shall not be liable for any claim which results from:

a. The decision to undertake or the refusal to undertake any legislative or quasi-legislative act, including the decision to adopt or the refusal to adopt any statute, charter, ordinance, order, regulation, resolution, or resolve.

b. The decision to undertake or the refusal to undertake any judicial or quasi-judicial act, including the decision to grant, to grant with conditions, to refuse to grant, or to revoke any license, permit, order, or other administrative approval or denial.

c. The decision to perform or the refusal to exercise or perform a discretionary function or duty, whether or not such discretion be abused and whether or not the statute, charter, ordinance, order, resolution,

regulation, or resolve under which the discretionary function or duty is performed is valid or invalid.

Nothing contained in this subsection shall be construed to limit the liability of a political subdivision or an employee thereof for a personal injury arising out of the execution of any legislative or quasi-legislative act, judicial or quasi-judicial act, or discretionary function."

On page 5, line 15 delete the word "shall" and insert the word "may"

On page 5, line 16 delete the words "to the limits"

On page 5, line 35 delete the word "If"

On page 6, delete lines 1 through 2

On page 6, line 3 delete the words "the lack of such coverage."

On page 6, line 30 after the word "law" insert the following: "but shall not exceed five mills"

On page 10, after line 6 insert the following new sections:

"SECTION 16. CERTAIN CAUSES OF ACTION REINSTATED.) If a claim against a municipality was filed in the office of the city auditor in accordance with section 40-42-01 after April 8, 1975, and prior to July 1, 1977, and the cause of action against the municipality was dismissed on the basis of failure to file the claim with the county auditor in accordance with section 4 of chapter 295 of the 1975 Session Laws of North Dakota, such claim is preserved and may be filed in the office of the city auditor within ninety days after the effective date of this Act. Notwithstanding sections 40-42-02 and 40-42-03, the time limits for rejecting a claim and for bringing an action shall be determined on the basis of the date a claim was filed as authorized by this section.

SECTION 17. AMENDMENT.) Section 24-08-03 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

24-08-03. SUPERVISION AND REPAIRS OF BRIDGE (((— LIMIT OF COUNTY LIABILITY FOR NEGLIGENCE))) .) Any bridge built under the provisions of section 24-08-01 shall be under the supervision of the board of county commissioners, and the cost of rebuilding or repairing the same shall be paid by the county. Where the cost of rebuilding or repairing a bridge would exceed the sum of fifteen thousand dollars on estimate of the county engineer and upon the approval of the estimate by the North Dakota highway department, the county commissioners shall advertise for bids and award the contract in the manner provided by section 24-08-01. When a bridge is destroyed by flood, fire, or other casualty and the public interest would suffer by delay, the county commissioners may proceed to contract for the rebuilding or repair of such bridge without advertising for bids, regardless of the cost. The board of county commissioners at least every two years, and so far as time and conditions may permit, shall cause an inspection to be made of all bridges on the county road system in the county. In case any bridge on the county road system shall be deemed unsafe for public use by the said board of commissioners, it forthwith shall take steps to close the same and prevent the use thereof by the public. In case any bridge on the county road system shall be deemed unsafe for loads in excess of a certain weight, the board of commissioners forthwith shall post notices on both ends of such bridge stating that such bridge is unsafe for loads beyond that weight. The county shall not be immune from claims or suits for damages arising out of negligent failure to perform the inspection and repair duties set out above (((, but the maximum recovery from the

● CONMY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUBORD	● LARSON, G. #29	● RAU	● MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.
MESSAGE TO THE SENATE
 House Chamber

April 1, 1977

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

- Senate Concurrent Resolution No. 4004
- Senate Concurrent Resolution No. 4009
- Senate Concurrent Resolution No. 4012
- Senate Concurrent Resolution No. 4013
- Senate Concurrent Resolution No. 4024
- Senate Concurrent Resolution No. 4075

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
 Senate Chamber

April 1, 1977

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. 1002:

- Senator Melland
- Senator Strinden
- Senator Maher

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

- House Concurrent Resolution No. 3024
- House Concurrent Resolution No. 3075
- House Concurrent Resolution No. 3078
- House Concurrent Resolution No. 3084
- House Concurrent Resolution No. 3092

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Concurrent Resolution No. 3027
- House Concurrent Resolution No. 3037
- House Concurrent Resolution No. 3052
- House Concurrent Resolution No. 3063

- House Concurrent Resolution No. 3068
- House Concurrent Resolution No. 3081
- House Concurrent Resolution No. 3083
- House Concurrent Resolution No. 3086
- House Concurrent Resolution No. 3100
- House Concurrent Resolution No. 3107

LEO LEIDHOLM, Secretary

MOTION

Rep. Rued moved that the rules be suspended, and that Senate Bill No. 2472 be placed at the top of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2472. A Bill for an Act to provide for the liability of political subdivisions, to allow the insurance commissioner to establish a political subdivisions liability fund and issue policies if political subdivisions are unable to obtain adequate coverage at reasonable costs, and to authorize the state to purchase insurance coverage.

Which has been read with Committee Recommendation Do Not Pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 75; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER		TINJUM
BACKES			KELLY			MUND		TWETEN
BEAULAIR			KERMOTT			MURPHY		UNHJEM
BENEDICT			KLOUBEC			MUSHK		VANDER VORST
BERG			KNUDSON			NICHOLAS		WAGNER
BERGER			KRETSCHMAR			NORDBY		WALSH
BLACK			KUCHERA			OLSON		WEBER
CHRISTENSEN			LANG			OPEDAHL		WENTZ
CONMY			LANGLEY			O'SHEA		WINGE
CRABTREE			LARDY			PETERSON		WINKJER
DOTZENROD			LARSON, B #12			POWERS		
DUBORD			LARSON, G #29			RAU		MR SPEAKER
EAGLES			LAUGHLIN			REED		
ERICKSON			LEE			RICHARD		
FLEMING			LIPSIEA			RICHIE		
GACKLE			LOKKEN			RICHTER		
GENGLER			LUNDENE			RIEHL		
GERI			MAIXNER			ROCHELEAU		
GRONNEBERG			MARSDEN			RUED		
GUNDERSON			MARTIN, C #38			RUSSELL		
GUNSCH			MARTIN, G #43			RYLANCE		
HAUGLAND			MARTINSON			SCHINDLER		
HAUSAUER, A #49			MATCHIE			SCHUETT		
HAUSAUER, L #25			McCAFFREY			SCOFIELD		
HERMAN			McGAUVVRAN			SOLBERG		
HERSLIP			MEIERS			STENEHJEM		
HICKLE			MERTENS			STRINDEN		
HIL			MEtz			SWONTEK		
HORGAR			METZGER			THORSGARD		
JACOBSON			MEYER			TIMM		

So the bill lost.

Rep. Backes moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Concurrent Resolution No. 3090

And find the same correctly Engrossed.

REP. L. HAUSAUER, Chairman

Rep. Conmy 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. 1280 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill No. 1280 be amended as follows:

On page 1 of the engrossed bill, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide an appropriation for the construction, additions to, remodeling, and equipping of buildings at state agencies, departments, and institutions and to repeal sections 1 and 4 of chapter 23 of the 1975 Session Laws of the state of North Dakota.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury the sum of \$18,443,000.00, or so much thereof as may be necessary, to the state agencies, departments, and institutions listed herein for the construction or addition to, remodeling, and equipping of buildings and facilities within the limitations hereafter stated in this section during the biennium beginning July 1, 1977, and ending June 30, 1979:

Name of agency, department, or institution	Type of facility	State funds
North Dakota heritage commission	Heritage center building	\$5,500,000
North Dakota state university	Library facility	2,500,000
University of North Dakota	Office facilities and class laboratory	3,500,000
Minot state college	Physical education activities center	3,500,000
Dickinson state college	Multipurpose arena	312,500
State hospital	Maximum security unit	1,250,000
School for the deaf	Instructional media center	325,000
State school of science	Swimming pool	350,000
School for the blind	Therapeutic swimming pool	325,500
Main experiment station	Dairy expansion unit	380,000
North Dakota state fair	Agricultural exhibi- tion buildings	500,000
		<u>\$18,443,000</u>

In addition to the appropriations and authorizations set forth in this Act, there is hereby appropriated to the state agencies, departments, and institutions listed herein, any moneys available from private, federal, or other sources to construct or remodel facilities set forth in this Act. In no event shall any facility listed in this section, except the heritage center and the state hospital maximum security unit, exceed the cost indicated

in the column "State funds" except to the extent funds may be received from federal and private sources.

SECTION 2. APPROPRIATION.) There is hereby appropriated to the North Dakota heritage commission the sum of \$2,000,000.00, or such greater amounts arising from legislative appropriations private and other sources and interest thereon as may be on deposit with the heritage commission, toward the construction of a heritage center on the state capitol grounds. The appropriations in this Act are in lieu of the appropriations contained in chapter 44 of the 1975 Session Laws of the state of North Dakota.

SECTION 3. AVAILABILITY OF FUNDS.) 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 \$1,500,000.00 in contributions, donations, federal grants, or other sources, not received through appropriations from the state general fund, is available.

SECTION 4.) The appropriations for facilities in this Act are in lieu of appropriations for those facilities, contained in chapter 23 of the 1975 Session Laws of the state of North Dakota, for which funds for their construction would have been transferred to the state capitol construction fund on July 1, 1977, and July 1, 1978.

SECTION 5. APPROPRIATION.) In addition to the other appropriations and authorizations in this Act, there is hereby appropriated any federal, private, or other funds, that may be available, to North Dakota state university for the purpose of constructing a music building during the biennium beginning July 1, 1977, and ending June 30, 1979.

SECTION 6.) The state hospital and the health department are hereby authorized to conduct a study of the feasibility of entering into a joint project with Stutsman County and the city of Jamestown for the construction of a security unit to be used by the state hospital, Stutsman County, and the city of Jamestown. The funds herein appropriated to the state hospital for the state share of construction costs of a maximum security unit may be expended together with funds from other sources for constructing a maximum security unit for use of the state hospital.

SECTION 7. REPEAL.) Sections 1 and 4 of chapter 23 of the 1975 Session Laws of the state of North Dakota are hereby repealed."

And renumber the lines, sections, and pages accordingly.

SECTION 4.) The appropriations for facilities in this Act are in lieu of appropriations for those facilities, contained in chapter 23 of the 1975 Session Laws of the state of North Dakota, for which funds for their construction would have been transferred to the state capitol construction fund on July 1, 1977, and July 1, 1978.

SECTION 5. APPROPRIATION.) In addition to the other appropriations and authorizations in this Act, there is hereby appropriated any federal, private, or other funds, that may be available, to North Dakota state university for the purpose of constructing a music building during the biennium beginning July 1, 1977, and ending June 30, 1979.

SECTION 6.) The state hospital and the health department are hereby authorized to conduct a study of the feasibility of entering into a joint project with Stutsman County and the city of Jamestown for the construction of a security unit to be used by the state hospital, Stutsman

County, and the city of Jamestown. The funds herein appropriated to the state hospital for the state share of construction costs of a maximum security unit may be expended together with funds from other sources for constructing a maximum security unit for use of the state hospital.

SECTION 7. REPEAL.) Sections 1 and 4 of chapter 23 of the 1975 Session Laws of the state of North Dakota are hereby repealed."

And renumber the lines, sections, and pages accordingly.

For the Senate

- Senator Melland
- Senator Thane
- Senator Walsh

For the House

- Rep. Marsden
- Rep. Mertens (Refused to sign)
- Rep. Peterson

Rep. Marsden moved that the report be adopted.

Rep. Schuett requested that he be excused from voting on the adoption of the Conference Committee Report on House Bill No. 1280 because of a conflict of interest.

Rep. Krétschmar moved that Rep. Schuett be allowed to vote on the motion of Rep. Marsden, which motion prevailed.

The question being on the Motion of Rep. Marsden to adopt the Conference Committee on House Bill No. 1280, which motion prevailed.

MOTIONS

Rep. Strinden moved that the rules be suspended, and the amendments to House Bill No. 1280, as amended in Conference Committee, be adopted, and that House Bill No. 1280 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. 1280. A Bill for an Act to provide an appropriation for the construction, additions to, remodeling, and equipping of buildings at state agencies, departments, and institutions and to repeal sections 1 and 4 of chapter 23 of the 1975 Session Laws of the state of North Dakota.

Which has been read.

Rep. Winkjer requested that the question of the final passage of House Bill No. 1280 be divided with each section being voted on separately.

Speaker Solberg ruled the question could not be divided inasmuch as it would be changing the condition of a conference committee report, so the request of Rep. Winkjer was denied.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 73; nays, 27; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• THJULUM		
• BACKES			• KELLY			• MUND		•	• TWETEN		
• BEAUCLAIR			• KERMÖTT			• MURPHY		•	• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		•
• BERGER			• KRÉTSCHMAR		•	• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN		•	• LANG			• OPEDAHL			• WÉNTZ		
• CONMY		•	• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAL					
• EAGLES			• LAUGHLIN			• REED			• MR. SPEAKER		

• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRONNERBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MARCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1344 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill No. 1344 be amended as follows:

On page 1, line 18, following the word "of" delete the figure "\$1,400,000.00" and insert in lieu thereof the figure "\$800,000.00"

And renumber the lines and pages accordingly.

For the Senate

Senator Christensen

Senator Peterson (refused to sign)

Senator Orange

For the House

Rep. Stenehjem

Rep. Swiontek (refused to sign)

Rep. Lundene

Rep. Stenehjem 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. 1344, as amended in Conference Committee, be adopted, and that House Bill No. 1344 be deemed properly engrossed and placed on second reading and 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 1 of section 57-15-56 of the North Dakota Century Code, relating to the authorization of a one-mill levy for senior citizen programs and activities, and increasing the authorized levy to two mills.

Which has 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, 8; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT				•		• MUSHIK		• VANDER VORST
• BERG			• KLOUBEC			• NICHOLAS		• WAGNER
• BERGER			• KNUDSON			• NORDBY		• WALSH
• BLACK			• KRESCHMAR			• OLSON		• WEBER
• CHRISTENSEN			• KUCHERA			• OPEDAHI		• WENTZ
• CONNY		•	• LANG			• O'SHEA		• WINGE
			• LANGLEY					

● CRABTREE	● LARDY	● PETERSON	● WINKLER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATHIE	● SCHUETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAUVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1010 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill No. 1010 be amended as follows:

On page 1 of the engrossed bill, line 20, delete the numerals "1,081,011" and insert in lieu thereof the numerals "951,712"

On page 1 of the engrossed bill, line 21, delete the numerals "80,530" and insert in lieu thereof the numerals "75,065"

On page 1 of the engrossed bill, line 22, delete the numerals "92,288" and insert in lieu thereof the numerals "89,929"

On page 1 of the engrossed bill, line 23, delete the numerals "118,558" and insert in lieu thereof the numerals "118,173"

On page 1 of the engrossed bill, line 24, delete the numerals "535,000" and insert in lieu thereof the numerals "385,000"

On page 2 of the engrossed bill, line 2, delete the numerals "13,895" and insert in lieu thereof the numerals "12,420"

On page 2 of the engrossed bill, line 3, delete the numerals "15,000" and insert in lieu thereof the numerals "14,404"

On page 2 of the engrossed bill, line 4, delete the numerals "2,946,282" and insert in lieu thereof the numerals "2,656,703"

On page 2 of the engrossed bill, line 5, delete the numerals "1,420,864" and insert in lieu thereof the numerals "1,345,864"

On page 2 of the engrossed bill, line 6, delete the numerals "1,525,418" and insert in lieu thereof the numerals "1,310,839"

On page 2 of the engrossed bill, line 28, delete the word "general" and insert in lieu thereof the word "special"

On page 2 of the engrossed bill, line 29, delete the numerals "2,009,347" and insert in lieu thereof the numerals "1,690,698"

On page 2 of the engrossed bill, line 30, delete the numerals "2,779,664" and insert in lieu thereof the numerals "2,808,734"

On page 2 of the engrossed bill, line 31, delete the numerals "4,789,011" and insert in lieu thereof the numerals "4,499,432"

On page 3 of the engrossed bill, after line 24, insert the following sections:

"SECTION 6. INTENT.) It is the intent of the legislative assembly that the state historical board and the governor's office make every effort to impress upon the proper federal agency or agencies the importance of

restoration of Fort Totten historic site as a means of preserving its national historical value. The legislative assembly considers federal funding to be of utmost importance in the restoration of this site.

SECTION 7. HERITAGE COMMISSION APPROPRIATION — INTENT.) The special fund appropriation in subdivision 3 of section 1 of this Act is to be derived from the interest on heritage commission funds on deposit with the Bank of North Dakota."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

Historical Board

This amendment reduces salaries and wages by \$129,299 from the House amendments.

The intent of this amendment is to allow the superintendent to use discretion in filling positions of his choice. In addition, this appropriation provides funds for employment of three security officers.

Fees and services is reduced by \$5,465, supplies and materials by \$2,359, data processing by \$1,475, and microfilming by \$596 from the House amendments to provide funds for continuation of operations at present levels.

The equipment line item is reduced by \$385 from the House amendments for new positions not allowed. The land, structures, and major improvements line item is reduced by \$150,000 from the House amendments in regard to restoration work at Fort Totten Historic Site. The appropriation for land, structures, and major improvements as reflected in these amendments provides \$150,000 of the \$400,000 recommended in the executive budget for restoration work at Fort Totten Historic Site.

The estimated income line item is reduced by \$75,000 from the House amendments for the amount of federal funds included in the \$150,000 deleted from the improvements line item for restoration work at Fort Totten.

The net effect of these amendments is to reduce the general fund appropriation for the Historical Board by \$217,780 from the amount recommended in the executive budget.

Heritage Commission

This amendment provides that the funds for the operations of the Heritage Commission are to be derived from the interest on Heritage Commission funds on deposit at the Bank of North Dakota.

For the Senate

Senator Melland

Senator Hanson

Senator Erdman

For the House

Rep. Unhjem

Rep. Lardy (Refused to sign)

Rep. Marsden

Rep. Unhjem moved that the report be adopted, which motion prevailed on a verification vote.

MOTIONS

Rep. Strinden moved that the House request the return of Senate Bill No. 2479, which motion failed on a verification vote.

Rep. Strinden moved that the rules be suspended, and the amendments to House Bill No. 1010, as amended in Conference Committee, be adopted, and that House Bill No. 1010 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. 1010. Budgets — 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 declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 13; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY			• MUND		• TWETEN
• BEAUCLAIR			• KERMOY			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK	•	• VANDER VORST
• BERG			• KNUDSON			• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK			• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• COMBY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARDY			• PETERSON		• WINKJER
• DOTZENROD			• LARSON, B. #12			• POWERS		
• DUBORD			• LARSON, G. #29			• RAU		• MR. SPEAKER
• EAGLES			• LAUGHLIN			• REED		
• ERICKSON			• LEE			• RICHARD		
• FLEMING		•	• LIPSIEA			• RICHIE		
• GACKLE			• LOKKEN			• RICHTER		
• GENGLER			• LUNDENE			• RIEHL		
• GERL		•	• MAIXNER			• ROCHELEAU		
• GRONNBERG			• MARSDEN			• RUED		•
• GUNDERSON			• MARTIN, C. #38			• RUSSELL		
• GUNSCH			• MARTIN, G. #43			• RYLANCE		
• HAUGLAND			• MARTINSON			• SCHINDLER		•
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT		
• HAUSAUER, I. #25			• McCAFFREY			• SCOFIELD		•
• HERMAN			• McCAUVRAN			• SOLBERG		
• HERSLIP			• MEIERS			• STENEHJEM		
• HICKLE			• MERTENS			• STRINDEN		
• HILL			• METZ			• SWIONTEK		
• HORGAN		•	• METZGER			• THORSGARD		
• JACOBSON			• MEYER			• TIMM		•

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Strinden moved that the House stand recessed until 5:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

- Senate Bill No. 2006
- Senate Bill No. 2027
- Senate Bill No. 2141
- Senate Bill No. 2178
- Senate Bill No. 2384
- House Bill No. 1014
- House Bill No. 1320
- House Bill No. 1384
- House Bill No. 1408
- House Bill No. 1559

LEO LEIDHOLM, Secretary

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. 2472

ROY GILBREATH, Chief Clerk

MOTION

Rep. Strinden moved that the rules be suspended, and that House Concurrent Resolution No. 3090 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3090. A concurrent resolution creating a new article III of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualifications, and compensation of executive officials, to executive branch organization, to the powers and duties of the governor, and to gubernatorial succession; to provide alternative choices regarding the lieutenant governor's duties; to repeal article III, consisting of sections 71 through 84, of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to the powers and duties of the governor, and to gubernatorial succession; and providing an effective date.

Was read the second time with Committee Report Without Recommendation.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 53; nays, 45; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR			• KERMOTT		•	• MURPHY			• UNHJEM		•
• BENEDICT		•	• KLOUBEC		•	• MUSHIK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN		•	• LANG			• OPEDAHI			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD		•	• LARSON, G #29		•	• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON		•	• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHER					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL		•	• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARTIN			• RUED					
• GUNDERSON			• MARTIN, G #38		•	• RUSSELL					
• GUNSCH		•	• MARTIN, G #43		•	• RYLANCE					
• HAUGLAND		•	• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49		•	• MATCHIE			• SCHUETT					
• HAUSAUER, L #25		•	• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN		•	• SOLBERG					
• HERSLIP		•	• MEIERS			• STENEHJEM					
• HICKLE		•	• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the House Concurrent Resolution was declared adopted.

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 Senate recede from its amendments and that engrossed House Bill No. 1049 be amended as follows:

On page 1, line 2 of the engrossed bill, after "16.1-07" insert "16.1-08,"

On page 2, line 8, after "16-20-04," insert "16-20-05," and after "16-20-07," insert the following: "16-20-08, 16-20-09, 16-20-10,"

On page 2, line 9 after "16-20-18," insert "16-20-22,"

On page 2, line 13 delete the word "and" and after "16-20-19" insert "and 16-20-24"

On page 3, line 17 delete the word "challenge" and insert in lieu thereof the word "election"

On page 6, line 5 after the period delete the remainder of the line

On page 6, delete lines 6 and 7

On page 6, line 8 delete the following: "and shall remain open continuously until nine p.m."

On page 19, line 6 after the word "electors" insert a period and delete the remainder of the line and insert in lieu thereof the following: "It shall be the duty of both election judges together to give any assistance requested by electors in marking ballots or operating voting machines. It shall be the duty of the election officers to instruct voters on how to open and close voting machines and how to move the levers to cast and change votes."

On page 19, delete lines 7 through 9

On page 19, line 10 delete the following: "change their vote."

On page 33, line 29 after the period delete the word "The"

On page 33, delete lines 30 through 35

On page 34, delete lines 1 through 3

On page 34, line 4 after the word "understand" delete the remainder of the line

On page 34, delete line 5

On page 34, line 6 delete the words "application is unreasonable under the law, and"

On page 34, line 7 delete the words and comma ", punishable by imprisonment for up to"

On page 34, delete line 8

On page 34, line 11 delete the blank line and insert in lieu thereof the words and period "at least thirty days."

On page 34, line 12 delete the following: "(years/months/days)"

On page 34 delete lines 14 and 15

On page 38 after line 31, add the following new section:

"SECTION 6.) Chapter 16.1-08 of the North Dakota Century Code is hereby created and enacted to read as follows:

16.1-08-01. DEFINITIONS.) As used in this chapter, unless the context otherwise plainly requires:

1. "Association" means any club, association, union, brotherhood, fraternity, organization, or group of any kind of two or more persons, including, but not limited to, labor unions, trade associations, professional associations, or governmental associations, which is united for any purpose, business, or object and which assesses any dues, membership fees, or license fees in any amount, or which maintains a

treasury fund in any amount. Association shall not include corporations, cooperative corporations, political committees, or political parties.

2. "Candidate" means a person whose name is presented for nomination to public office at any primary election or convention, whether the person is actually nominated or not; a person whose name is printed as a candidate on an official ballot used at any election; or a person who seeks election through write-in votes.

3. "Contribution" means a gift, subscription, loan, advance, or deposit of money, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in furtherance of or to defeat any constitutional amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Contribution also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make a contribution for any of the above purposes, and includes funds received by a political committee which are transferred to that committee from another political committee or other source.

4. "Expenditure" means a purchase, payment, distribution, loan, advance, deposit, or gift of money, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in the furtherance of or to defeat any constitutional amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Expenditure also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make any expenditure and includes the transfer of funds by a political committee to another political committee.

5. "Person" means an individual, partnership, committee, association, corporation, cooperative corporation, or other organization or group of persons.

6. "Political committee" means any committee, club, association, or other group of persons which receives contributions or makes expenditures for political purposes.

7. "Political party" means any association, committee, or organization which nominates a candidate for election to any office which may be filled by a vote of the electors of this state or any of its political subdivisions and whose name appears on the election ballot as the candidate of such association, committee, or organization.

8. "Political purpose" or "political purposes" means any activity undertaken in support of or in opposition to the election or nomination of a candidate, or in support of or in opposition to the adoption of any question or measure submitted to the electors of the state or political subdivision, whether the activity is undertaken by a candidate, a political committee, a political party, or any person.

9. "Public office" means every statewide or legislative office to which persons can be elected by vote of the people under the laws of this state.

16.1-08-02. CAMPAIGN CONTRIBUTIONS BY CORPORATIONS, COOPERATIVE CORPORATIONS, AND ASSOCIATIONS PROHIBITED — VIOLATION — PENALTY.)

1. No corporation, cooperative corporation, or association, directly or indirectly, shall make a contribution:

- a. To aid any political party, political committee, or organization.
- b. To aid any corporation or association organized or maintained for political purposes.
- c. To aid any candidate for political office or for nomination to such office.
- d. For the reimbursement or indemnification of any person for money or property so used.
- e. For the influencing of legislation before the legislative assembly except in accordance with chapter 54-05.1.

2. Nothing in this section shall be construed to prohibit the establishment, administration, and solicitation of contributions to a separate and segregated fund to be utilized for political purposes by a corporation, cooperative corporation, or association. It shall be unlawful for:

a. The person or persons controlling such a fund to make contributions or expenditures utilizing money or anything of value secured by physical force, job discrimination, financial reprisals, or the threat of them; or utilizing money from dues, fees, treasury funds, or other money required as a condition of membership in an association, or as a condition of employment; or utilizing money obtained in any commercial transaction.

b. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member of the general political purposes and philosophies of the fund at the time of the solicitation.

c. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member, at the time of the solicitation, of his right to refuse to contribute without any reprisal.

d. Any solicitation to be made in a manner that allows the corporation, cooperative corporation, or association to determine who does and who does not make a contribution in response to the solicitation.

3. If an officer, employee, agent, attorney, or other representative of a corporation, cooperative corporation, or association makes any contribution prohibited by this section out of corporate, cooperative corporation, or association funds or otherwise violates the provisions of this section, it shall be prima facie evidence of a violation by the corporation, cooperative corporation, or association.

4. A violation of the provisions of this section may be prosecuted in the county where the contribution is made, or in any county in which it has been paid or distributed.

5. It shall be a class A misdemeanor for an officer, director, stockholder, attorney, agent, or representative of any corporation, cooperative corporation, or association to violate any of the provisions of this section, or to counsel or consent to any violation. Any person who solicits or knowingly receives any contribution in violation of the provisions of this section shall be guilty of a class A misdemeanor.

6. Any officer, director, stockholder, attorney, agent, or representative who makes, counsels, or consents to the making of a contribution in violation of this section shall be liable to the company, corporation, or association for the amounts so contributed."

On page 55, after line 30 insert the following new sentence: "Sample ballots with inverted columns must be printed twice in each issue of the newspaper and in such manner as to assure that the column of each political party shall be displayed once in each issue in any upright

position."

On page 110, line 27 after "16-20-04," insert "16-20-05," and after "16-20-07," insert the following: "16-20-08, 16-20-09, 16-20-10,"

On page 110, line 28 after "16-20-18," insert "16-20-22,"

On page 110, line 32 delete the word "and" and after "16-20-19" insert " , and 16-20-24"

And renumber the lines, pages, and sections accordingly.

For the Senate

Senator Freed

Senator Lashkowitz (refused to sign)

Senator Sands

For the House

Rep. Winkjer

Rep. Conmy

Rep. Meiers (refused to sign)

Rep. Winkjer moved that the report be adopted .

Rep. Winkjer requested a recorded roll call vote, which request was granted.

The question being on the motion of Rep. Winkjer to adopt the conference committee report on House Bill No. 1049.

ROLL CALL

The roll was called, and there were ayes, 52; nays, 48; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON	•		JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UMHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
CONMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
DUBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUGHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIA		•	RICHE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIFHL		•			
GERI		•	MAJNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G. #43		•	RYLANDER		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A. #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L. #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGALVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

The motion prevailed.

MOTIONS

Rep. Strinden 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 engrossed and placed on second reading and final passage, which motion failed on a verification vote.

Rep. Strinden moved that the House stand recessed for five minutes, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

- House Bill No. 1010
- House Bill No. 1280
- House Bill No. 1344

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
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. 2004
- Senate Bill No. 2022
- Senate Bill No. 2110
- Senate Bill No. 2496
- Senate Bill No. 2550

LEO LEIDHOLM, Secretary

MOTION

Rep. Backes moved that the House consider House Bill No. 1262 at this time, which motion was subsequently withdrawn.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1262 has had the same under consideration and recommends:

That the House Accede to the Senate amendments.

For the Senate

- Senator Goodman
- Senator Jacobson
- Senator Barth (refused to sign)

For the House

- Rep. Gackle
- Rep. A. Hausauer
- Rep. Backes (refused to sign)

Rep. Gackle moved that the report be adopted.

Rep. Strinden requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Rep. Gackle to adopt the Conference Committee Report on House Bill No. 1262, the roll was called, and there were yeas, 47; nays, 53; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
—	—	•	—	—	•	—	—	•	—	—	•
—	—	•	—	—	•	—	—	•	—	—	•
—	—	•	—	—	•	—	—	•	—	—	•

BEAUCLAIR	•	•	KERMOTT	•	MURPHY	•	•	UNHJEM
BENEDICT	•	•	KLOUBEC	•	MUSHIK	•	•	VANDER VORST
BERG	•	•	KNUDSON	•	NICHOLAS	•	•	WAGNER
BERGER	•	•	KRETSCHMAR	•	NORDBY	•	•	WALSH
•	•	•	KUCHERA	•	OLSON	•	•	WEBER
•	•	•	LANG	•	OPEDAHL	•	•	WENTZ
CHRISTENSEN	•	•	LANGLEY	•	•	•	•	WINGE
•	•	•	LARDY	•	•	•	•	WINKLER
•	•	•	LARSON, B. #12	•	PETERSON	•	•	
•	•	•	LARSON, G. #29	•	POWERS	•	•	
DUBORD	•	•	LAUGHLIN	•	RAU	•	•	MR. SPEAKER
•	•	•	LEE	•	REED	•	•	
•	•	•	LIPSIEA	•	RICHARD	•	•	
•	•	•	LOKKEN	•	RICHIE	•	•	
•	•	•	LUNDENE	•	RIEHL	•	•	
•	•	•	MAIXNER	•	ROCHELEAU	•	•	
•	•	•	MARSDEN	•	RUED	•	•	
•	•	•	MARTIN, C. #38	•	RUSSELL	•	•	
•	•	•	MARTIN, G. #43	•	RYLANCE	•	•	
•	•	•	MARTINSON	•	SCHINDLER	•	•	
•	•	•	MATCHEE	•	SCHUETT	•	•	
•	•	•	MCCAFFREY	•	SCOFIELD	•	•	
•	•	•	MCGALVRAN	•	SOLBERG	•	•	
•	•	•	MEIERS	•	STENEHJEM	•	•	
•	•	•	MERTENS	•	STRIDEN	•	•	
•	•	•	METZ	•	SWIONTEK	•	•	
•	•	•	METZGER	•	THORSGARD	•	•	
•	•	•	MEYER	•	TIMM	•	•	

So the motion failed.

Rep. Striden moved that a conference committee be appointed to act with a like committee from the Senate on House Bill No. 1262, which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1026 has had the same under consideration and recommends:

The Conference Committee has been unable to agree and recommends that the Conference Committee be dissolved and a new Conference Committee be appointed.

For the Senate

Senator Thane

Senator Striden

Senator Orange (Refuses to sign)

For the House

Rep. Wagner

Rep. Knudson

Rep. Jacobson

Rep. Wagner moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1026:

Rep. Wagner

Rep. Swiontek

Rep. Jacobson

Speaker Solberg appointed the following to a Conference Committee on House Bill No. 1262:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1264 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill 1264 be further amended as follows:

On page 1, after line 18 of the engrossed bill insert the following new subsection:

"1. "Adjusted gross proceeds" means gross proceeds less cash prizes or the price of merchandize prizes."

On page 2, immediately following line 12 insert the following:

"3. "Bingo equipment" means the receptacle and numbered objects drawn from it, the master board upon which such objects are placed as drawn, the cards or sheets bearing numbers or other designation to be covered and the objects used to cover them, the board or signs, however operated, used to announce or display the numbers or designations as they are drawn, public address system, and all other articles essential to the operation, conduct, and playing of bingo."

On page 3, line 5 after the period insert the following sentence:

" "Distributor" does not include a resident printer who prints raffle tickets at the request of a licensed or authorized organization, and who sells or otherwise distributes such raffle tickets to such organization."

On page 3, line 12 after the word "bylaws" insert the words ", not of direct benefit to the eligible organization or any member thereof"

On page 3, line 14 after the word "founded" insert the words ", not of direct benefit to the eligible organization or any member thereof"

On page 4, line 11 delete the word "receipts" and insert in lieu thereof the words "adjusted gross proceeds"

On page 4, delete all of lines 14 through 22

On page 5, line 3 before the word "punchboards" insert the word "and"

On page 5, after line 4 insert the following new subsection: "14. "Gross proceeds" means all moneys collected or received from games of chance and admissions thereto."

On page 8, line 13 after the word "games" insert the following words: "for specifically designated times, places and uses."

On page 8, line 17 after the period insert the following new sentence: "The governing body may by ordinance or resolution establish authorization fees not to exceed ten dollars for an authorization for one occasion and not to exceed twenty-five dollars for an authorization covering more than one occasion."

On page 8, delete all of line 18

On page 8, line 19 delete the words "governing body authorizes such games by resolution." and insert in lieu thereof the words: "If the governing body, at its own discretion, chooses to authorize such types of games of chance, the governing body shall authorize such organization which conforms to the requirements of the Act to conduct such games on such occasion."

On page 8, after line 25 insert the following new paragraph: "The governing body shall have the power, on its own motion based on reasonable grounds or on written complaint, to suspend or revoke an authorization in accordance with chapter 28-32 for violation, by the authorized organization or any officer, director, agent, member, or employee of such organization, of this Act or any rule or regulation promulgated hereunder."

On page 11, delete all of lines 19 through 21

On page 11, line 29 after the word "from" insert the words "games of

chance and" and also after the word "admissions" delete the word "to" and insert in lieu thereof the word "thereto,"

On page 11, line 30 delete the words "and games of chance" and insert in lieu thereof the words: "except cash prizes of less than one hundred dollars paid immediately."

On page 11, line 32 delete the word "All" and insert in lieu thereof the words: "Cash prizes of one hundred dollars or more, the purchase prices of merchandise prizes, and all"

On page 12, line 3 after the word "expense" insert the words "or prize"

On page 12, line 14 after the word "amount" insert the following words "actually and necessarily incurred and directly attributable only to the conduct of the games of chance, and shall not include overhead, capital costs and general maintenance"

On page 12, line 16 delete the word "receipts" and insert in lieu thereof the words "adjusted gross proceeds"

On page 12, after line 29 insert the following new subdivision: "g. Taxes."

On page 12, line 32 delete the words "prizes, equipment" and insert in lieu thereof the words "bingo equipment, jars, pull tabs, punchboards, and raffle tickets"

On page 13, line 9 delete the words "ten percent of the total expenses incurred" and insert in lieu thereof the words "three percent of the total adjusted gross proceeds received" and also in line 9 delete the word "an" and insert in lieu thereof the words "a licensed"

On page 13, line 10 delete the words "pursuant to section 9" and also in line 10 delete the words "state tax" and insert in lieu thereof the words "licensing authority"

On page 13, line 11 delete the word "commissioner" and also in line 11 delete the words "on January first and" and insert in lieu thereof the words "before April first of each year for the preceding calendar year"

On page 13, line 12 delete the words "July first of each year"

On page 13, line 13 delete the words "state tax commissioner" and insert in lieu thereof the words "licensing authority"

On page 13, line 26 delete the word "hundred" and insert in lieu thereof the word "thousand"

On page 14, line 5 after the word "organization" insert the words "or unless the raffle tickets are obtained from a resident printer who has printed the raffle tickets at the request of the organization"

On page 14, delete all of lines 9 through 13 and insert in lieu thereof the words "No licensed or authorized eligible organization shall be a distributor."

And renumber the lines, sections, subsections, subdivisions and pages accordingly.

For the Senate

Senator Freed

Senator Sands

Senator Schirado

For the House

Rep. Kretschmar

Rep. Strinden

Rep. Backes

Rep. Kretschmar moved that the report be adopted, which motion prevailed on a verification vote.

MOTIONS

Rep. Strinden moved that the rules be suspended, and the amendments to House Bill No. 1264, as amended in Conference Committee, be adopted, and that House Bill No. 1264 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. 1264. A Bill for an Act to allow nonprofit veterans, charitable, educational, religious, and fraternal organizations, civic and service clubs, and public-spirited organizations to conduct games of chance; and providing for definitions, licensure by the attorney general, city and county approval in certain instances, restrictions on the conduct of games of chance, bookkeeping requirements, expense requirements, examination of books and records, licensure of distributors, a tax based on expenses, an expiration date, and a criminal penalty for violation of this Act; to amend and reenact sections 12.1-28-01 and 12.1-28-02 of the North Dakota Century Code, relating to gambling definitions and classification of gambling offenses; 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, 79; nays, 21; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR		•	• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT		•	• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON		•	• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY		•	• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG		•	• OPEDAHN			• WENTZ		•
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		•
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE		•	• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE		•	• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG		•	• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER		•			
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McCAUVREAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ		•	• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD		•			
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGES TO THE SENATE

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. 1007
- House Bill No. 1071

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1264

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1026

And the Speaker appointed as a new conference committee:

Rep. Wagner

Rep. Swiontek

Rep. Jacobson

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1262

And the committees having been unable to agree, the Speaker appointed as a new conference committee:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

ROY GILBREATH, Chief Clerk

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned until 9:00 a.m., Monday, April 4, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

of assisting local authorities to develop local energy codes or of adopting a statewide code for energy conservation in building construction.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 69; nays, 27; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOFF			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAIL			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LJUNDENE			• RIEHL					
• GERI			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIER			• STENEHEIM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the Senate Concurrent Resolution was declared adopted.

MOTION

Rep. Strinden moved that the rules be suspended, and that Senate Bill No. 2446 be placed at the foot of the calendar, which motion prevailed.

RECONSIDERATION OF A VETOED MEASURE

SECOND READING OF A HOUSE BILL

House Bill No. 1231. A Bill for an Act to amend and reenact subsection 3 of section 57-38-45 of the North Dakota Century Code, relating to a penalty for failing to file or fraudulently filing a North Dakota income tax return.

Which has-been read.

ROLL CALL

The question being on the final passage of the bill, as enrolled, over the Governor's veto the roll was called and there were ayes, 55; nays, 41; absent and not voting, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOFF			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAIL			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					

● FLEMING	● LIPSEA	● RICHEY
● GACKLE	● LOKKEN	● RICHTER
● GENGLER	● LUNDENE	● RIEHL
● GERL	● MAIXNER	● ROCHELOU
● GRONBERG	● MAARSDEN	● RUED
● GUNDERSON	● MARTIN, C. #38	● RUSSELL
● GUNSCHE	● MARTIN, G. #43	● RYLANCE
● HAUGLAND	● MARTINSON	● SCHINDLER
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT
● HAUSAUER, L. #25	● MCCAFFREY	● SCOFIELD
● HERMAN	● MCGAUVRAN	● SOLBERG
● HERSLIP	● MEIERS	● STENEJEM
● HICKLE	● MERTENS	● STRINDEN
● HILL	● METZ	● SWIONTEK
● HORGAN	● METZGER	● THORSGARD
● JACOBSON	● MEYER	● TIMM

So the bill failed to pass over the Governor's veto.

MESSAGES FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

- Senate Bill No. 2010
- House Bill No. 1001
- House Bill No. 1007
- House Bill No. 1010
- House Bill No. 1071
- House Bill No. 1264

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

- House Bill No. 1252 and subsequently failed to pass House Bill No. 1252.

LEO LEIDHOLM, Secretary

SENATE CHAMBER

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Bill No. 1173
- House Concurrent Resolution No. 3004
- House Concurrent Resolution No. 3006
- House Concurrent Resolution No. 3014
- House Concurrent Resolution No. 3015
- House Concurrent Resolution No. 3088
- House Concurrent Resolution No. 3110
- House Concurrent Resolution No. 3111

LEO LEIDHOLM, Secretary

SENATE CHAMBER

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

- House Concurrent Resolution No. 3102

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION No. 3102

On page 1, line 5, after "warehouseman", insert a semicolon and the words "and to study grain marketing in North Dakota to determine whether methods can be found through which farmers can receive a more equitable return for their products"

On page 1, line 24, after the semicolon, insert the word "and"

On page 1, after line 24, insert the following:

"WHEREAS, even though North Dakota farmers are among the most efficient grain producers in the world, freight rates and other market conditions prevent them from receiving a maximum return at the market place; and

"WHEREAS, even though North Dakota farmers produce ninety percent of the durum and fifty percent of the barley grown in the United States, only one grain processing plant operates within the state with the lack of others resulting in a loss of potential income to the farmer and the state;"

On page 2, after line 9, insert the following:

"BE IT FURTHER RESOLVED, that the Legislative Council conduct a study of grain marketing in North Dakota to determine whether methods can be found through which farmers can receive a more equitable return for their products; and"

And renumber the lines accordingly.

SENATE CHAMBER

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1443

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 1443

On page 1 of the engrossed bill, line 12, delete the following: " ; provided, however, that if" and insert in lieu thereof the following: " ; subject to the approval of the legislative assembly if it is in session, or of the budget section of the legislative council in the event the legislative assembly is not in session. If"

And renumber the lines accordingly.

Statement of the Purpose of the Amendment:

The purpose of the amendment is to clarify the legislative position.

SENATE CHAMBER

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Concurrent Resolution No. 3071

LEO LEIDHOLM, Secretary

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:

House Bill No. 1026

Senator Strinden

Senator Thane

Senator Orange

House Bill No. 1262

Senator Goodman

Senator Jacobson

Senator Barth

LEO LEIDHOLM, Secretary

MOTIONS

*Rep. Wagner moved that the House concur in the Senate amendments to House Bill No. 1443, which motion prevailed.

Rep. Backes moved that the rules be suspended, and House Bill No. 1443 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1443. A Bill for an Act to permit the state of North Dakota to accept transfer from the federal government of the Nekoma ABM site

and to empower the budget section to reconvey the site to the federal government.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNLJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNudson			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA	•		• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA	•		• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE	•		• RIEHL					
• GERL	•		• MARKNER			• ROCHELU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE	•		• SCHJETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL	•		• METZ			• SWIONTEK					
• MORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTIONS

Rep. Gunderson moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3102, which motion prevailed.

Rep. Gunderson moved that the rules be suspended, and House Concurrent Resolution No. 3102 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3102. A concurrent resolution directing the Legislative Council to study deferred payment grain contracts, the jurisdiction of the North Dakota Public Service Commission over such contracts, and the merits of providing bond protection for any person entering into deferred payment contracts with a public warehouseman; and to study grain marketing in North Dakota to determine whether methods can be found through which farmers can receive a more equitable return for their products.

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, 98; nays, 0; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		

● BEAUCLAIR	● KERMOTT	● MURPHY	● UNHJEM
● BENEDICT	● KLOUBEC	● MUSHIK	● VANDER VORST
● BERG	● KNUDSON	● NICHOLAS	● WAGNER
● BERGER	● KRETSCHMAR	● NORDBY	● WALSH
● BLACK	● KUCHERA	● OLSON	● WEBER
● CHRISTENSEN	● LANG	● OPEDAHL	● WENTZ
● CONNY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DuBORD	● LARSON, G. #29	● RAU	● MR. SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELBAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNTSCH	● MARTIN, G. #43	● RYLANCE	
● HAUGLAND	● MARTHINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHUETT	
● HAUSAUER, C. #25	● MCAFREY	● SCOFIELD	
● HERMAN	● MCGALIVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENHEJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

So the House Concurrent Resolution was declared adopted.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2006 has had the same under consideration and recommends:

That the Senate accede to the House amendments and that engrossed Senate Bill No. 2006 be further amended as follows:

In addition to the amendments to Senate Bill No. 2006 as adopted by the House on March 17, 1977, engrossed Senate Bill No. 2006 is hereby amended as follows:

On page 1 of the engrossed bill, line 3, as amended by the House, after the word "Dakota" insert the following: "; directing a legislative council study of weather modification activities; to create and enact a new section to chapter 54-45 of the North Dakota Century Code, relating to workmen's compensation coverage for civil air patrol members; to create and enact a new chapter to title 65 of the North Dakota Century Code, relating to a definition of "civil air patrol member", workmen's compensation coverage and benefits determination, and state reimbursement for liability in excess of collected premiums; and declaring an emergency."

On page 3 of the engrossed bill, line 8, as amended by the House, after the words "Grand total general fund appropriation" delete the numerals "1,420,267" and insert in lieu thereof the numerals "2,166,230"

On page 3 of the engrossed bill, line 9, as amended by the House, after the words "Grand total special funds appropriated" delete the numerals "657,692" and insert in lieu thereof the numerals "1,089,340"

On page 3 of the engrossed bill, line 10, as amended by the House, after the words "Grand total all funds appropriated Senate Bill No. 2006" delete the numerals "2,077,959" and insert in lieu thereof the numerals "3,255,570"

On page 3 of the engrossed bill, after line 17, insert the following new sections:

"SECTION 3. WEATHER MODIFICATION STUDY.) The legislative council is hereby directed to carry out a comprehensive review and evaluation of weather modification and related activities in North Dakota. The legislative council may request necessary information and

assistance from the weather modification board and other interested governmental agencies. There is hereby appropriated to the legislative council any federal and private funds which may become available during the biennium beginning July 1, 1977, and ending June 30, 1979, to help defray the expenses incurred in carrying out this study.

SECTION 4.) A new section to chapter 54-45 of the North Dakota Century Code is hereby created and enacted to read as follows:

WORKMEN'S COMPENSATION COVERAGE AUTHORIZED.) Workmen's compensation coverage of civil air patrol members engaged in official state activities authorized under this chapter may be obtained with moneys appropriated to the department.

SECTION 5.) A new chapter to title 65 of the North Dakota Century Code is hereby created and enacted to read as follows:

"CIVIL AIR PATROL MEMBER" DEFINED.) "Civil air patrol member" means a volunteer civilian member of the department of civil air patrol engaged in official state activities authorized under chapter 54-45.

CIVIL AIR PATROL MEMBERS DECLARED EMPLOYEES — COVERED BY WORKMEN'S COMPENSATION.) Civil air patrol members shall be deemed employees of the department of civil air patrol and eligible for coverage under title 65 when engaged in official state activities authorized under chapter 54-45.

COMPENSATION BENEFITS — HOW DETERMINED.) The basis for compensation and benefits for civil air patrol members under this Act shall be determined under section 65-05-09, except that the claimant's weekly wage shall be determined through computation of income derived from the claimant's business or employment.

STATE REIMBURSEMENT FOR LIABILITY IN EXCESS OF COLLECTED PREMIUMS.) Whenever claim liability against the fund credited to the classification of civil air patrol members exceeds the amount of premiums paid into such fund, such excess liabilities shall be a general obligation of the state of North Dakota and shall be reimbursed to the workmen's compensation bureau for credit to that fund through legislative appropriation."

On page 3 of the engrossed bill, line 18, delete the numeral "3" and insert in lieu thereof the numeral "6"

On page 3 of the engrossed bill, line 26, delete the numeral "4" and insert in lieu thereof the numeral "7"

And renumber the lines, sections, and pages accordingly.

Statement of Purpose of Amendment:

The purpose of this amendment is to reflect the correct totals to the bill. This amendment also adds a section directing a Legislative Council study of weather modification activities. Also, this amendment adds two sections relating to workmen's compensation coverage of Civil Air Patrol members.

For the Senate

Senator Thane
Senator Hanson
Senator Maher

For the House

Rep. Kuchera
Rep. Christensen
Rep. Johnson

Rep. Kuchera moved that the report be adopted, which motion prevailed.

MOTION

Rep. Backes moved that the rules be suspended, and the amendments to Senate Bill No. 2006, as amended in Conference Committee, be adopted, and that Senate Bill No. 2006 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2006. Regulatory Budgets — A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof of the state of North Dakota; directing a legislative council study of weather modification activities; to create and enact a new section to chapter 54-45 of the North Dakota Century Code, relating to workmen's compensation coverage for civil air patrol members; to create and enact a new chapter to title 65 of the North Dakota Century Code, relating to a definition of "civil air patrol member", workmen's compensation coverage and benefits determination, and state reimbursement for liability in excess of collected premiums; and declaring an emergency."

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 13; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		●
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		●
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		●
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		●
● BLACK			● KUCHERA			● OLSON			● WEBER		●
● CHRISTENSEN			● LANG	●		● OPEDAHL			● WENTZ		●
● CONMY			● LANGLEY			● O'SHEA			● WINGE		●
● CRABTREE			● LARDY			● PETERSON			● WINKJER		●
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPEAKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIA			● RICHIE					
● GACKLE			● LOKKEN	●		● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL		●	● MAIXNER			● ROCHELAU					
● GRONWBERG			● MARSDEN			● RUF					
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GLUNSCH			● MARTIN, G. #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER		●			
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ	●		● SWIONTEK					
● HORGAN	●		● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM					

So the bill passed and the title was agreed to and the emergency clause was declared carried.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2010 has had the same under consideration and recommends:

That the Senate accede to the House amendments and that Senate Bill No. 2010 be further amended as follows:

In addition to the amendments to engrossed Senate Bill No. 2010 as adopted by the House on March 17, 1977, engrossed Senate Bill No. 2010 is hereby amended as follows:

On page 2 of the engrossed bill, line 11, delete the numerals "17,045,801" and insert in lieu thereof the numerals "17,452,414"

On page 2 of the engrossed bill, line 18, delete the numerals "22,003,250" and insert in lieu thereof the numerals "22,409,863"

On page 2 of the engrossed bill, line 20, delete the numerals "15,053,531" and insert in lieu thereof the numerals "15,460,144"

On page 3 of the engrossed bill, line 9, as amended by the House, after the words "including section 2" delete the numerals "20,813,071" and insert in lieu thereof the numerals "21,219,684"

On page 3 of the engrossed bill, line 10, as amended by the House, after the words "Grand total special funds appropriated" delete the numerals "19,278,647" and insert in lieu thereof the numerals "19,528,647"

On page 3 of the engrossed bill, line 11, as amended by the House, after the words "Grand total all funds appropriated Senate Bill No. 2010" delete the numerals "40,091,718" and insert in lieu thereof the numerals "40,748,331"

On page 4 of the engrossed bill, after line 34, insert the following new sections:

"SECTION 7. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the \$406,613.00 increase in state hospital salaries and wages be for the purpose of increasing primary care personnel salaries and wages. It is the intent of the legislative assembly that the average of the salaries in each of the classifications relating to primary care be near the midpoint after the increases referred to in this section are given. It is not the intent of the legislative assembly that everyone within each classification receive the same salary. It is the intent of the legislative assembly that the state hospital work closely with representatives of the central personnel division so that any salary increases given to primary care personnel will be compatible with the central personnel division pay grades for such classifications at the state hospital, Grafton state school and San Haven state hospital.

SECTION 8. APPROPRIATION.) There is hereby appropriated out of state hospital estimated income, for the biennium beginning July 1, 1977, and ending June 30, 1979, the sum of \$250,000.00 to the state hospital, as a supplemental appropriation to the appropriation contained in House Bill No. 1280 for the purpose of constructing a maximum security unit. Expenditures pursuant to this appropriation shall be made only to the extent that estimated income at the state hospital exceeds \$6,949,719.00, or to the extent that state hospital estimated expenditures are less than the \$22,409,863.00 appropriation provided in this Act."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

The purpose of this amendment is to add \$406,613 to State Hospital salaries and wages to increase primary care personnel salaries and wages and to add a contingent supplemental appropriation to the State Hospital's appropriation from State Hospital estimated income for the maximum security unit provided for in House Bill No. 1280.

For the Senate

Senator Melland

Senator Wenstrom
 Senator Maher
 For the House
 Rep. Unhjem
 Rep. Eagles
 Rep. Opedahl

Rep. Unhjem moved that the report be adopted, which motion prevailed.

MOTION

Rep. Backes moved that the rules be suspended, and the amendments to Senate Bill No. 2010, as amended in Conference Committee, be adopted, and that Senate Bill No. 2010 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2010. Budgets — Public Health — 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, 8; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES															
REGULAR SESSION				ROLL-CALL				1977 LEGISLATURE							
YEAS	N-V	NAYS		YEAS	N-V	NAYS		YEAS	N-V	NAYS					
•			ANDERSON	•			JOHNSON	•			MILLER	•			TINJUM
•			BACKES	•			KELLY	•			MUND	•			TWETEN
•			BEAULAIR	•			KERMATT	•			MURPHY	•			UNHJEM
•			BENEDICT	•			KLOUBEC	•			MUSHIK	•			VANDER VORST
•		•	BERG	•			KNUDSON	•			NICHOLAS	•			WAGNER
•			BERGER	•			KRETSCHMAR	•			NORDBY	•			WALSH
•			BLACK	•			KUCHERA	•			OLSON	•			WEBER
•			CHRISTENSEN	•			LANG	•			OPEDAHL	•			WENTZ
•			CONMY	•			LANGLEY	•			O'SHEA	•			WINGE
•			CRABTREE	•			LARDY	•			PETERSON	•			WINKJER
•			DOTZENROD	•			LARSON, B. #12	•			POWERS				
•			DUBORD	•			LARSON, G. #29	•			RAU	•			MR. SPEAKER
•			EAGLES	•			LAUGHLIN	•			REED				
•			ERICKSON	•			LEE	•			RICHARD				
•			FLEMING	•			LIPSIEA	•			RICHIE				
•			GACKLE	•			LOKKEN	•			RICHTER				
•			GENGLER	•			LUNDENE	•			RIEHL				
•			GERL	•			MAIXNER	•			ROCHELBAU				
•			GRONNEBERG	•			MARSDEN	•			RUED				
•			GUNDERSON	•			MARTIN, C. #38	•			RUSSELL				
•			GUNSCH	•			MARTIN, G. #43	•			RYLANCE				
•			HAUGLAND	•			MARTINSON	•			SCHINDLER				
•		•	HAUSAUER, A. #49	•			MAITCHIE	•			SCHUETT				
•		•	HAUSAUER, I. #25	•			MCCAFFREY	•			SCOFIELD				
•			HERMAN	•			MCGAULVRAN	•			SOLBERG				
•			HERSLIP	•			MEIERS	•			STENEHJEM				
•			HICKLE	•			MERTENS	•			STRINDEN				
•			HILL	•			METZ	•			SWIONTEK				
•			HORGAN	•			METZGER	•			THORSGARD				
•			JACOBSON	•			MEYER	•			TIMM				

So the bill passed and the title was agreed to.

Rep. Backes moved that the House stand recessed until 11:00 a.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixty-second day and recommends that the same be corrected as follows:

On page 1820, delete lines 3 and 4.

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Stenehjem moved that the report be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

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

For the Senate

Senator Smykowski

Senator Hanson

Senator Maher

For the House

Rep. Murphy

Rep. Thorsgard

Rep. Mertens — refused to sign

Rep. Murphy moved that the report be adopted.

Rep. Mertens requested that he be excused from voting on the adoption of the conference committee report on Senate Bill No. 2027, because of a conflict of interest.

Rep. Knudson requested that he be excused from voting on the adoption of the conference committee report on Senate Bill No. 2027, because of a conflict of interest.

Rep. Weber requested that he be excused from voting on the adoption of the conference committee report on Senate Bill No. 2027, because of a conflict of interest.

Rep. Mushik moved that Reps. Mertens, Knudson, Weber and any others with a conflict of interest to be permitted to vote on adoption of the conference committee report on Senate Bill No. 2027, which motion prevailed.

The question then was on the motion to adopt the conference committee report on Senate Bill No. 2027, which motion failed on a verification vote.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2141 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2141 be amended as follows:

On page 1 of the engrossed bill, line 23, after the period delete "How—"

On page 1 of the engrossed bill, delete line 24 and insert in lieu thereof the following: "Provided, however, that as to intangible personal property a resident may specify in his or her will that the situs of all, or of particular items of, intangible personal property shall be at any such location within a county or counties in this state at which he or she had resided for at least fifteen years after attaining eighteen years of age."

On page 2 of the engrossed bill, delete lines 1, 2 and 3; in line 14 delete everything after the period; and delete lines 15, 16 and 17, and insert in lieu thereof the following: "If the decedent was a resident of this state at the time of his or her death, the certificate shall also show the situs of those items of intangible personal property, if any, for which the decedent's will had, in accordance with subsection 6 of section 57-37.1-01,

specified a situa different from that of the decedent's residence at the time of death."

And renumber the lines and pages accordingly.

For the Senate

Senator Farrington

Senator Goodman

Senator Shablow

For the House

Rep. A. Hausauer

Rep. Nordby

Rep. Murphy

Rep. A. Hausauer moved that the report be adopted, which motion prevailed.

MOTION

Rep. Backes moved that the rules be suspended, and the amendments to Senate Bill No. 2141, as amended in Conference Committee, be adopted, and that Senate Bill No. 2141, as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2141. A Bill for an Act to amend and reenact subsection 6 of section 57-37.1-01 and subsection 1 of section 57-37.1-08 of the North Dakota Century Code, relating to the decedent specifying the location of intangible personal property for estate tax distribution 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, 91; nays, 8; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER		•	TINJUM	
•	BACKES		•	KELLY		•	MUND	•	•	TWETEN	
•	BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM	•
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	
•	BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER	
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA	•	•	OLSON		•	WEBER	
•	CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ	
•	CONNY		•	LANGLEY		•	O'SHEA		•	WINGE	
•	CRABTREE		•	LARDY	•	•	PETERSON		•	WINKJER	
•	DOTZENROD		•	LARSON, B #12		•	POWERS				
•	DUBORD		•	LARSON, G #29		•	RAU		•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN		•	REED				
•	ERICKSON		•	LEE		•	RICHARD				
•	FLEMING		•	LIPSIEA		•	RICHIE				
•	GACKLE		•	LOKKEN	•	•	RICHTER				
•	GENGLER		•	LUNDENE		•	RIEHL				
•	GERI	•	•	MAXNER		•	ROCHELLEAU				
•	GRONNEBERG		•	MARSDEN		•	RUED				
•	GUNDERSON		•	MARTIN, C #38		•	RUSSELL				
•	GUNSCH		•	MARTIN, G #43		•	RYLANCE				
•	HAUGLAND		•	MARTINSON		•	SCHINDLER				
•	HAUSAUER, A #89		•	MATCHE		•	SCHUETT				
•	HAUSAUER, L #25		•	MCCAFFREY		•	SCOFIELD				
•	HERMAN		•	MCGAUVRAN		•	SOLBERG				
•	HERSLIP		•	MEIERS		•	STENEHJEM	•			
•	HICKLE		•	MERTENS		•	STRINDEN				
•	HILL		•	METZ		•	SWONTEK				
•	HORGAN		•	METZGER		•	THORSGARD				
•	JACOBSON		•	MEYER		•	TIMM				

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. 2178 has had the same under consideration and recommends:

That the House recede from its amendments.

For the Senate

Senator Sands

Senator Christensen

Senator Schirado — refused to sign

For the House

Rep. Kretschmar

Rep. Wentz

Rep. Lundene — refused to sign

Rep. Kretschmar moved that the report be adopted, which motion failed on a verification vote.

MOTION

Rep. Backes moved that new conference committees be appointed on Senate Bills Nos. 2027 and 2178, to meet with like committees from the Senate, 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. 1443 and House Concurrent Resolution No. 3102.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2006

Senate Bill No. 2010

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. 4055

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. 2553

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2384 has had the same under consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2384 be amended as follows:

On page 2 of the engrossed bill, delete lines 5 through 10

On page 2 of the engrossed bill, line 13, after the colon insert the words "one legislator appointed by the legislative council;"

On page 2 of the engrossed bill, line 15, after the word "university" insert the words "or his designee"

On page 2 of the engrossed bill, line 16, after the word and semicolon "commission;" delete the word "one"

On page 2 of the engrossed bill, line 17, delete the words "member of the Dickinson school board;"

On page 2 of the engrossed bill, delete lines 33 through 35

On page 3 of the engrossed bill, delete line 1

• CONMY	• LANGLEY	• O'SHEA	• WINGE
• CRABTREE	• LARDY	• PETERSON	• WINKLER
• DOTZENROD	• LARSON, B. #12	• POWERS	
• DuBORD	• LARSON, G. #29	• RAU	• MR. SPEAKER
• EAGLES	• LAUGHLIN	• REED	
• ERICKSON	• LEE	• RICHARD	
• FLEMING	• LIPSIA	• RICHIE	
• GACKLE	• LOKKEN	• RICHTER	
• GENGLER	• LUNDENE	• RIEHL	
• GERL	• MAIXNER	• ROCHELBAU	
• GRONINBERG	• MARSDEN	• RUED	
• GUNDERSON	• MARTIN, C. #38	• RUSSELL	
• GUNSCH	• MARTIN, G. #43	• RYLANCE	
• HAUGLAND	• MARTINSON	• SCHINDLER	
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT	
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD	
• HERMAN	• McCAUVRAN	• SOLBERG	
• HERSLIP	• MEIERS	• STENEHJEM	
• HICKLE	• MERTENS	• STRINDEN	
• HILL	• METZ	• SWONTEK	
• HORGAN	• METZGER	• THORSgard	
• JACOBSON	• MEYER	• TIMM	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

POINT OF PERSONAL PRIVILEGE

Rep. Mertens: "Mr. Speaker, Members of the Assembly:

"I rise on a point of personal privilege.

"I am glad the House Appropriations Committee had chosen to take the funds out of the General Fund to make this sale. We had adopted the Senate amendments to borrow the money. I feel it is sad if we had to tell the people of the State of North Dakota that we had to borrow the money."

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Concurrent Resolution No. 3090

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Concurrent Resolution No. 3073

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1587

LEO LEIDHOLM, Secretary

AMENDMENTS TO ENGROSSED HOUSE BILL No. 1587

On page 1, line 1, delete everything after the words "A BILL", delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact section 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the allocation of revenue formulas for the privilege tax on coal conversion facilities.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 57-60-14 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-60-14. ALLOCATION OF REVENUE.) The state treasurer, on or before July fifteenth of each year, shall allocate all moneys received from all coal conversion facilities in each county pursuant to the provisions of this chapter and moneys received for those taxes for which

a credit is allowed pursuant to section 57-60-06, notwithstanding the provisions of section 57-33.1-08, (((in the following manner:

1. The first one hundred thousand dollars of annual revenue received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated one hundred))) **thirty-five** percent to the county ((.

2. The second one hundred thousand dollars of annual revenue received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated fifty percent to the county))) and (((fifty))) **sixty-five** percent to the state general fund.

((3. All annual revenue in excess of two hundred thousand dollars but not in excess of five hundred thousand dollars received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated twenty-five percent to the county and seventy-five percent to the state general fund.

4. All annual revenue in excess of five hundred thousand dollars but not in excess of one million dollars received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated fifteen percent to the county and eighty-five percent to the state general fund.

5. All annual revenue in excess of one million dollars received from the taxation of each coal conversion facility in each county pursuant to this chapter shall be allocated ten percent to the county and ninety percent to the state general fund.)))

SECTION 2. AMENDMENT.) Section 57-60-15 of the 1975 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-60-15. DUTY OF COUNTY TREASURER — ALLOCATION TO POLITICAL SUBDIVISIONS.) Moneys received by counties under the provisions of section 57-60-14 shall be apportioned as follows:

1. (((Fifteen))) **Thirty-five** percent of all revenues allocated to any county shall be paid by the county treasurer to the incorporated cities of the county based upon the population of each incorporated city according to the last official (((decennial))) **regular** or special federal census (((;))) or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census.

2. (((Forty))) **Thirty-five** percent of the revenues allocated to any county shall be deposited by the county treasurer in the county general fund to be used for general governmental purposes (((; and))).

3. (((Forty-five))) **Thirty** percent of all revenues allocated to any county shall be apportioned by the county treasurer to school districts within the county on the average daily (((attendance distribution))) membership basis, as certified to him by the county superintendent of schools."

And renumber the lines and pages accordingly.

PROPOSED COAL CONVERSION
TAX ALLOCATIONS: AMOUNTS
1977-1979 BIENNIUM

	House Bill 1587 As Amended by House (graduated scale formula)			
	Present Law			
	State General Fund	County	State General Fund	County
McLean County	\$ 653,150	\$ 362,550	\$ 468,550	\$ 547,150
Oliver County:	\$1,707,500	\$ 630,000	\$1,376,900	\$ 960,600
Mercer County:	\$1,717,150	\$ 956,300	\$1,252,400	\$1,421,050
Total:	\$4,077,800	\$1,948,850	\$3,097,850	\$2,928,800

	House Bill 1587 With Proposed Amendments (simple 65 percent-35 percent formula)	
	State	
	General Fund	County
McLean County:	\$ 660,150	\$ 355,550
Oliver County:	\$1,519,375	\$ 818,125
Mercer County:	\$1,737,750	\$ 935,700
Total:	\$3,917,275	\$2,109,375

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg announced the appointment of the following Conference Committees:

On Senate Bill No. 2027:

- Rep. Murphy
- Rep. Thorsgard
- Rep. Mertens

On Senate Bill No. 2178:

- Rep. Kretschmar
- Rep. Wentz
- Rep. Lundene

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- House Bill No. 1045
 - House Bill No. 1175
 - House Bill No. 1181
 - House Bill No. 1223
 - House Bill No. 1393
 - House Resolution No. 6
 - House Memorial Resolution No. B
- And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1008
 House Bill No. 1011
 House Bill No. 1096
 House Bill No. 1259
 House Bill No. 1291
 House Bill No. 1299
 House Bill No. 1310
 House Bill No. 1346
 House Bill No. 1372
 House Bill No. 1420
 House Bill No. 1468
 House Bill No. 1484
 House Bill No. 1503
 House Bill No. 1520
 House Bill No. 1523
 House Bill No. 1536
 House Bill No. 1542

And find the same correctly Engrossed and Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Backes moved that the House stand recessed until 1:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1002 has had the same under consideration and recommends:

The House accedes to the Senate amendments.

For the Senate

Senator Melland

Senator Strinden

Senator Maher — refused to sign

For the House

Rep. Marsden

Rep. Lardy— refused to sign

Rep. Unhjem

Rep. Marsden moved that the report be adopted, which motion failed on a verification vote.

POINT OF PERSONAL PRIVILEGE

Rep. Gerl: "Mr. Speaker, Members of the Assembly:

"I rise on a point of personal privilege.

"On Friday, March 25, a motion was made for the House Employment Committee to investigate thoroughly charges against one of the members of this chamber. On Monday, March 28, a hearing was held on this matter, and I am submitting this report on behalf of myself, Rep. Meiers, Rep. Scofield and Rep. Martinson. Our report is based on specific testimony and evidence as presented at the hearing. We did not go into the cause and effects of the charges.

"I ask that the following report be printed in the Journal."

HOUSE COMMITTEE ON EMPLOYMENT

The Friday, March 25, Senate Journal on pages 1394 and 1395 carries personal privilege remarks made by Senator Francis Barth. Sen. Barth's opening statement was, "I learned this morning that the Republican Floor Leader of the House, Rep. Earl Strinden, instructed some employees of our phone pool to deliver copies of all messages relating to the "fun bus" to him. I learned that the content of a phone message intended for me was delivered to Rep. Strinden." He added, "This is a serious breach of privacy."

Sen. Barth further stated, "Yesterday's incident leads me to wonder whether Rep. Strinden has been using the phone pool as a means of obtaining information on other matters before this Assembly.

Does Rep. Strinden have all messages for Legislators copied and delivered to him?

Do others use the phone pool to obtain information for political purposes?

Does Rep. Strinden use the phone pool to obtain messages on the Coal Severance Tax or other political matters?

Sen. Barth, in his remarks as printed in the Senate Journal, asked that a joint meeting of the Employment Committees be called immediately, a hearing held, witnesses called and a thorough investigation of the matter be conducted, with a report delivered to both Houses of the Assembly by no later than Tuesday, March 29, 1977.

The Journal of the House of Representatives on page 1602 carries this motion by Rep. Strinden, "moved that the Employment Committee of the House, in a joint meeting with the Employment Committee of the Senate, investigate thoroughly the charges made by Sen. Barth and that they do this at the earliest convenience and make their report complete and open to the members of the House and Senate and to the Public." This motion prevailed. On Friday afternoon Rep. James Gerl, a member of the House Employment Committee, sent a note to Sen. Solberg, Chairman of the Senate Employment Committee, calling a joint Employment Committee meeting for the House East Balcony at 9:00 a.m. on Monday, March 28th. Rep. James Gerl also sent a note to Sen. Maher notifying him of this meeting. Sen. Maher is a Democrat member of the Senate Employment Committee. The record should show that the Senate Employment Committee chose not to meet in a joint meeting inasmuch as the phone operators are employees of the House of Representatives and the questions raised by Sen. Barth were against Rep. Strinden a member of the House of Representatives. On Monday morning, March 28th, the House Employment Committee, made up of Representatives Martinson, Scofield, Gerl and Meiers met in the East Balcony of the House Chambers at approximately 10:30 a.m. Present were all of the phone operators in the Legislative phone pool, Sen. Barth, Rep. Strinden, Sen. Hoffner, Rep. Backes, Sen. Solberg and other interested Legislators, citizens and individuals representing the news media.

Here are the findings of the Committee:

1. There is no evidence that Rep. Strinden instructed one or any of the employees of the phone pool to deliver all copies of messages relating to the "fun bus" to him.

2. The Committee found that there is no evidence that Rep. Strinden had messages for other Legislators copied and delivered to him.

3. The Committee found that there is no evidence that Rep. Strinden

used the phone pool to obtain information for political purposes.

4. The Committee found that there is no evidence that Rep. Strinden used the phone pool to obtain messages on the Coal Severance Tax or other political matters.

5. The Committee did find that information on a phone message for Sen. Barth was brought to the attention of Rep. Strinden by phone operator, Willa Carlson.

Willa Carlson told the Committee that earlier in the session, Rep. Strinden had mentioned an interest in learning of any threatening phone calls which may come in to the phone pool. She said that a number of calls from angry citizens came in to the phone pool on Thursday morning, March 24th because of the publicity about the "fun bus". She, in her opinion, thought a phone message for Senator Barth was of a threatening nature and therefore brought it to Rep. Strinden's attention. She said that she was concerned about the Legislature and that this phone message was an example of the type of calls which were coming in demanding to know the names of those Legislators who were on the so-called "fun bus", Rep. Strinden said that when he received this information on the phone call from Willa Carlson he, within minutes, brought it to the attention of Rep. Backes. Rep. Backes verified that Rep. Strinden brought this message to his attention shortly after the convening of the House on Thursday morning.

The Committee found no evidence that any other messages other than this single message was brought to the attention of Rep. Strinden by Willa Carlson or any other members of the phone pool.

A breach of Sen. Barth's privacy did occur, inasmuch as Rep. Strinden did, in fact, receive a telephone message intended for Sen. Barth. Testimony indicated that the telephone operator over reacted and misinterpreted a remark made by Rep. Strinden earlier in the session that he wished to be apprised of threatening calls to legislators.

It appears that an effort should be made to establish a job description for all employees. Telephone attendants should receive instruction as to their duties and the importance of maintaining the confidential nature of all communications.

This incident points to the need for specific policy and instruction for employees engaged in the handling of messages. Such policy should include, but not be limited to procedures assuring the privacy rights of members and to protect all involved, employees, members and leaders, from any uncertainty or question regarding threatening or "crank" calls. The legislative assembly should, through its established procedures, make clear its intent in this regard, if it is not adequately established now.

A tape and a transcript of this hearing is a matter of public record and is on file with the Legislative Council.

Respectfully submitted,
Rep. Meiers
Rep. Gerl
Rep. Scofield
Rep. Martinson
Members, Committee on Employment
House of Representatives

POINT OF PERSONAL PRIVILEGE

Rep. Strinden: "Mr. Speaker, Ladies and Gentlemen:

"I would like to express my appreciation to Reps. Gerl and Meiers, Martinson and Scofield for the expeditious manner in which they have handled this investigation.

"Members of the Assembly, this was not an earth-shaking type of thing, but some charges were made and they are in the Senate Journal. I did feel it important that this be investigated by this committee made up of objective and honorable people — two members from the Democratic caucus and two from the Republican caucus.

"On the particular day when the charges were raised as to whether phone calls were being monitored, this was flashed on every program on a particular channel.

"How easy it is for charges to be made and those charges be given wide publicity, but when the report is made that clears a person of these charges — how little publicity that will receive.

"I do appreciate the report of this committee, and I appreciate the fair way in which they handled it."

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1262 has had the same under consideration and recommends:

That the House accede to the Senate amendments.

For the Senate

Senator Goodman

Senator Jacobson

Senator Barth — refused to sign

For the House

Rep. Gackle

Rep. A. Hausauer

Rep. Backes — refused to sign

Rep. Gackle moved that the report be adopted.

POINT OF PERSONAL PRIVILEGE

Rep. Backes: "Mr. Speaker, Members of the Assembly:

"I rise on a point of personal privilege.

"If any of you have wondered why we had the delay from 1:30 until about 2:00 for this session to start, I want to review what has been happening because it has been bothering me terribly. I want all of you to know that at 1:30 we went into caucus on House Bill No. 1262. No coercion or threats to any of the members of the Democrat caucus were made to vote or to reject this report. The caucus agreed to reject the committee report unanimously. We came upstairs, and our members were immediately jumped on by members of the Republican leadership on the Senate side. What has happened, I believe, is one of the most flagrant examples of disregard of the Constitution that I have ever seen in my years in the Legislative Assembly. There were open threats or collusion about killing another bill to get members of my caucus to completely disregard the merits of the bill itself. I believe such threats are completely unconstitutional. The building bill in the Senate should be regarded on its merits. If they want to pass it or not pass it is not a big issue with me. It should be considered on its merits, and not on how the members of the Democrat caucus votes on another issue.

"Thirty-two members of the Senate are now controlling the State of North Dakota through the Legislative Assembly, and I do not believe thirty-two members should control the state in that fashion.

"I think we have seen one of the worst examples of legislative trickery, legislative skullduggery — whatever you want to call it — in my years in the House of Representatives.

"With this I would ask for a call of the House."

Speaker Solberg ruled there was sufficient number of members agreeing with Rep. Backes to order a Call of the House.

Rep. Strinden moved to dissolve the Call of the House, which motion was resisted by Rep. Backes.

POINT OF PERSONAL PRIVILEGE

Rep. Metzger: "Mr. Speaker, Members of the Assembly:

"I rise on a point of personal privilege.

"I know the issue that is involved is the severance tax issue, and first I should give you some background.

"First, you should know something of the district I come from. It is near the City of Fargo. I have a business in Fargo. I run in a series of townships and a township of another school district from that my children attend, and another town remote from that in which I live.

"Since the beginning of this session, I have had almost 100 percent support from my district for a flat-rate tax or a very low percentage severance tax. I have also had strong support for the best building bill I could get to come out of this session.

"I realize the importance of being the leader of a political party, and I told the leadership that I would stay with him as long as I could to help him negotiate the best possible bills he could get on both the severance tax and the buildings. I have done this with the sanction from my home district. If they do not agree, they will have the opportunity to make that decision at the next election.

"I held out on the severance tax issue until I felt we had as good a building bill as we could get out of this session.

"It is hard for me to stand up in front of this Legislative Assembly and say I cannot follow the party caucus all the time. If you have fifty or seventy-five members of the caucus who follow each time, then you do not have a good caucus. You cannot expect any caucus to follow that party line 100 percent of the time, any more than you would expect the congregation of a church to never disagree. You have to have some free convictions for the people you represent. I have done that. If I have embarrassed the Democratic Party, I apologize for that.

"What I have done today at noon was to check the status of the building bill. I feel if I wait any longer, I will have jeopardized the buildings.

"I support the Heritage Center — I have even given to it personally. I think we have lost too many good things in this session because we have not trusted one another as well as we should. I think it is time to lay the cards on the table, and I told my leadership that.

"I will support my leadership in any manner at this particular point until the call of the House is over and Rep. Rocheleau is back. I believe that is important.

The question then was on the motion of Rep. Strinden to dispense with the Call of the House, which motion failed on a verification vote.

The House stood at ease.

Rep. Backes moved that the House dispense with the call of the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following Conference Committee:

House Bill No. 1002
Rep. Marsden
Rep. Unhjem
Rep. Lardy

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1008
House Bill No. 1011
House Bill No. 1045
House Bill No. 1096
House Bill No. 1175
House Bill No. 1181
House Bill No. 1223
House Bill No. 1259
House Bill No. 1291
House Bill No. 1299
House Bill No. 1310
House Bill No. 1346
House Bill No. 1372
House Bill No. 1393
House Bill No. 1420
House Bill No. 1468
House Bill No. 1484
House Bill No. 1503
House Bill No. 1520
House Bill No. 1523
House Bill No. 1536
House Bill No. 1542
House Resolution No. 6
House Memorial Resolution No. B

And the Speaker signed the same in the presence of the House of Representatives.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:
House Bill No. 1537

And find the same correctly Certificated.

REP. L. HAUSAUER, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 6
House Memorial Resolution No. B

Were delivered to the Secretary of State at the hour of 3:50 o'clock P.M., April 4, 1977.

REP. L. HAUSAUER, Chairman

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following:
House Bill No. 1008
House Bill No. 1011
House Bill No. 1045

House Bill No. 1096
 House Bill No. 1175
 House Bill No. 1181
 House Bill No. 1223
 House Bill No. 1259
 House Bill No. 1291
 House Bill No. 1299
 House Bill No. 1310
 House Bill No. 1346
 House Bill No. 1372
 House Bill No. 1393
 House Bill No. 1420
 House Bill No. 1468
 House Bill No. 1484
 House Bill No. 1503
 House Bill No. 1520
 House Bill No. 1523
 House Bill No. 1536
 House Bill No. 1542

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 herewith the following:

House Bill No. 1008
 House Bill No. 1011
 House Bill No. 1045
 House Bill No. 1096
 House Bill No. 1175
 House Bill No. 1181
 House Bill No. 1223
 House Bill No. 1259
 House Bill No. 1291
 House Bill No. 1299
 House Bill No. 1310
 House Bill No. 1346
 House Bill No. 1372
 House Bill No. 1393
 House Bill No. 1420
 House Bill No. 1468
 House Bill No. 1484
 House Bill No. 1503
 House Bill No. 1520
 House Bill No. 1523
 House Bill No. 1536
 House Bill No. 1542

Which the President has signed.

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee.

Senate Bill No. 2027

Senator Smykowski

Senator Hanson
Senator Maher
Senate Bill No. 2178
Senator Sands
Senator Christensen
Senator Schirado

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2033
Senate Bill No. 2034
Senate Bill No. 2106
Senate Bill No. 2107
Senate Bill No. 2163
Senate Bill No. 2203
Senate Bill No. 2205
Senate Bill No. 2209
Senate Bill No. 2217
Senate Bill No. 2226
Senate Bill No. 2267
Senate Bill No. 2342
Senate Bill No. 2343
Senate Bill No. 2359
Senate Bill No. 2367
Senate Bill No. 2382
Senate Bill No. 2391
Senate Bill No. 2392
Senate Bill No. 2401
Senate Bill No. 2456
Senate Bill No. 2514
Senate Bill No. 2515
Senate Bill No. 2516
Senate Bill No. 2527
Senate Bill No. 2540
Senate Bill No. 2541
Senate Bill No. 2543
Senate Bill No. 2544

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary
REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1008
House Bill No. 1011
House Bill No. 1045
House Bill No. 1096
House Bill No. 1175
House Bill No. 1181
House Bill No. 1223
House Bill No. 1259
House Bill No. 1291
House Bill No. 1299
House Bill No. 1310

House Bill No. 1346
 House Bill No. 1372
 House Bill No. 1393
 House Bill No. 1420
 House Bill No. 1468
 House Bill No. 1484
 House Bill No. 1503
 House Bill No. 1520
 House Bill No. 1523
 House Bill No. 1536
 House Bill No. 1542

Were delivered to the Governor for his approval at the hour of 3:50 o'clock P.M., April 4, 1977.

REP. L. HAUSAUER, Chairman

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2141
 Senate Bill No. 2384

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

Senate Bill No. 2027
 Senate Bill No. 2178

And the committees having been unable to agree, the Speaker appointed as a new conference committee.

Senate Bill No. 2027:

Rep. Murphy
 Rep. Thorsgard
 Rep. Mertens
 Senate Bill No. 2178
 Rep. Kretschmar
 Rep. Wentz
 Rep. Lundene

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the House stand recessed until 4:45 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

Rep. Backes moved that the House stand recessed until 6:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

The question was on the motion of Rep. Gackle to adopt the Conference Committee Report on House Bill No. 1262.

Rep. Rocheleau moved the previous question, which motion prevailed.

Rep. Fleming requested a Call of the House, which request was granted.

Rep. Fleming moved that the House dispense with the Call of the House, which motion prevailed.

The question then was on the motion of Rep. Gackle, which motion failed on a verification vote.

Rep. Strinden moved that a conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1262, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following conference committee:

On House Bill No. 1262:

- Rep. Gackle
- Rep. A. Hausauer
- Rep. Backes

SIXTH ORDER OF BUSINESS

Rep. Winkjer moved that the amendments to House Bill No. 1049 as recommended by the Conference Committee on House Bill No. 1049 as printed on pages 1821, 1822, 1823 and 1824 of the House Journal be adopted, which motion failed on a verification vote.

MOTIONS

Rep. Strinden moved that the House reconsider its action by which it adopted the Conference Committee Report on House Bill No. 1049, which motion prevailed.

Rep. Backes moved that the House not adopt the conference Committee report on House Bill No. 1049, and that a new conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following conference committee:

On House Bill No. 1049:

- Rep. Winkjer
- Rep. Conmy
- Rep. Meiers

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

- Senate Bill No. 2033
- Senate Bill No. 2034
- Senate Bill No. 2106
- Senate Bill No. 2107
- Senate Bill No. 2163
- Senate Bill No. 2203
- Senate Bill No. 2205
- Senate Bill No. 2209
- Senate Bill No. 2217
- Senate Bill No. 2226
- Senate Bill No. 2267
- Senate Bill No. 2342
- Senate Bill No. 2343
- Senate Bill No. 2359
- Senate Bill No. 2367
- Senate Bill No. 2382
- Senate Bill No. 2391
- Senate Bill No. 2392
- Senate Bill No. 2401
- Senate Bill No. 2456
- Senate Bill No. 2514
- Senate Bill No. 2515

Senate Bill No. 2516
 Senate Bill No. 2527
 Senate Bill No. 2540
 Senate Bill No. 2541
 Senate Bill No. 2543
 Senate Bill No. 2544

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. 2033
 Senate Bill No. 2034
 Senate Bill No. 2106
 Senate Bill No. 2107
 Senate Bill No. 2163
 Senate Bill No. 2203
 Senate Bill No. 2205
 Senate Bill No. 2209
 Senate Bill No. 2217
 Senate Bill No. 2226
 Senate Bill No. 2267
 Senate Bill No. 2342
 Senate Bill No. 2343
 Senate Bill No. 2359
 Senate Bill No. 2367
 Senate Bill No. 2382
 Senate Bill No. 2391
 Senate Bill No. 2392
 Senate Bill No. 2401
 Senate Bill No. 2456
 Senate Bill No. 2514
 Senate Bill No. 2515
 Senate Bill No. 2516
 Senate Bill No. 2527
 Senate Bill No. 2540
 Senate Bill No. 2541
 Senate Bill No. 2543
 Senate Bill No. 2544

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1262

And the Speaker appointed as a new conference committee:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1002

And the committees having been unable to agree, the Speaker appointed as a new conference committee:

Rep. Marsden
Rep. Unhjem
Rep. Lardy

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1049

And the Speaker appointed as a new conference committee:

Rep. Winkjer
Rep. Conmy
Rep. Meiers

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House stand adjourned until 9:00 a.m., Tuesday, April 5, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



SIXTY-FOURTH DAY

Bismarck, April 5, 1977

The House convened at 9:00 a.m., with Speaker Solberg presiding.

The prayer was offered by Rev. John Nicolai, Pastor, Trinity Lutheran Church, Bismarck.

The roll was called, and all members were present except Reps. C. Martin, McCaffrey and Metzger.

A quorum was declared by the Speaker.

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that House Bill No. 1537 which has failed to pass the Senate 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 and the Senate as to the final action of that body with reference to the passage of this bill, was delivered to the Secretary of State.

REP. L. HAUSAUER, Chairman

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that House Bill No. 1231 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. L. HAUSAUER, Chairman

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. 2139

Senate Bill No. 2224

LEO LEIDHOLM, Secretary

MOTION

Rep. Gackle moved that the House not concur on Senate amendments to House Bill No. 1587, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following conference committee:

House Bill No. 1587

Rep. Timm

Rep. Nicholas

Rep. Nordby

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1350

And find the same correctly Certificated.

REP. L. HAUSAUER, Chairman

Rep. Conmy 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. 1350 was passed over the Governor's veto.

And the Speaker signed the same in the presence of the House of Representatives.

Rep. Backes moved that the House stand in recess until 11:00 a.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

House Chambers

Mr. President: I have the honor to transmit House Bill No. 1350, which the Speaker has signed the certification over the Governor's veto and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee:

House Bill No. 1002

Senator Melland

Senator Strinden

Senator Maher

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the President, appointed as a new conference committee:

House Bill No. 1049:

Senator Freed

Senator Sands

Senator Lashkowitz

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee:

House Bill No. 1262:

Senator Goodman

Senator Jacobson

Senator Barth

LEO LEIDHOLM, Secretary

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. 1587.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate:

Rep. Timm

Rep. Nicholas

Rep. Nordby

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the House stand in recess until 1:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2003

Senate Bill No. 2027

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. 1587:

Senator Farrington

Senator Lee

Senator Shablow

LEO LEIDHOLM, Secretary

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixty-second Day and finds the same to be correct.

REP. TINJUM, Chairman

Rep. Kelly moved that the report be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1587 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1587 be further amended as follows:

In the Senate amendment in Section 2, subsection 1 preceding the words "percent of all revenues" delete "-five"

In the Senate amendment in Section 2, subsection 2 preceding the words "percent of the revenues" delete the triple parentheses around the word "Forty" and also delete "Thirty-five"

For the Senate

Senator Farrington

Senator Lee

Senator Shablow

For the House

Rep. Timm

Rep. Nicholas

Rep. Nordby

Rep. Timm moved that the report be adopted, which motion prevailed on a verification vote.

MOTIONS

Rep. Backes moved that the rules be suspended, and the amendments to House Bill No. 1587, as amended in Conference Committee, be adopted,

and that House Bill No. 1587 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. 1587. A Bill for an Act to amend and reenact section 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the allocation of revenue formulas for the privilege tax on coal conversion facilities.

Which has 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, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEK			• MUSHK			• VANDER VORST		
• BERG			• KWUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHL			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUD					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2003 has had the same under consideration and recommends:

That the House recede from its amendments, and that engrossed Senate Bill No. 2003 be amended as follows:

On page 2 of the engrossed bill, line 18, delete the numerals "611,950" and insert in lieu thereof the numerals "637,094"

On page 2 of the engrossed bill, line 24, delete the numerals "951,174" and insert in lieu thereof the numerals "976,318"

On page 2 of the engrossed bill, line 26, delete the numerals "395,599" and insert in lieu thereof the numerals "420,743"

On page 2 of the engrossed bill, line 33, delete the numerals "2,634,880" and insert in lieu thereof the numerals "2,672,880"

On page 2 of the engrossed bill, line 34, delete the numerals "3,072,520" and insert in lieu thereof the numerals "3,110,520"

On page 3 of the engrossed bill, line 1, delete the numerals "96,000" and insert in lieu thereof the numerals "134,000"

On page 3 of the engrossed bill, line 2, delete the numerals "1,076,104" and insert in lieu thereof the numerals "1,139,248"

On page 3 of the engrossed bill, line 4, delete the numerals "4,608,199" and insert in lieu thereof the numerals "4,671,343"

Statement of Purpose of Amendment:

The purpose of this amendment is to add \$25,144 to the Soldiers' Home salary and wage appropriation for the employment of a nurse. The grants, benefits, and claims line item for the Office of Economic Opportunity is increased by \$38,000 from the general fund for matching funds for the low income weatherization program.

For the Senate
 Senator Strinden
 Senator Thane
 Senator Maher

For the House
 Rep. Kuchera
 Rep. Unhjem
 Rep. G. Martin

Rep. Kuchera moved that the report be adopted, which motion prevailed.

MOTION

Rep. Backes moved that the rules be suspended, and the amendments to Senate Bill No. 2003, as amended in Conference Committee, be adopted, and that Senate Bill No. 2003 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2003. Budgets — 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, 91; nays, 7; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND		●	● TWETEN		
● BEAUCLAIR			● KERMOTT			● MURPHY			● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHIK			● VANDER VORST		
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		
● CHRISTENSEN			● LANG	●		● OPEDAHL			● WENTZ		
● CONMY			● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE			● LARDY			● PETERSON			● WINKJER		
● DOTZENROD			● LARSON, B. #12			● POWERS					
● DuBORD			● LARSON, G. #29			● RAU			● MR. SPOKER		
● EAGLES			● LAUGHLIN			● REED					
● ERICKSON			● LEE			● RICHARD					
● FLEMING			● LIPSIEA			● RICHIE					
● GACKLE	●		● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERL		●	● MAIXNER			● ROCHELEAU					
● GRONBERG			● MARSDEN			● RUD		●			
● GUNDERSON			● MARTIN, C. #38			● RUSSELL					
● GUNSCH			● MARTIN, G. #43			● RYLANDCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A. #49			● MATCHIE			● SCHUETT					
● HAUSAUER, L. #25			● McCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVAN			● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE			● MERTENS			● STRINDEN					
● HILL			● METZ		●	● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					
● JACOBSON			● MEYER			● TIMM		●			

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. 2027 has had the same under consideration and recommends:

That the House recede from its amendments.

For the Senate

Senator Smykowski

Senator Hanson

Senator Maher

For the House

Rep. Murphy

Rep. Thorsgard

Rep. Mertens

Rep. Murphy moved that the report be adopted, which motion prevailed.

MOTION

Rep. Backes 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 provide a property tax credit on land on which there are large transmission towers.

Which has been read.

Rep. Knudson requested that he be excused from voting on Senate Bill No. 2027 because of a conflict of interest.

Rep. Mertens requested that he be excused from voting on Senate Bill No. 2027 because of a conflict of interest.

Rep. Backes moved that Reps. Knudson and Mertens be allowed to vote on Senate Bill No. 2027, 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, 38; nays, 60; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
		•	JOHNSON		•	MILLER		•	TINJUM		
•			KELLY		•	MUND		•	TWITEN		
•		•	KERMOTT			MURPHY		•	UNHJEM		•
		•	KLOBEC		•	MUSHIK		•	VANDER VORST		
		•	KNUDSON			NICHOLAS		•	WAGNER		
•		•	KRETSCHMAR			NORDBY		•	WALSH		
•		•	KUCHERA		•	OLSON		•	WEBER		•
		•	LANG		•	OPEDAH		•	WENTZ		•
		•	LANGLEY		•	O'SHEA		•	WINGE		
		•	LARDY		•	PETERSON		•	WINKJER		
		•	LARSON, B. #12			POWERS		•			
		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
•		•	LAUGHLIN			REED		•			
•		•	LEE		•	RICHARD		•			
		•	LIPSIA		•	RICHIE		•			
		•	LOKKEN		•	RICHTER		•			
		•	LUNDENE		•	RIEHL		•			
		•	MAIXNER		•	ROCHELEAU		•			
		•	MARSDEN		•	RUED		•			
		•	MARTIN, C. #38		•	RUSSELL		•			
•		•	MARTIN, G. #43		•	RYLANCE		•			
•		•	MARTINSON		•	SCHINDLER		•			
		•	MATCHIE		•	SCHUETT		•			
		•	McCAFREY		•	SCOFIELD		•			
•		•	McGAUVAN		•	SOLBERG		•			
•		•	MEIERS		•	STENEHJEM		•			

● HICKLE	● MERTENS	● STRINDEN
— HILL	● METZ	● SWIONTEK
— HORGAN	● METZGER	● THORSGARD
— JACOBSON	● MEYER	● TIMM

So the bill lost.

Rep. Backes moved that the House stand recessed until 3:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1262 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1262 be further amended as follows:

In the Senate amendment in Section 1, subsection 1 preceding the words "cents per ton of two thousand pounds; and" delete "Sixty-five" and insert in lieu thereof "Seventy"

For the Senate

- Senator Goodman
- Senator Jacobson
- Senator Barth (refused to sign)

For the House

- Rep. Gackle
- Rep. A. Hausauer
- Rep. Backes (refused to sign)

Rep. Gackle moved that the report be adopted.

POINT OF PERSONAL PRIVILEGE

Rep. Richard: "Mr. Speaker, Members of the House:

"I rise in opposition to this flat-rate tax. I have remained silent on this issue in other floor action because I felt that this issue would have little effect on me. Maybe I was shirking my responsibility as a member of the Finance and Tax Committee.

"I rise today to take up my responsibility and air my deep-seated feelings on this issue, since some of these ideas have not been discussed before, and others have been clouded over by the mountains of debate we have all had to endure. I am under no illusion that my limited eloquence will change any votes, but I hope you will do me the favor of listening.

"In my mind, I see the people of our state as being the most tolerant people in the world, and most of the time I see outside interests taking advantage of our good nature. For example, we have put up with differential freight rates which cost North Dakota millions until just recently. These rates were set by outside interests at our expense. Our grain has been adulterated to the point that our honesty and credibility as producers of good quality food is suspect. This is done by outside interests. Our friendly state to the East forced dual grain inspections on us for years, at great cost to our state and people.

"Our oil production taxes have been a giveaway by comparison to other states since the inception of oil development in the early fifties. Now the oil industry controls our ability to raise this tax because we made it permanent. We have been stuck ever since. The oil industry is obviously an outside interest.

"The members of the Tax Committee will verify that a representative of the tobacco industry was flown in from West Virginia, when there was

even a hint that the cigarette tax would be raised. West Virginia is not within our borders unless recent earthquakes have shifted a heck of a lot of land.

"A high percentage tax is the only tax that we can make permanent that will keep pace with inflation and will work to our benefit instead of to our disdain. This tax can be passed and left alone, whereas this flat-rate tax will require adjustments that we may not be able to make, due to the tremendous outside pressures.

"We have talked of impact, but even with the extensive studies we don't know what these impacts are. For instance, no one has said how the tremendous influx of people, due to coal development, will affect our recreational areas. This concerns me because I live near the Turtle Mountains and the Peace Gardens, which is one of the top tourist and recreational areas in hundreds of miles. I'm sure there are many other things which will contribute to impact that we won't recognize until we as taxpayers discover that we have to pay for it.

"It is plain to see that outside interests and other states care very little about our quality of life. Witness the storm of protest over Garrison Diversion waged by our friendly neighbors as a prime example. We have the dam, we use very little of the power, we lost 560,000 acres of prime land, and they think that is just fine. The situation in coal development is nearly the same. We have 100 percent of the problem, we will get 15 percent of the benefits, and if we are stuck paying 80 percent of the bill the outside interests will see that as well and good.

"The people pushing this low tax do not have our best interests in mind. They never have. They are not good old boys from our home towns. They represent power companies which are outside interests. They may have big beautiful office complexes within our borders, but of the 61 directors that control these companies, 54 are from outside the borders of our state. With the dubious favors outside interests have granted us in the past, I see no reason why we should continue to cultivate their friendship at the expense of our people and our state. We have granted enough favors and allowed enough freeloaders. Now let's stop."

Rep. Fleming requested a recorded roll call vote on the motion of Rep. Gackle to adopt the Conference Committee Report on House Bill No. 1262, which request was granted.

Rep. Fleming requested a call of the House, which request was granted.

Rep. Fleming moved that the House dispense with the call of the House, which motion prevailed.

ROLL CALL

The question then was on the motion of Rep. Gackle to adopt the Conference Committee Report on House Bill No. 1262.

The roll was called, and there were ayes, 50; nays, 50; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•		JOHNSON	•		MILLER	•		TINJUM	
		•		KELLY	•		MUND	•		TWETEN	
		•		KERMOTT	•		MURPHY	•		UNHJEM	
		•		KLOUBEC	•		MUSHIK	•		VANDER VORST	
		•		KNUDSON	•		NICHOLAS	•		WAGNER	
		•		KRETSCHMAR	•		NORDBY	•		WALSH	
•				KUCHERA	•		OLSON	•		WEBER	•
•				LANG	•		OPEDAHL	•		WENTZ	

● CONNY	● LANGLEY	● O'SHEA	● WINGE
● CRABTREE	● LARDY	● PETERSON	● WINKJER
● DOTZENROD	● LARSON, B. #12	● POWERS	
● DUBORD	● LARSON, G. #29	● RAU	MR SPEAKER
● EAGLES	● LAUGHLIN	● REED	
● ERICKSON	● LEE	● RICHARD	
● FLEMING	● LIPSIEA	● RICHIE	
● GACKLE	● LOKKEN	● RICHTER	
● GENGLER	● LUNDENE	● RIEHL	
● GERL	● MAIXNER	● ROCHELEAU	
● GRONNEBERG	● MARSDEN	● RUED	
● GUNDERSON	● MARTIN, C. #38	● RUSSELL	
● GUNSCH	● MARTIN, G. #43	● RYLANDCE	
● HAUGLAND	● MARTINSON	● SCHINDLER	
● HAUSAUER, A. #49	● MATCHIE	● SCHLETT	
● HAUSAUER, L. #25	● McCAFFREY	● SCOFIELD	
● HERMAN	● McGAVRAN	● SOLBERG	
● HERSLIP	● MEIERS	● STENEHJEM	
● HICKLE	● MERTENS	● STRINDEN	
● HILL	● METZ	● SWIONTEK	
● HORGAN	● METZGER	● THORSGARD	
● JACOBSON	● MEYER	● TIMM	

The motion failed.

MOTION

Rep. Strinden moved that a Conference Committee be appointed to meet with a like committee from the Senate to act on House Bill No. 1262, and that the Chairman of the Conference Committee call a meeting of the committee immediately, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following conference committee:

House Bill No. 1262:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

The House stood at ease for five minutes.

House was called to order by Speaker Solberg.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return House Bill No. 1350. The President has signed the certification over the Governor's veto.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1262

And the Speaker appointed as a new conference committee:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1587

Senate Bill No. 2003

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2027

And subsequently failed to pass Senate Bill No. 2027.

ROY GILBREATH, Chief Clerk

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. 1262

Senator Goodman

Senator Jacobson

Senator Barth

LEO LEIDHOLM, Secretary

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House stand adjourned until 9:00 a.m., Wednesday, April 6, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTY-FIFTH DAY

Bismarck, April 6, 1977

The House convened at 9:00 a.m., with Speaker Solberg presiding. The prayer was offered by Rev. George Walker, Pastor, Evangelical Free Church of Bismarck.

The roll was called, and all members were present except Reps. Gerl and VanderVorst.

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 Sixty-fourth day and recommends that the same be corrected as follows:

On page 1866, line 35, delete the numeral "39" and insert in lieu thereof the numeral "38" and delete the numeral "59" and insert in lieu thereof the numeral "60"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Reed moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that House Bill No. 1350 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 the House of Representatives and the Senate as to the final action of that body with reference to the passage of this bill, was delivered to the Secretary of State.

REP. L. HAUSAUER, Chairman

PRESENTATION OF PETITIONS AND COMMUNICATIONS

SOUTH DAKOTA STATE LEGISLATURE

Pierre, South Dakota

April 4, 1977

The Honorable Oscar Solberg, Speaker

House of Representatives

State of North Dakota

State Capitol Building

Bismarck, ND 58501

Dear Representative Solberg:

Enclosed herewith is House Concurrent Resolution No. 517 which has been adopted by the House and concurred in by the Senate during this 52nd Legislative Session of the State of South Dakota.

Your favorable consideration for the provisions of this Resolution will be much appreciated by the members of the House and Senate acting in behalf of the citizens of the State.

Thanking you for your attention to his matter, I remain,
Sincerely,
Paul Inman
Chief Clerk

MOTION

Rep. Strinden moved that the House Concurrent Resolution 517 from the South Dakota Legislature be printed in the Journal, which motion prevailed.

HOUSE CONCURRENT RESOLUTION 517

A CONCURRENT RESOLUTION, Citing the legislative interest of South Dakota, and her sister state North Dakota, in, and their support of, Missouri River development in the form of the Oahe and Garrison projects, and memorializing the President and the Congress of the United States not to withdraw federal support from these projects.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF SOUTH DAKOTA, THE SENATE CONCURRING THEREIN:

WHEREAS, South Dakota and North Dakota recognize the importance of utilizing the waters of the upper Missouri River basin for their mutual benefit in meeting the basic needs for human consumption, for domestic uses, and to grow food, the very essentials of life sustaining activities; and

WHEREAS, North Dakota and South Dakota, two of the most agriculturally oriented states of the nation, are facing the very real and immediate problems of drought, problems which could have a significant impact not only in the United States, but also in the world's agricultural markets; and

WHEREAS, cities in North Dakota and South Dakota are in some instances being forced to implement water rationing as water supplies continue to dwindle at an alarming rate; and

WHEREAS, the citizens of the Garrison diversion conservancy district and Oahe conservancy subdistrict have expended significant amounts of money in preparation for the operation and maintenance of the project; and

WHEREAS, the state of South Dakota has suffered the loss of 509,000 acres of fertile river bottom farmland for the construction of Missouri River reservoirs necessary as a first stage to the development of the entire Missouri River basin; and

WHEREAS, the state of North Dakota has suffered a similar loss of 568,000 acres of river bottom farmland; and

WHEREAS, the states of South Dakota and North Dakota believe that the loss of 1,077,000 acres of agriculturally productive land can be fairly compensated for by federal support for the irrigation of other agricultural lands from Garrison and Oahe reservoirs; and

WHEREAS, the benefits from the reservoir construction on the mainstem of the Missouri River in the form of flood control, navigation, and power generation have accrued, to a great extent, to out-of-state interests; and

WHEREAS, the Oahe project in South Dakota and the Garrison project in North Dakota are projects of the Pick-Sloan Missouri Basin Program; and

WHEREAS, the proposed discontinuance of funding at the federal level for such programs would jeopardize the overall development of the water resources in the Dakotas; and

WHEREAS, South Dakota and North Dakota, as sister states, recognize the necessity of working together to protect our mutual inheritance of Missouri River water and to seek together appropriate modifications of either project to enhance the environmental and economic characteristics of the project:

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Fifty-second Legislature of the state of South Dakota, the Senate concurring therein, that South Dakota joins with her sister, North Dakota, to memorialize the President and Congress of the United States, not to place a moratorium upon the development of the Garrison or the Oahe projects and to proceed with their completion with all deliberate speed; and

BE IT FURTHER RESOLVED, that the Chief Clerk of the House of Representatives send copies of this Resolution to the President of the United States, each member of the South Dakota and North Dakota congressional delegations, Secretary of Interior, the Governor of North Dakota, the Governor of South Dakota, and the North Dakota Senate and House of Representatives.

Adopted by the House of Representatives,

March 15, 1977

Concurred in by the Senate,

March 18, 1977

Lowell C. Hansen

Speaker of the House

Harvey Wollman

President of the Senate

Paul Inman

Chief Clerk of the House

Joyce Hazeltine

Secretary of the Senate

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of South Dakota at the City of Pierre, the Capital, on the 4th day of April, 1977.

LORNA B. HERSETH, Secretary of State
MOTION

Rep. Wagner moved that the House reconsider the action by which the House did not concur in the Senate amendments to House Bill No. 1026 and that the Conference Committee be dissolved, which motion failed on a verification vote.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1002 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that engrossed House Bill No. 1002 be further amended as follows:

In addition to the amendments to engrossed House Bill No. 1002 as adopted by the Senate on March 17, March 25, and March 28, 1977, engrossed House Bill No. 1002 is hereby amended as follows:

On page 2 of the engrossed bill, line 25, subdivision 4, as amended by the Senate, after the words "Salaries and wages" delete the numerals "288,521" and insert in lieu thereof the numerals "335,957"

On page 2 of the engrossed bill, line 31, subdivision 4, as amended by the Senate, after the words "Total all funds" delete the numerals "2,109,085" and insert in lieu thereof the numerals "2,156,521"

On page 2 of the engrossed bill, line 32, subdivision 4, as amended by the

Senate, after the words "Less estimated income" delete the numerals "1,926,393" and insert in lieu thereof the numerals "1,950,111"

On page 2 of the engrossed bill, line 33, subdivision 4, as amended by the Senate, after the words "Total general fund transfer and appropriation" delete the numerals "182,692" and insert in lieu thereof the numerals "206,410"

On page 2 of the engrossed bill, line 34, as amended by the Senate, after the words "Grand total general fund appropriation" delete the numerals "2,217,248" and insert in lieu thereof the numerals "2,740,966"

On page 2 of the engrossed bill, line 35, as amended by the Senate, after the words "Grand total special funds appropriated" delete the numerals "7,339,382" and insert in lieu thereof the numerals "7,363,100"

On page 3 of the engrossed bill, line 1, as amended by the Senate, after the words "Grand total all funds House Bill No. 1002" delete the numerals "10,056,630" and insert in lieu thereof the numerals "10,104,066"

In the Senate amendments to the engrossed bill, section 5, after the words "requested by the" delete the words "legislative council" and insert in lieu thereof the words "resources research committee"

In the Senate amendments to the engrossed bill, section 5, after the words "a special limited application computer system shall be acquired by central data processing at the request of the" delete the words "legislative council for use of REAP." and insert in lieu thereof the following: "resources research committee for use of REAP. The resources research committee shall, prior to making a request for data processing services, review the proposals submitted by various vendors for the REAP computer system, the Arthur Andersen & Co. study of central data processing, the IBM system analysis and plan report for REAP and any other computer studies that may have been completed for central data processing or REAP during the 1975-1977 biennium which relate to central data processing computer services for REAP. After the resources research committee has reviewed such reports and studies, it shall request data processing services, which may include a special limited application computer system, necessary for REAP to develop its systems prior to the next legislative assembly, and, upon a finding that any additional costs, which might arise because of such request, if such request includes a special limited application computer, are justified either on a basis of long-term projected cost savings or on the value and necessity of REAP services to the forty-sixth legislative assembly."

In the Senate amendments to the engrossed bill, section 5, after the words "The mainframe of such" insert the words "special limited application"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

The purpose of this amendment is to restore \$47,436 in the State Planning Division salary and wage line item for the position of economic development planner. Of this amount, \$23,718 is from the general fund and \$23,718 is from federal funds.

For the Senate

Senator Melland

Senator Strinden

Sanator Maher

For the House

Rep. Marsden
Rep. Unhjem
Rep. Lardy

Rep. Marsden moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Backes moved that the rules be suspended, and the amendments to House Bill No. 1002, as amended in Conference Committee, be adopted, and that House Bill No. 1002 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. 1002. Budgets — Department of Accounts and Purchases — 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, 70; nays, 30; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	•			•					•
ANDERSON			JOHNSON			MILLER					TINJUM
BACKES		•	KELLY			MUND.					TWETEN
BEAUCLAIR		•	KERMOTT			MURPHY					UNHJEM
BENEDICT		•	KLOUBEC			MUSHIK		•			VANDER VORST
BERG			KNUDSON		•	NICHOLAS					WAGNER
BERGER			KRETSCHMAR			NORDBY		•			WALSH
BLACK			KUCHERA			OLSON		•			WEBER
CHRISTENSEN			LANG			OPEDAHL		•			WENTZ
CONMY			LANGLEY			O'SHEA					WINGE
CRABTREE			LARDY			PETERSON					WINKJER
DOTZENROD			LARSON, B. #12		•	POWERS					
DuBORD			LARSON, G. #29			RAU					MR SPEAKER
EAGLES			LAUGHLIN		•	REED					
ERICKSON			LEE			RICHARD					
FLEMING		•	LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAIXNER		•	ROCHELEAU					
GRONNERBERG		•	MARSSEN			RUED					
GUNDERSON			MARTIN, C. #38		•	RUSSELL					
GUNSCH			MARTIN, G. #43		•	RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A. #49			MATCHIE			SCHUETT					
HAUSAUER, L. #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVRAN		•	SOLBERG					
HERSLIP		•	MEIERS		•	STENEHJEM					
HICKLE			MERTENS		•	STRINDEN					
HILL		•	METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON		•	MEYER			TIMM					

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

- Senate Bill No. 2001
- Senate Bill No. 2005

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2551

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

House Bill No. 1344, and subsequently failed to pass the bill.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1006 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that engrossed House Bill No. 1006 be further amended as follows:

In addition to the amendments to engrossed House Bill No. 1006 as adopted by the Senate on March 15 and March 24, 1977, engrossed House Bill No. 1006 is hereby further amended as follows:

On page 3 of the engrossed bill, after line 33, as amended by the Senate, insert the following subdivision:

"Subdivision 16.

NORTH DAKOTA EDUCATIONAL BROADCASTING COUNCIL

Fees and services	\$10,000
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Supplies and materials	<u>3,000</u>
------------------------	--------------

Total general fund appropriation	<u>\$13,000</u>
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On page 3 of the engrossed bill, line 34, as amended by the Senate, after the words "Grand total general fund appropriation" delete the numerals "2,102,391" and insert in lieu thereof the numerals "2,115,391"

On page 4 of the engrossed bill, line 1, as amended by the Senate, after the words "Grand total all funds appropriated House Bill No. 1006" delete the numerals "2,455,581" and insert in lieu thereof the numerals "2,468,581"

And renumber the lines, subdivisions, sections, and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

The purpose of this amendment is to provide \$13,000 for operations of the Educational Broadcasting Council during the 1977-79 biennium.

For the Senate

Senator Thane

Senator Strinden

Senator Maher

For the House

Rep. Kuchera

Rep. Gunsch (Refuses to sign)

Rep. Horgan

Rep. Kuchera moved that the report be adopted.

Rep. Kuchera requested a recorded roll call vote on the motion, which request was granted.

ROLL CALL

The question was on the motion of Rep. Kuchera to adopt the Conference Committee Report on House Bill No. 1006.

The roll was called, and there were ayes, 31; nays, 67; absent and not voting, 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
ANDERSON		●			JOHNSON			●			TINJUM
BACKES		●			KELLY			●			TWETEN
BEAUCLAIR		●			KERMOTT			●			UNHJEM
								●			MURPHY

BENEDICT	KLOUBEC	MUSHIK	VANDER VORST
BERG	KNUDSON	NICHOLAS	WAGNER
BERGER	KRETSCHMAR	NORDBY	WALSH
BLACK	KUCHERA	OLSON	WEBER
CHRISTENSEN	LANG	OPSDAHL	WENTZ
CONWAY	LANGLEY	PETERSON	WINKLER
CRABTREE	LARDY	POWERS	
DOTZENROD	LARSON, B. #12	RAU	MR. SPEAKER
DUBORD	LARSON, G. #29	REED	
EAGLES	LAUGHLIN	RICHARD	
ERICKSON	LEE	RICHIE	
FLEMING	LIPSIEA	RICHTER	
GACKLE	LOKKEN	RIEHL	
GENGLER	LUNDENE	ROCHELEAU	
GERL	MAIXNER	RUED	
GRONNEBERG	MARSDEN	RUSSELL	
GUNDERSON	MARTIN, C. #38	RYLANCE	
GUNSCH	MARTIN, G. #43	SCHINDLER	
HAUGLAND	MARTINSON	SCHUETT	
HAUSAUER, A. #49	MATCHIE	SCOFIELD	
HAUSAUER, I. #25	MCCAFFREY	SOLBERG	
HERMAN	MCGAUVAN	STENEHJEM	
HERSLIP	MEIERS	STRINDE	
HICKLE	MERTENS	SWIONTEK	
HILL	METZ	THORSGARD	
HORGAN	METZGER	TIMM	
JACOBSON	MEYER		

The motion failed.

MOTION

Rep. Backes moved that a new conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1006, which motion prevailed.

FIRST READING OF A SENATE BILL

Senate Bill No. 2551. A Bill for an Act to provide for the sharing of the state's general fund with counties, cities, city park districts, and townships; to provide an appropriation; and to provide an expiration date.

Which was read the first time and referred to the Committee on Finance and Taxation.

MOTION

Rep. Backes moved that the rules be suspended, and that the Committee on Finance and Taxation be permitted to meet to consider Senate Bill No. 2551, which motion prevailed.

Rep. Backes moved that the House stand in recess until 1:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1002

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2001 has had the same under consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2001 be amended as follows:

On page 2 of the engrossed bill, line 2, underscore the numerals "1,405,481"

On page 2 of the engrossed bill, delete line 3

On page 2 of the engrossed bill, line 4, delete the numerals "42,852,054" and insert in lieu thereof the numerals "42,672,054"

On page 2 of the engrossed bill, line 5, delete the numerals "10,416,893" and insert in lieu thereof the numerals "10,326,893"

On page 2 of the engrossed bill, line 6, delete the numerals "32,435,161" and insert in lieu thereof the numerals "32,345,161"

On page 2 of the engrossed bill, line 8, delete the numerals "34,648,161" and insert in lieu thereof the numerals "34,558,161"

On page 2 of the engrossed bill, line 21, delete the numerals "3,497,114" and insert in lieu thereof the numerals "3,497,144"

On page 2 of the engrossed bill, line 24, underscore the numerals "1,207,856"

On page 2 of the engrossed bill, delete line 25

On page 2 of the engrossed bill, line 26, delete the numerals "36,308,669" and insert in lieu thereof the numerals "36,128,669"

On page 2 of the engrossed bill, line 27, delete the numerals "8,053,849" and insert in lieu thereof the numerals "7,963,849"

On page 2 of the engrossed bill, line 28, delete the numerals "28,254,820" and insert in lieu thereof the numerals "28,164,820"

On page 2 of the engrossed bill, line 30, delete the numerals "29,926,720" and insert in lieu thereof the numerals "29,836,720"

On page 2 of the engrossed bill, line 33, delete the numerals "1,359,767" and insert in lieu thereof the numerals "1,436,951"

On page 2 of the engrossed bill, line 34, delete the numerals "81,817" and insert in lieu thereof the numerals "101,522"

On page 2 of the engrossed bill, line 35, delete the numerals "269,379" and insert in lieu thereof the numerals "270,379"

On page 3 of the engrossed bill, line 2, delete the numerals "94,765" and insert in lieu thereof the underscored numerals "96,765"

On page 3 of the engrossed bill, delete line 3

On page 3 of the engrossed bill, line 4, delete the numerals "1,862,093" and insert in lieu thereof the numerals "1,911,047"

On page 3 of the engrossed bill, line 6, delete the numerals "1,346,003" and insert in lieu thereof the numerals "1,394,957"

On page 3 of the engrossed bill, line 9, delete the numerals "1,416,045" and insert in lieu thereof the numerals "1,464,999"

On page 3 of the engrossed bill, line 11, delete the numerals "606,118" and insert in lieu thereof the numerals "620,249"

On page 3 of the engrossed bill, line 15, delete the numerals "924,879" and insert in lieu thereof the numerals "939,010"

On page 3 of the engrossed bill, line 17, delete the numerals "563,003" and insert in lieu thereof the numerals "577,134"

On page 3 of the engrossed bill, line 20, delete the numerals "612,103" and insert in lieu thereof the numerals "626,234"

On page 3 of the engrossed bill, line 22, delete the numerals "2,028,148" and insert in lieu thereof the numerals "2,091,233"

On page 3 of the engrossed bill, line 26, delete the numerals "10,470,739" and insert in lieu thereof the numerals "10,649,013"

On page 3 of the engrossed bill, line 28, delete the numerals "1,817,953" and insert in lieu thereof the numerals "1,821,439"

On page 3 of the engrossed bill, line 29, delete the numerals "569,558" and insert in lieu thereof the underscored numerals "581,798"

On page 3 of the engrossed bill, delete line 30

On page 3 of the engrossed bill, line 31, delete the numerals "14,099,458" and insert in lieu thereof the numerals "14,213,458"

On page 3 of the engrossed bill, line 32, delete the numerals "2,664,420" and insert in lieu thereof the numerals "2,778,420"

On page 4 of the engrossed bill, line 2, delete the numerals "4,100,967" and insert in lieu thereof the numerals "4,144,627"

On page 4 of the engrossed bill, line 3, delete the numerals "823,878" and insert in lieu thereof the numerals "844,878"

On page 4 of the engrossed bill, line 4, delete the numerals "324,542" and insert in lieu thereof the numerals "329,882"

On page 4 of the engrossed bill, line 5, delete the numerals "190,246" and insert in lieu thereof the numerals "200,246"

On page 4 of the engrossed bill, line 6, underscore the numerals "108,248"

On page 4 of the engrossed bill, delete line 7

On page 4 of the engrossed bill, line 14, delete the numerals "8,158,888" and insert in lieu thereof the numerals "8,218,888"

On page 4 of the engrossed bill, line 15, delete the numerals "1,024,018" and insert in lieu thereof the numerals "1,031,518"

On page 4 of the engrossed bill, line 16, delete the numerals "443,488" and insert in lieu thereof the numerals "450,988"

On page 4 of the engrossed bill, line 18, delete the numerals "282,845" and insert in lieu thereof the underscored numerals "247,845"

On page 4 of the engrossed bill, delete line 19

On page 4 of the engrossed bill, line 23, delete the numerals "581,000" and insert in lieu thereof the numerals "681,000"

On page 4 of the engrossed bill, line 24, delete the numerals "8,720,216" and insert in lieu thereof the numerals "8,820,216"

On page 4 of the engrossed bill, line 26, delete the numerals "2,940,335" and insert in lieu thereof the numerals "3,003,000"

On page 4 of the engrossed bill, line 27, delete the numerals "385,340" and insert in lieu thereof the numerals "440,491"

On page 4 of the engrossed bill, line 28, delete the numerals "518,361" and insert in lieu thereof the numerals "550,687"

On page 4 of the engrossed bill, line 29, delete the numerals "89,924" and insert in lieu thereof the numerals "115,892"

On page 4 of the engrossed bill, line 30, underscore the numerals "108,248"

On page 4 of the engrossed bill, delete line 31

On page 4 of the engrossed bill, line 32, delete the numerals "4,122,208" and insert in lieu thereof the numerals "4,218,318"

On page 4 of the engrossed bill, line 34, delete the numerals "3,414,106" and insert in lieu thereof the numerals "3,510,216"

On page 5 of the engrossed bill, line 1, delete the numerals "3,602,977" and insert in lieu thereof the numerals "3,699,087"

On page 5 of the engrossed bill, line 3, delete the numerals "4,033,899" and insert in lieu thereof the numerals "4,089,966"

On page 5 of the engrossed bill, line 4, delete the numerals "610,924" and insert in lieu thereof the numerals "628,773"

On page 5 of the engrossed bill, line 5, delete the numerals "317,779" and insert in lieu thereof the numerals "319,879"

On page 5 of the engrossed bill, line 6, delete the numerals "158,599" and insert in lieu thereof the numerals "162,583"

On page 5 of the engrossed bill, line 7, underscore the numerals "108,248"

On page 5 of the engrossed bill, delete line 8

On page 5 of the engrossed bill, line 25, delete the numerals "68,368" and insert in lieu thereof the numerals "102,325"

On page 5 of the engrossed bill, line 26, delete the numerals "9,828,751" and insert in lieu thereof the numerals "9,862,768"

On page 5 of the engrossed bill, line 28, delete the numerals "239,814" and insert in lieu thereof the numerals "241,000"

On page 5 of the engrossed bill, line 29, delete the numerals "26,400" and insert in lieu thereof the numerals "28,900"

On page 5 of the engrossed bill, line 30, delete the numerals "26,000" and insert in lieu thereof the numerals "31,000"

On page 5 of the engrossed bill, line 32, delete the numerals "303,214" and insert in lieu thereof the numerals "311,900"

On page 5 of the engrossed bill, line 33, delete the numerals "169,483" and insert in lieu thereof the numerals "163,000"

On page 5 of the engrossed bill, line 34, delete the numerals "133,731" and insert in lieu thereof the numerals "148,900"

On page 5 of the engrossed bill, line 35, delete the numerals "116,091,836" and insert in lieu thereof the numerals "116,186,200"

On page 6 of the engrossed bill, line 1, delete the numerals "38,995,085" and insert in lieu thereof the numerals "39,506,619"

On page 6 of the engrossed bill, line 2, delete the numerals "155,086,921" and insert in lieu thereof the numerals "155,692,819"

On page 7 of the engrossed bill, after line 9, insert the following new sections:

SECTION 6. LEGISLATIVE INTENT.) The legislative assembly recognizes the need for flexibility in coordination of the use of appropriated funds and nonappropriated funds for the development of the medical school; however, it is the intent of the legislative assembly that any proposed departure from the priorities established for development of the medical school residency program be approved by the budget section of the legislative council prior to implementation.

SECTION 7. APPROPRIATION.) Any federal funds which can be used for the purpose of providing equal opportunities in programs as mandated by Title IX that may become available to the institutions of higher education under the control of the board of higher education during the biennium beginning July 1, 1977, and ending June 30, 1979, are hereby appropriated.

SECTION 8. BOARD OF HIGHER EDUCATION — BOND ISSUANCE — PURPOSES.) The state board of higher education is hereby authorized to issue and sell in accordance with chapter 15-55, self-liquidating, tax-exempt bonds in an amount not to exceed five hundred fifty thousand dollars for the purpose of renovating and remodeling pioneer hall at Minot state college, Minot, North Dakota. Bonds issued under the provisions of this Act shall not become a general obligation of the state of North Dakota.

SECTION 9. APPROPRIATION — USE OF PROCEEDS.) The proceeds resulting from the sale of bonds authorized in section 8, or so much thereof as may be necessary, are hereby appropriated for renovating and remodeling pioneer hall at Minot state college as authorized in section 8. Any unexpended balances from the sale of bonds shall be placed in a sinking fund for the retirement of the bonds authorized in section 8.

SECTION 10. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that if the department of vocational education has funds available to fund the admission counselor II position at the state school of forestry on a fifty percent ratio basis with the state, upon receiving such funds from the department of vocational education, the state school of forestry shall return to the general fund fifty percent of the general fund appropriation included in its budget to fund the admission counselor's position.

SECTION 11. LEGISLATIVE INTENT.) The forty-fifth legislative assembly hereby expresses its intent that the board of higher education take such actions and direct expenditures to coordinate and correlate the work in the different institutions under its control and direction to prevent wasteful duplication and to develop cooperation among the institutions in the exchange of instructors and students as required by subsection 9 of section 15-10-17 of the North Dakota Century Code. The board of higher education shall prepare a report which sets forth the method and procedure by which unnecessary duplication within the colleges and universities under the board's control will be eliminated. This report shall be submitted to the forty-sixth legislative assembly.

SECTION 12. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the board of higher education study and determine whether the number of educational institutions under its control and direction exceed the needs of higher education in this state. It is the intent of the legislative assembly that the board of higher education prepare a report which sets forth their findings and submit the report to the forty-sixth legislative assembly."

On page 7 of the engrossed bill, delete lines 19 through 35

On page 8 of the engrossed bill, delete lines 1 through 13

And renumber the lines, sections, and pages accordingly.

And when so amended recommends the same do pass

Statement of Purpose of Amendment:

Title IX

This amendment deletes the \$180,000 "Title IX" line item from the University of North Dakota and North Dakota State University appropriations. The estimated income and the general fund appropriations were reduced each by \$90,000. It is the intent that although the Title IX line items were deleted these institutions are to comply with Title IX directives to provide equal opportunities to both women and men in programs coming under the provisions of Title IX at the universities. Funds to comply with such directive shall be derived from the other line item appropriations in the budgets.

For all other institutions of higher education, Title IX funds were allocated to the line items in each college's budget for equal opportunities for women as follows:

	Salaries and wages	Fees and services	Supplies and materials	Equip- ment	Total
Minot State College	\$60,000	\$ 7,500	\$7,500	\$ 5,000	\$80,000
Dickinson State College	43,660	21,000	5,340	10,000	80,000

Valley City State College	56,067	17,849	2,100	3,984	80,000
Mayville State College	23,700	24,352	5,980	25,968	80,000
ND State School of Science	64,274	—	3,486	12,240	80,000
NDSU-Bottineau	47,230	705	1,000	2,000	50,935

State School of Forestry—Bottineau

In addition to allocating the Title IX funds among the appropriate line items this amendment adds \$29,954 to the salaries and wages line item for an admissions counselor II position and adds \$19,000 to the fees and services line item to allow for the continuation of the present level of services.

North Dakota Forest Service

This amendment adds \$14,131 to the salaries and wages line item for a clerk-typist position.

State School of Science—Wahpeton

In addition to allocating Title IX funds among the appropriate line items this amendment adds \$114,000 to the salaries and wages line item of the State School of Science's appropriation for three new positions needed as a result of 150 additional students not anticipated when the budget for the 1977-79 biennium was prepared. The additional \$114,000 is funded from institutional collections.

Dickinson State College

The amendment to Dickinson State College's appropriation is allocating Title IX funds among the appropriate line items.

Minot State College

In addition to allocating Title IX funds among the appropriate line items of the Minot State College appropriation this amendment adds \$100,000 to land, structures and major improvements for Minot State College to adapt facilities for improved access to such buildings by handicapped persons. This amendment also authorizes the Board of Higher Education to sell revenue bonds (\$550,000 worth) for renovating and remodeling Pioneer Hall at Minot State College.

Mayville State College

In addition to allocating Title IX funds among the appropriate line items this amendment increases salaries and wages by \$38,965 for two new instructor positions for the second year of the biennium, one of which is added for the court reporting program and the other in the English Department. This amendment increases fees and services by \$30,799 and supplies and materials by \$26,346 to provide instructional support funds for four new positions added in the Governor's budget.

Valley City State College

The amendment to the Valley City State College appropriation is allocating Title IX funds among the appropriate line items.

Medical Center Rehabilitation Hospital

This amendment adds \$34,017 to the equipment line item of the Medical Center Rehabilitation Hospital's appropriation for the replacement of as well as for additional equipment needed for the physical and occupational therapy programs.

NDSU—Toxicology Laboratory

This amendment increases the salaries and wages line item for the NDSU-Toxicology Laboratory by \$1,186 for adequate fringe benefits. Also, fees and services are increased by \$2,500 and supplies and materials by \$5,000 to provide adequate funds for present levels of operations and

increased workload. Estimated income is reduced by \$6,483 to reflect revised estimates.

For the Senate
 Senator Lips
 Senator Melland
 Senator Walsh

For the House
 Rep. Wagner
 Rep. Unhjem
 Rdp. G. Martin

Rep. Wagner moved that the report be adopted.

Rep. Lardy requested that he be excused from voting on Senate Bill No. 2001 because of a conflict of interest.

Rep. Schuett requested that he be excused from voting on Senate Bill No. 2001 because of a conflict of interest.

Rep. Backes moved that Reps. Lardy and Schuett and others with a conflict of interest be allowed to vote on Senate Bill No. 2001, which motion prevailed.

The question was on the motion of Rep. Wagner to adopt the conference committee report on Senate Bill No. 2001, which motion prevailed.

MOTION

Rep. Backes 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. State Institutions of Higher Learning — 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, 67; nays, 25; absent and not voting, 8.

REGULAR SESSION			ROLL CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON		● MILLER			● TINJUM
● BACKES		●	● KELLY		● MUND			● TWETEN
● BEAUCLAIR			● KERMOTT		● MURPHY			● UNHJEM
● BENEDICT			● KLOUBEC		● MUSHIK			● VANDER VORST
● BERG			● KNUDSON		● NICHOLAS			● WAGNER
● BERGER			● KRETSCHMAR		● NORDBY			● WALSH
● BLACK			● KUCHERA		● OLSON			● WEBER
● CHRISTENSEN			● LANG		● OPEDAH			● WENTZ
● CONWAY			● LANGLEY		● O'SHEA			● WINGE
● CRABTREE			● LARDY		● PETERSON			● WINKJER
● DOTZENROD			● LARSON, B. #12		● POWERS			
● DUBORD			● LARSON, G. #29		● RAU			MR. SPEAKER
● EAGLES			● LAUGHLIN		● REED			
● ERICKSON			● LEE		● RICHARD			
● FLEMING			● LIPSIEA		● RICHIE			
● GACKLE			● LOKKEN		● RICHTER			
● GENGLER			● LUNDENE		● RIEHL			
● GERL			● MAIXNER		● ROCHELKAU			
● GRONNEBERG			● MARSDEN		● RUED			
● GUNDERSON			● MARTIN, C. #38		● RUSSELL			
● GUNSCH			● MARTIN, G. #43		● RYLANCE			
● HAUGLAND			● MARTINSON		● SCHINDLER			
● HAUSAUER, A. #49			● MATCHIE		● SCHUETT			
● HAUSAUER, L. #25			● McCAFFREY		● SCOFIELD			
● HERMAN			● McGAUVAN		● SOLBERG			
● HERSLIP			● MEIERS		● STENHJEM			
● HICKLE					● STRINDEN			

• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

House Bill No. 1002

House Bill No. 1587

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2005 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2005 be amended as follows:

On page 1 of the engrossed bill, line 20, delete the numerals "184,160,000" and insert in lieu thereof the numerals "186,752,000"

On page 2 of the engrossed bill, line 1, delete the numerals "219,870,111" and insert in lieu thereof the numerals "222,462,111"

On page 2 of the engrossed bill, line 3, delete the numerals "184,575,492" and insert in lieu thereof the numerals "187,167,492"

On page 2 of the engrossed bill, line 9, delete the numerals "193,972" and insert in lieu thereof the numerals "228,972"

On page 2 of the engrossed bill, line 11, delete the numerals "1,354,260" and insert in lieu thereof the numerals "1,389,260"

On page 2 of the engrossed bill, line 12, delete the numerals "661,634" and insert in lieu thereof the numerals "650,250"

On page 2 of the engrossed bill, line 13, delete the numerals "692,626" and insert in lieu thereof the numerals "739,010"

On page 3 of the engrossed bill, line 3, delete the numerals "195,224,562" and insert in lieu thereof the numerals "197,862,946"

On page 3 of the engrossed bill, line 4, delete the numerals "44,086,654" and insert in lieu thereof the numerals "44,075,270"

On page 3 of the engrossed bill, line 5, delete the numerals "239,311,216" and insert in lieu thereof the numerals "241,938,216"

On page 3 of the engrossed bill, after line 20, insert the following section:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the educational support per pupil for foundation payments shall be seven hundred seventy-five dollars for the first year of the 1977-1979 biennium and eight hundred fifty dollars for the second year of the 1977-1979 biennium, and that transportation payments shall be seventeen cents per mile for school buses having a capacity of sixteen or fewer pupils and thirty-four cents per mile for school buses having a capacity of seventeen or more pupils."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

This amendment provides funds for foundation payments in accordance with the following schedule:

STATE FUNDING (Two years)

Per-pupil payments

\$775 at 141,200 units

\$109,430,000

\$850 at 141,362 units	120,157,700
Transportation payments	18,965,000
Total	<u>248,552,700</u>
Less twenty-one mill county levy and twenty mill local levy	\$ 59,700,700
Less 874 reduction	2,100,000
Total general fund appropriation	<u>\$186,752,000</u>

The appropriation for special education does not include the \$1,323,183 added by the House for additional special education payments.

This amendment increases the Division of Independent Study equipment line item by \$35,000 which represents additional film rental income. These amendments also reduce estimated income line by \$11,384 to reflect actual estimated income as projected by the Division of Independent Study and to add \$46,384 to the general fund appropriation to reflect total dollars required in accordance with the total appropriation authorized by the 45th Legislative Assembly.

For the Senate
 Senator Melland
 Senator Strinden
 Senator Maher (refused to sign)

For the House
 Rep. Wagner
 Rep. Unhjem
 Rep. Mushik (Refused to sign)

Rep. Wagner moved that the report be adopted, which motion failed on a verification vote.

MOTION

Rep. Strinden moved that the House call Senate Bill No. 2551 out of committee.

Rep. Strinden moved the previous question, which motion failed.

Rep. Fleming requested a recorded roll call vote, which request was granted.

The question then was on the motion of Rep. Strinden.

ROLL CALL

The roll was called and there ayes, 50; nays, 50; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•			•			•			•
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
• BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
• CHRISTENSEN		•	LANG		•	OPEDAHL		•	WENTZ		•
• CONWAY		•	LANGLEY		•	O'SHEA		•	WINGE		•
• CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
• DOTZENROD		•	LARSON, B. #12		•	POWERS		•			
• DuBORD		•	LARSON, G. #29		•	RAU		•	MR SPEAKER		•
• EAGLES		•	LAUGHLIN		•	REED		•			
• ERICKSON		•	LEE		•	RICHARD		•			
• FLEMING		•	LIPSIEA		•	RICHIE		•			
• GACKLE		•	LOKKEN		•	RICHTER		•			
• GENGLER		•	LUNDENE		•	RIEHL		•			
• GERL		•	MAIXNER		•	ROCHELEAU		•			
• GRONNEBERG		•	MARSDEN		•	RUED		•			
• GUNDERSON		•	MARTIN, C. #38		•	RUSSELL		•			
• GUNSCH		•	MARTIN, G. #43		•	RYLANCE		•			
• HAUGLAND		•	MARTINSON		•	SCHINDLER		•			

● HAUSAUER, A. #49	MATCHIE	●	● SCHUETT
● HAUSAUER, L. #25	McCAFFREY	●	● SCOFIELD
● HERMAN	McGAUVRAN	●	● SOLBERG
● HERSLIP	MEIERS	●	● STENHJEM
● HICKLE	MERTENS	●	● STRINDEN
● HILL	● METZ	●	● SWIONTEK
● HORGAN	● METZGER	●	● THORSgard
● JACOBSON	MEYER	●	● TIMM

The motion failed.

MOTION

Rep. Backes moved that a new conference committee be appointed to act with a like committee from the Senate on Senate Bill No. 2005, which motion prevailed.

Rep. Backes moved that the House stand recessed until 3:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2001

ROY GILBREATH, Chief Clerk

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Solberg appointed the following conference committees:

House Bill No. 1006:

Rep. Kuchera

Rep. Gunsch

Rep. Horgan

House Bill No. 2005:

Rep. Wagner

Rep. Unhjem

Rep. Mertens

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 Senate recede from its amendments and that engrossed House Bill No. 1049 be amended as follows:

On page 1, line 2 of the engrossed bill, after "16.1-07" insert "16.1-08,"

On page 2, line 8, after "16-20-04," insert "16-20-05," and after "16-20-07," insert the following: "16-20-08, 16-20-09, 16-20-10,"

On page 2, line 9 after "16-20-18," insert "16-20-22,"

On page 2, line 13 delete the word "and" and after "16-20-19" insert "and 16-20-24"

On page 3, line 17 delete the word "challenge" and insert in lieu thereof the word "election"

On page 6, line 5 after the period delete the remainder of the line

On page 6, delete lines 6 and 7

On page 6, line 8 delete the following: "and shall remain open continuously until nine p.m."

On page 19, line 6 after the word "electors" insert a period and delete the remainder of the line and insert in lieu thereof the following: "It shall be the duty of both election judges together to give any assistance requested by electors in marking ballots or operating voting machines. It shall be the duty of the election officers to instruct voters on how to open and close voting machines and how to move the levers to cast and change votes."

On page 19, delete lines 7 through 9

On page 19, line 10 delete the following: "change their vote,"

On page 33, line 29 after the period delete the word "The"

On page 33, delete lines 30 through 35

On page 34, delete lines 1 through 3

On page 34, line 4 after the word "understand" delete the remainder of the line

On page 34, delete line 5

On page 34, line 6 delete the words "application is unreasonable under the law, and"

On page 34, line 7 delete the words and comma ", punishable by imprisonment for up to"

On page 34, delete line 8

On page 34, line 11 delete the blank line and insert in lieu thereof the words and period "at least thirty days."

On page 34, line 12 delete the following: "(years/months/days)"

On page 34 delete lines 14 and 15

On page 38 after line 31, add the following new section:

"SECTION 6.) Chapter 16.1-08 of the North Dakota Century Code is hereby created and enacted to read as follows:

16.1-08-01. DEFINITIONS.) As used in this chapter, unless the context otherwise plainly requires:

1. "Association" means any club, association, union, brotherhood, fraternity, organization, or group of any kind of two or more persons, including, but not limited to, labor unions, trade associations, professional associations, or governmental associations, which is united for any purpose, business, or object and which assesses any dues, membership fees, or license fees in any amount, or which maintains a treasury fund in any amount. Association shall not include corporations, cooperative corporations, political committees, or political parties.

2. "Candidate" means a person whose name is presented for nomination to public office at any primary election or convention, whether the person is actually nominated or not; a person whose name is printed as a candidate on an official ballot used at any election; or a person who seeks election through write-in votes.

3. "Contribution" means a gift, subscription, loan, advance, or deposit of money, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in furtherance of or to defeat any constitutional amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Contribution also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make a contribution for any of the above purposes, and includes funds received by a political committee which are transferred to that committee from another political committee or other source.

4. "Expenditure" means a purchase, payment, distribution, loan, advance, deposit, or gift of money, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in the furtherance of or to defeat any constitutional

amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Expenditure also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make any expenditure and includes the transfer of funds by a political committee to another political committee.

5. "Person" means an individual, partnership, committee, association, corporation, cooperative corporation, or other organization or group of persons.

6. "Political committee" means any committee, club, association, or other group of persons which receives contributions or makes expenditures for political purposes.

7. "Political party" means any association, committee, or organization which nominates a candidate for election to any office which may be filled by a vote of the electors of this state or any of its political subdivisions and whose name appears on the election ballot as the candidate of such association, committee, or organization.

8. "Political purpose" or "political purposes" means any activity undertaken in support of or in opposition to the election or nomination of a candidate, or in support of or in opposition to the adoption of any question or measure submitted to the electors of the state or political subdivision, whether the activity is undertaken by a candidate, a political committee, a political party, or any person.

9. "Public office" means every statewide or legislative office to which persons can be elected by vote of the people under the laws of this state.

16.1-08-02. CAMPAIGN CONTRIBUTIONS BY CORPORATIONS, COOPERATIVE CORPORATIONS, AND ASSOCIATIONS PROHIBITED — VIOLATION — PENALTY.)

1. No corporation, cooperative corporation, or association, directly or indirectly, shall make a contribution:

- a. To aid any political party, political committee, or organization.
- b. To aid any corporation or association organized or maintained for political purposes.
- c. To aid any candidate for political office or for nomination to such office.
- d. For the reimbursement or indemnification of any person for money or property so used.

e. For the influencing of legislation before the legislative assembly except in accordance with chapter 54-05.1.

2. Nothing in this section shall be construed to prohibit the establishment, administration, and solicitation of contributions to a separate and segregated fund to be utilized for political purposes by a corporation, cooperative corporation, or association. It shall be unlawful for:

a. The person or persons controlling such a fund to make contributions or expenditures utilizing money or anything of value secured by physical force, job discrimination, financial reprisals, or the threat of them; or utilizing money from dues, fees, treasury funds, or other money required as a condition of membership in an association, or as a condition of employment; or utilizing money obtained in any commercial transaction.

b. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member of the general political purposes and philosophies of the fund at the time of the solicitation.

c. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member, at the time of the solicitation, of his right to refuse to contribute without any reprisal.

d. Any solicitation to be made in a manner that allows the corporation, cooperative corporation, or association to determine who does and who does not make a contribution in response to the solicitation.

e. Any person to make contributions to any fund or combination of funds authorized by this subsection, the aggregate total of which exceeds one thousand dollars in any calendar year.

3. If an officer, employee, agent, attorney, or other representative of a corporation, cooperative corporation, or association makes any contribution prohibited by this section out of corporate, cooperative corporation, or association funds or otherwise violates the provisions of this section, it shall be prima facie evidence of a violation by the corporation, cooperative corporation, or association.

4. A violation of the provisions of this section may be prosecuted in the county where the contribution is made, or in any county in which it has been paid or distributed.

5. It shall be a class A misdemeanor for an officer, director, stockholder, attorney, agent, or representative of any corporation, cooperative corporation, or association to violate any of the provisions of this section, or to counsel or consent to any violation. Any person who solicits or knowingly receives any contribution in violation of the provisions of this section shall be guilty of a class A misdemeanor.

6. Any officer, director, stockholder, attorney, agent, or representative who makes, counsels, or consents to the making of a contribution in violation of this section shall be liable to the company, corporation, or association for the amounts so contributed."

16.1-08-03. RECORDS REQUIRED — INVESTIGATION BY ATTORNEY GENERAL.) Every separate fund organized by a corporation, cooperative corporation, or association for political purposes that receives contributions, shall maintain detailed records which contain the name, address, and amount contributed by each contributor to the fund. The records shall be maintained for at least six years from the date the contribution is received, and shall be open to inspection, during regular business hours, by the attorney general or his designee for investigatory or prosecutorial purposes. Failure to maintain the records required by this section shall be a class A misdemeanor.

16.1-08-04. ACTUAL CONTRIBUTORS' NAMES REQUIRED.) No person shall make a contribution of his own or for another person to any separate fund organized pursuant to this chapter in any name other than that of the person who in truth supplies the contribution, and no such fund shall knowingly receive any contribution, nor enter, nor cause the same to be entered, in its records in any name other than that of the person by whom it actually was furnished. Any violation of this section shall be a class A misdemeanor.

16.1-08-05. PERSON NOT EXCUSED FROM TESTIFYING AS TO VIOLATION — PROSECUTION OR PENALTY WAIVED UPON TESTIFYING.) No person shall be excused from attending and testifying or producing any books, papers, or other documents before any court upon any investigation, proceeding, or trial for a violation of any of the provisions of this chapter, upon the ground that the testimony or evidence, documentary or otherwise, required of him may tend to in-

criminate or degrade him. No person shall be prosecuted nor subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he may testify or produce evidence, documentary or otherwise, and no testimony so given or produced shall be used against him in any criminal investigation or proceeding."

On page 55, after line 30 insert the following new sentence: "Sample ballots with inverted columns must be printed twice in each issue of the newspaper and in such manner as to assure that the column of each political party shall be displayed once in each issue in any upright position."

On page 110, line 27 after "16-20-04," insert "16-20-05," and after "16-20-07," insert the following: "16-20-08, 16-20-09, 16-20-10,"

On page 110, line 28 after "16-20-18," insert "16-20-22,"

On page 110, line 32 delete the word "and" and after "16-20-19" insert "and 16-20-24"

And renumber the lines, pages, and sections accordingly.

For the Senate

Senator Freed

Senator Lashkowitz (refused to sign)

Senator Sands

For the House

Rep. Winkjer

Rep. Conmy

Rep. Meiers (refused to sign)

Rep. Winkjer moved that the report be adopted.

Rep. Strinden requested a Call of the House, which request was granted.

Rep. Strinden moved that the House dispense with the call of the house, which motion prevailed.

The question was on the motion of Rep. Winkjer to adopt the Conference Committee Report on House Bill No. 1049, which motion failed on a verification vote.

Rep. Backes moved that a new conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1049, which motion prevailed.

Rep. L. Hausauer moved that the rules be suspended, and that Senate Bill No. 2446 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2446. A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction of a swimming pool to complete the physical education/activities building at the state school of science at Wahpeton, to provide for a student facility fee, and to provide an appropriation.

Which has been read.

Rep. Schuett requested that he be excused from voting on Senate Bill No. 2446, because of a conflict of interest.

Rep. Backes moved that Rep. Schuett be allowed to vote on Senate Bill No. 2446, which motion prevailed.

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, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		•	• TINJUM		
• BACKES		•	• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERBOYTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG		•	• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• O'PEDAHL			• WENTZ		
• CONNY			• LANGLEY			• O'SHEA			• WINGE		
• COBETREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DUBORD			• LARSON, G #29			• RAU			MR SPEAKER		
• EAGLES			• LAUGHLIN			• RED					
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER		•	• LUNDENE			• RIEHL		•			
• GERI			• MAIXNER		•	• ROCHELEAU		•			
• GRONNEBERG		•	• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL		•			
• GUNSH			• MARTIN, G #43			• RYLAND		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, C #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVYRAN			• SOLBERG					
• HERSLIP		•	• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER		•	• TIMM					

So the bill passed and the title was agreed to.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following conference committee:

House Bill No. 1049:

- Rep. Winkjer
- Rep. Conny
- Rep. Meiers

Rep. Backes moved that the House stand recessed subject to the Call of the Chair, prior to 6:00 p.m., which motion prevailed.

The House reconvened, with Speaker Solberg presiding.

MESSAGES FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2178, and subsequently failed to pass the bill.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4091

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

- House Bill No. 1006
- Senate Bill No. 2005

And the Speaker appointed as a new conference committee:

House Bill No. 1006:

- Rep. Kuchera
- Rep. Gunsch

Rep. Horgan
 Senate Bill No. 2005:
 Rep. Wagner
 Rep. Unhjem
 Rep. Mertens

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1049

And the Speaker appointed as a new conference committee:

Rep. Winkjer

Rep. Conmy

Rep. Meiers

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. 2446

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee on:

Senate Bill No. 2005

Senator Melland

Senator Strinden

Senator Maher

House Bill No. 1006:

Senator Thane

Senator Strinden

Senator Maher

House Bill No. 1049:

Senator Freed

Senator Sands

Senator Lashkowitz

LEO LEIDHOLM, Secretary

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4091. A concurrent resolution commending Dean H. Pederson of Valley City upon his selection as North Dakota's outstanding Vietnam veteran for 1977.

Was read the first time.

Rep. Laughlin moved that the rules be suspended, that Senate Concurrent Resolution No. 4091 not be referred to committee, be read in its entirety, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4091. A concurrent resolution commending Dean H. Pederson of Valley City upon his selection as North Dakota's outstanding Vietnam veteran for 1977.

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.

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 Senate recede from its amendments and that engrossed House Bill No. 1049 be amended as follows:

On page 1, line 2 of the engrossed bill, after "16.1-07" insert "16.1-08,"

On page 2, line 8, after "16-20-04," insert "16-20-05," and after "16-20-07," insert the following: "16-20-08, 16-20-09, 16-20-10,"

On page 2, line 9 after "16-20-18," insert "16-20-22,"

On page 2, line 13 delete the word "and" and after "16-20-19" insert " , and 16-20-24"

On page 3, line 17 delete the word "challenge" and insert in lieu thereof the word "election"

On page 6, line 5 after the period delete the remainder of the line

On page 6, delete lines 6 and 7

On page 6, line 8 delete the following: "and shall remain open continuously until nine p.m."

On page 19, line 6 after the word "electors" insert a period and delete the remainder of the line and insert in lieu thereof the following: "It shall be the duty of both election judges together to give any assistance requested by electors in marking ballots or operating voting machines. It shall be the duty of the election officers to instruct voters on how to open and close voting machines and how to move the levers to cast and change votes."

On page 19, delete lines 7 through 9

On page 19, line 10 delete the following: "change their vote."

On page 33, line 29 after the period delete the word "The"

On page 33, delete lines 30 through 35

On page 34, delete lines 1 through 3

On page 34, line 4 after the word "understand" delete the remainder of the line

On page 34, delete line 5

On page 34, line 6 delete the words "application is unreasonable under the law, and"

On page 34, line 7 delete the words and comma " , punishable by imprisonment for up to"

On page 34, delete line 8

On page 34, line 11 delete the blank line and insert in lieu thereof the words and period "at least thirty days."

On page 34, line 12 delete the following: "(years/months/days)"

On page 34 delete lines 14 and 15

On page 38 after line 31, add the following new section:

"SECTION 6.) Chapter 16.1-08 of the North Dakota Century Code is hereby created and enacted to read as follows:

16.1-08-01. DEFINITIONS.) As used in this chapter, unless the context otherwise plainly requires:

1. "Association" means any club, association, union, brotherhood, fraternity, organization, or group of any kind of two or more persons, including, but not limited to, labor unions, trade associations, professional associations, or governmental associations, which is united

for any purpose, business, or object and which assesses any dues, membership fees, or license fees in any amount, or which maintains a treasury fund in any amount. Association shall not include corporations, cooperative corporations, political committees, or political parties.

2. "Candidate" means a person whose name is presented for nomination to public office at any primary election or convention, whether the person is actually nominated or not; a person whose name is printed as a candidate on an official ballot used at any election; or a person who seeks election through write-in votes.

3. "Contribution" means a gift, subscription, loan, advance, or deposit of money, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in furtherance of or to defeat any constitutional amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Contribution also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make a contribution for any of the above purposes, and includes funds received by a political committee which are transferred to that committee from another political committee or other source.

4. "Expenditure" means a purchase, payment, distribution, loan, advance, deposit, or gift of money, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in the furtherance of or to defeat any constitutional amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Expenditure also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make any expenditure and includes the transfer of funds by a political committee to another political committee.

5. "Person" means an individual, partnership, committee, association, corporation, cooperative corporation, or other organization or group of persons.

6. "Political committee" means any committee, club, association, or other group of persons which receives contributions or makes expenditures for political purposes.

7. "Political party" means any association, committee, or organization which nominates a candidate for election to any office which may be filled by a vote of the electors of this state or any of its political subdivisions and whose name appears on the election ballot as the candidate of such association, committee, or organization.

8. "Political purpose" or "political purposes" means any activity undertaken in support of or in opposition to the election or nomination of a candidate, or in support of or in opposition to the adoption of any question or measure submitted to the electors of the state or political subdivision, whether the activity is undertaken by a candidate, a political committee, a political party, or any person.

9. "Public office" means every statewide or legislative office to which persons can be elected by vote of the people under the laws of this state.

16.1-08-02. CAMPAIGN CONTRIBUTIONS BY CORPORATIONS, COOPERATIVE CORPORATIONS, AND ASSOCIATIONS PROHIBITED — VIOLATION — PENALTY.)

1. No corporation, cooperative corporation, or association, directly or indirectly, shall make a contribution:

a. To aid any political party, political committee, or organization.

b. To aid any corporation or association organized or maintained for political purposes.

c. To aid any candidate for political office or for nomination to such office.

d. For the reimbursement or indemnification of any person for money or property so used.

e. For the influencing of legislation before the legislative assembly except in accordance with chapter 54-05.1.

2. Nothing in this section shall be construed to prohibit the establishment, administration, and solicitation of contributions to a separate and segregated fund to be utilized for political purposes by a corporation, cooperative corporation, or association. It shall be unlawful for:

a. The person or persons controlling such a fund to make contributions or expenditures utilizing money or anything of value secured by physical force, job discrimination, financial reprisals, or the threat of them; or utilizing money from dues, fees, treasury funds, or other money required as a condition of membership in an association, or as a condition of employment; or utilizing money obtained in any commercial transaction.

b. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member of the general political purposes and philosophies of the fund at the time of the solicitation.

c. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member, at the time of the solicitation, of his right to refuse to contribute without any reprisal.

d. Any solicitation to be made in a manner that allows the corporation, cooperative corporation, or association to determine who does and who does not make a contribution in response to the solicitation.

e. Any person to make contributions to any fund or combination of funds authorized by this subsection, the aggregate total of which exceeds one thousand dollars in any calendar year.

3. If an officer, employee, agent, attorney, or other representative of a corporation, cooperative corporation, or association makes any contribution prohibited by this section out of corporate, cooperative corporation, or association funds or otherwise violates the provisions of this section, it shall be prima facie evidence of a violation by the corporation, cooperative corporation, or association.

4. A violation of the provisions of this section may be prosecuted in the county where the contribution is made, or in any county in which it has been paid or distributed.

5. It shall be a class A misdemeanor for an officer, director, stockholder, attorney, agent, or representative of any corporation, cooperative corporation, or association to violate any of the provisions of this section, or to counsel or consent to any violation. Any person who solicits or knowingly receives any contribution in violation of the provisions of this section shall be guilty of a class A misdemeanor.

6. Any officer, director, stockholder, attorney, agent, or representative who makes, counsels, or consents to the making of a contribution in violation of this section shall be liable to the company, corporation, or association for the amounts so contributed."

16.1-08-03. RECORDS REQUIRED — INVESTIGATION BY ATTORNEY GENERAL.) Every separate fund organized by a corporation, cooperative corporation, or association for political purposes that receives contributions, shall maintain detailed records which contain the name, address, and amount contributed by each contributor to the fund. The records shall be maintained for at least six years from the date the contribution is received, and shall be open to inspection, during regular business hours, by the attorney general or his designee for investigatory or prosecutorial purposes. Failure to maintain the records required by this section shall be a class A misdemeanor.

16.1-08-04. ACTUAL CONTRIBUTORS' NAMES REQUIRED.) No person shall make a contribution of his own or for another person to any separate fund organized pursuant to this chapter in any name other than that of the person who in truth supplies the contribution, and no such fund shall knowingly receive any contribution, nor enter, nor cause the same to be entered, in its records in any name other than that of the person by whom it actually was furnished. Any violation of this section shall be a class A misdemeanor.

16.1-08-05. PERSON NOT EXCUSED FROM TESTIFYING AS TO VIOLATION — PROSECUTION OR PENALTY WAIVED UPON TESTIFYING.) No person shall be excused from attending and testifying or producing any books, papers, or other documents before any court upon any investigation, proceeding, or trial for a violation of any of the provisions of this chapter, upon the ground that the testimony or evidence, documentary or otherwise, required of him may tend to incriminate or degrade him. No person shall be prosecuted nor subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he may testify or produce evidence, documentary or otherwise, and no testimony so given or produced shall be used against him in any criminal investigation or proceeding."

On page 55, after line 30 insert the following new sentence: "Sample ballots with inverted columns must be printed twice in each issue of the newspaper and in such manner as to assure that the column of each political party shall be displayed once in each issue in any upright position."

On page 110, line 27 after "16-20-04," insert "16-20-05," and after "16-20-07," insert the following: "16-20-08, 16-20-09, 16-20-10,"

On page 110, line 28 after "16-20-18," insert "16-20-22,"

On page 110, line 32 delete the word "and" and after "16-20-19" insert "and 16-20-24"

And renumber the lines, pages, and sections accordingly.

For the Senate

Senator Freed

Senator Lashkowitz (refused to sign)

Senator Sands

For the House

Rep. Winkjer

Rep. Conmy

Rep. Meiers (refused to sign)

Rep. Winkjer moved that the report be adopted.

Rep. Winkjer requested a recorded roll call vote, which request was granted.

The question then was on the motion of Rep. Winkjer to adopt the conference committee report on House Bill No. 1049.

ROLL CALL

The roll was called, and there were ayes, 50; nays, 50; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION				ROLL CALL				1977 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES			KELLY			MUND			TWETEN		
BEAUCLAIR			KERMOTT			MURPHY			UNHJEM		
BENEDICT			KLOBECC			MUSHIK			VANDER VORST		
BERG			KNUDSON			NICHOLAS			WAGNER		
BERGER			KRETSCHMAR			NORDBY			WEBER		
BLACK			KRUCHERA			OLSON			WENTZ		
CHRISTENSEN			LANG			OPEDAH			WINGE		
CONMY			LANGLEY			O'SHEA			WINKJER		
CRABTREE			LARDY			PETERSON					
DOTZENROD			LARSON, B #12			POWERS					
DUBORD			LARSON, G #29			RAU			MR SPEAKER		
EAGLES			LAUGHLIN			REED					
ERICKSON			LEE			RICHARD					
FLEMING			LIPSIEA			RICHIE					
GACKLE			LOKKEN			RICHTER					
GENGLER			LUNDENE			RIEHL					
GERL			MAXNER			ROCHELFAU					
GRONNEBERG			MARSDEN			RUED					
GUNDERSON			MARTIN, C #38			RUSSELL					
GUNSCH			MARTIN, G #43			RYLANCE					
HAUGLAND			MARTINSON			SCHINDLER					
HAUSAUER, A #49			MATCHIE			SCHUETT					
HAUSAUER, L #25			McCAFFREY			SCOFIELD					
HERMAN			McGAUVVRAN			SOLBERG					
HERSLIP			MEIERS			STENEHJEM					
HICKLE			MERTENS			STRINDEN					
HILL			METZ			SWIONTEK					
HORGAN			METZGER			THORSGARD					
JACOBSON			MEYER			TIMM					

The motion failed.

MOTION

Rep. Strinden moved that a conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1049, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred Senate Bill No. 2551, has had the same under consideration and recommends, by a vote of Ayes, 9; Nays, 7; Absent, 0, that the same be amended as follows:

On page 1 of the engrossed bill, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for a severance tax for the privilege of severing coal from the earth; to provide procedures for the imposition, collection, and administration of such tax; to provide for the deposit of the proceeds of such tax in the state treasury and for the allocation thereof to the state and its political subdivisions; to provide for a coal development impact office in the office of the governor; to provide for a state coal development impact commission and a county coal development impact commission to approve or disapprove impact grants; and to provide an appropriation for revenue sharing.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. DEFINITIONS.) As used in this Act:

1. The "board" or "state board" means the state board of equalization.
2. The "fair market value of the coal" means, in the case of each in-

dividual sales contract for coal, a price per ton for coal which has been sold under an arms-length contract and which includes all costs as herein provided. Such costs must include but are not limited to the following:

a. Market value of the rights of the coal mine operator in the coal before severance or, when the unsevered coal is owned wholly or partly by the user, the market value of the owner's rights therein.

b. Any rents, royalties, or bonuses paid with respect to the coal.

c. All mining costs, including the costs of extraction of the coal from the earth, costs of loading and hauling such coal from the place of extraction to the various points of processing and loading for shipment, costs of coal treatment processes such as crushing, sizing, and oiling, costs of loading the coal onto transportation equipment for shipment, and costs of reclamation of mined land, all of which costs shall include, but shall not be limited to, the following:

(1) Labor and management costs, including but not limited to salaries and wages, payroll and other taxes, payments to labor union funds and retirement plans.

(2) The cost of owning and financing or of leasing equipment used for the purposes described in this subdivision and the cost of operating such equipment.

(3) The cost of electricity and fuel, or the equivalent value thereof when not purchased, required to operate all mining equipment.

Fair market value of the coal shall not, however, include the amount of severance tax imposed by this Act and shall not include transportation costs other than those described in subdivision c of this subsection.

3. "Coal development" shall mean the mining of coal and industries directly related to the processing of coal, including, but not limited to, the generation of electricity from coal or coal products, coal gasification, coal liquefaction, and the manufacture of fertilizer from coal, and shall also include the transportation of coal and products therefrom.

4. "Impacted city or other political subdivision" shall mean a city or other political subdivision which demonstrates actual or anticipated extraordinary expenditures caused by coal development or the growth incidental thereto.

5. "Impacted county" shall mean a county which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

6. "Impacted school district" shall mean a public school district which demonstrates actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto.

7. "Coal" means a dark-colored compact and earthy organic rock with less than forty percent inorganic components, based on dry material, formed by the accumulation and decomposition of plant material. The term shall include lignite in both oxidized and nonoxidized forms as well as any coal bodies enriched in radio-active materials.

8. "Person" includes any individual, firm, partnership, joint adventure, association, corporation, estate, business trust, receiver, or any other group or combination acting as a unit and the plural as well as the singular growth.

9. "Fiscal year" means a twelve month period beginning on July first and ending on the following June thirtieth.

SECTION 2. IMPOSITION OF TAX — PAYMENT OF TAX — COMPUTATION OF COAL PRICE.)

1. There is hereby imposed for the privilege of severing coal in North Dakota from the earth for sale or for industrial purposes a tax in the amount hereinafter provided. Such tax shall be in lieu of any tax imposed by law upon the sale or use of such coal in this state. Each coal mine owner or operator shall remit such tax for each calendar quarter year, within thirty days after the end of each quarter, to the state tax commissioner upon such reports and forms as the tax commissioner shall deem necessary.

2. The amount of tax imposed shall be a flat rate per ton of coal determined annually as follows: on the first Tuesday in June and each day thereafter as necessary the state board of equalization shall hold a public hearing at the state capitol at which any person interested may appear and present evidence relating to the statewide average contract price of a ton of coal, after which the state board shall, as soon as reasonably possible, determine the statewide average contract price of a ton of coal of two thousand pounds prevailing in this state on June first of that year. The rate of tax imposed for each ton of coal severed in the following fiscal year shall then be twenty-five percent of such statewide average contract price as so established by the board which the board shall certify to the state tax commissioner as the rate of tax for the next fiscal year. The tax rate per ton as certified by the board shall be rounded to the nearest tenth of a cent. The tax rate for any fiscal year, however, shall not be less than one dollar per ton.

3. For purposes of determining the statewide average contract price per ton of coal prevailing in the state on June first of any year the state board of equalization shall, if necessary, adjust the price of coal that is provided for in each contract so that the price represents as nearly as possible, the fair market value of the coal as defined in this Act. In any case where the coal before severance is owned, wholly or partly, by the person who will use it after severance in an energy conversion process or for any other purpose or where a person neglects or refuses to furnish to the state board any information required by it as provided in this section, the state board may determine a fair market value of such coal for use in establishing the statewide average contract price.

4. When adjusting contract sales prices to determine the fair market value of coal mined under a contract, the board may utilize the factors authorized by the federal Internal Revenue Code, 26 United States Code, section 613, or that provision as it may be labelled or amended, and the regulations thereunder, for determining gross income from mining property, or the board may utilize any other or additional criteria that are appropriate. Each coal mine owner or operator and each buyer and seller of coal shall, upon request made by the board at any time, furnish to the board copies of the contracts under which it is then buying or selling coal and any other information deemed necessary by the board for the performance of its duties. The board may also take into consideration the reports or other information filed by any coal mine owner or operator or any buyer or seller of coal with any other agency of government, federal, state or local which such agency is not prohibited by law from disclosing to the board.

5. In establishing the statewide average contract price per ton of coal as of June first of any year the state board shall take into account the fair market value of coal under contracts which provide for the production of more than twenty-five thousand tons of coal per year and shall use the

weighted arithmetic mean price of such coal, except that no contract for the production of that type of coal known as leonardité shall be taken into account for the purpose of this subsection.

6. The board's certification of the annual tax rate to the state tax commissioner shall be prima facie evidence of its correctness. The tax rate provided for in this section shall be applicable for all coal mined on or after July 1, 1977.

7. The state board of equalization is hereby authorized and empowered to prescribe and promulgate rules and regulations in accordance with the procedure provided in chapter 28-32 of the North Dakota Century Code that are necessary and advisable for the administration of its duties under this section.

8. An appeal from the determination of the annual tax rate by the state board may be taken to the district court of Burleigh county within thirty days after the certification of that tax rate by the state board to the state tax commissioner. The appeal shall be heard and determined de novo by the district court.

SECTION 3. WHEN TAX DUE — WHEN DELINQUENT.) The severance tax as provided in this Act shall be due within thirty days after the end of each quarter year period, and if not received by the thirtieth day shall become delinquent and shall be collected as herein provided. The tax commissioner, upon request and proper showing of the necessity therefor, may grant an extension of time, not to exceed fifteen days, for paying the tax, and when such request is granted, the tax shall not be delinquent until the extended period has expired. The tax commissioner shall require a report to be filed quarterly by each owner or operator of a coal mine, in such form as the tax commissioner may specify, to list a full description of the mine, the number of tons of coal severed, the amount of tax due and remitted, and any other information deemed necessary by the tax commissioner for the proper administration of this Act.

SECTION 4. POWERS OF STATE TAX COMMISSIONER.) The state tax commissioner shall have power to require any person engaged in the mining of coal, and the agent or employee of such person, or purchaser of such coal, or the owner of any royalty interest therein, to furnish any additional information deemed by him to be necessary for the purpose of correctly computing the amount of tax due, and to examine the books, records, and files of such person, and shall have power to conduct hearings and compel the attendance of witnesses, the production of books, records, and papers of any person, and full authority to make any investigation or hold any inquest deemed necessary to a full and complete disclosure of the true facts as to the amount of production from any coal mine or of any company or other producer thereof, and as to the rendition thereof for taxing purposes. In case of refusal by a person to comply with a requirement of the state tax commissioner to furnish information or to produce books, records or files for examination, the tax commissioner may invoke the aid of any court of competent jurisdiction and such court may issue an order requiring the person to appear before the tax commissioner and give evidence or produce books, records and files, as the case may be, and any failure to obey such order of the court may be punished by the court as contempt thereof.

SECTION 5. TAX COMMISSIONER TO COMPUTE TAX ON INCORRECT RETURNS.) The state tax commissioner shall have the power and authority to ascertain and determine whether or not any

report or remittance filed with him is correct, and if the owner or operator has made an untrue or incorrect report or remittance, the commissioner shall ascertain the correct amount of taxes due, and give immediate notice to the owner or operator filing the incorrect return or remittance. Any coal mine operator or owner receiving notice from the tax commissioner that he has filed an incorrect return or remittance shall remit the tax assessed by the commissioner within fifteen days of such notice. Any owner or operator aggrieved by a decision of the tax commissioner may make application in writing within fifteen days of notification for a hearing which shall be granted not later than fifteen days after receipt of the application. The tax commissioner may grant or reject, in whole or in part, the contentions of the owner or operator and upon conclusion of the hearings shall proceed to make a final determination of taxes due. Such taxes assessed by the commissioner shall become delinquent five days after the conclusion of the hearing, except in such cases where an owner or operator shall appeal such assessment to the district court of Burleigh county, in which case they shall become delinquent five days following final judicial determination.

SECTION 6. PENALTY ON DELINQUENCY — FAILURE TO FILE REPORTS.) Where the severance tax provided for in this Act shall become delinquent, the tax commissioner shall, as a penalty for such delinquency, add to the amount of severance taxes due five percent of the delinquent amount plus interest at the rate of one percent per month. If the quarterly report is not filed within thirty days after the end of any quarter year period and taxes due paid, the tax commissioner shall notify the delinquent owner or operator of such delinquency, and if such report and remittance are not filed within an additional fifteen days, the tax commissioner shall notify the public service commission, which shall forthwith suspend such owner's or operator's license or permit until such time as payment is received, or the issues settled to the satisfaction of the tax commissioner; provided that if the quarterly report and a claim that no tax due is filed with the tax commissioner within fifteen days after the notice from the tax commissioner, the tax commissioner shall then proceed in accordance with section 5 if he believes tax is due.

SECTION 7. LIEN FOR TAX.) The severance tax herein imposed shall, at all times, be and constitute a first and paramount lien on the coal mine owner's or operator's property, as the case may be, both real and personal. In all cases where such tax is not paid, it may be recovered at the suit of the state, upon relation of the state tax commissioner, in the district court of the county where any such property, assets, and effects are located.

SECTION 8. APPEAL FROM DECISION OF TAX COMMISSIONER.) Any person aggrieved because of any action or decision of the tax commissioner under the provisions of this Act may appeal therefrom to the district court of Burleigh county.

SECTION 9. RULES AND REGULATIONS — BOND.) The tax commissioner is hereby authorized and empowered to prescribe and promulgate all necessary rules and regulations for the purpose of making and filing of all reports required hereunder to be filed with him and otherwise necessary to the enforcement of the provisions of this Act, and may, at his option and discretion, require a sufficient bond from any coal mine operator or owner charged with the making and filing of report and the payment of the taxes herein imposed, and said bond shall run to the

state of North Dakota and shall be conditioned upon the making and filing of reports as required by law or regulation, and for the prompt payment, by the principal therein, of all taxes justly due the state by virtue of the provisions of this Act.

SECTION 10. DISPOSITION OF REVENUES.) All moneys collected by the tax commissioner pursuant to this Act shall be turned over by him as soon as practicable to the state treasurer for deposit in the state treasury to the credit of the coal development fund.

SECTION 11. ALLOCATION OF MONEYS IN COAL DEVELOPMENT FUND.)

1. Moneys deposited in the coal development fund that are from coal mined prior to January 1, 1984, shall be apportioned quarterly by the state treasurer as follows:

a. Thirty-five percent shall be credited to a special fund in the state treasury for distribution through grants by the coal development impact office to impacted cities, counties, school districts, and other taxing districts.

b. Fifteen percent shall be credited to a special fund in the state treasury to be held in trust to be administered by the board of university and school lands, which shall have full authority to invest such funds and may consult with the state investment board as provided by law. The income from such trust fund shall be deposited in a special account within the trust fund which shall be known as the "environmental protection research and alternative energy development fund", and income earned by such special account shall also be deposited in that account. Expenditures from such fund may be made, as the legislative assembly directs, for the following purposes:

(1) Research to identify and determine the extent of environmental problems related to coal development in North Dakota;

(2) Research to determine methods of alleviating such problems and for assistance in their alleviations; and

(3) Research and development of other energy sources that are viable alternatives to obtaining energy from fossil fuels and nuclear fission. Such trust fund, but not the income therefrom, shall be perpetual and held in trust as a replacement for depleted natural resources.

c. Fifteen percent shall be allocated to the coal-producing counties and shall be distributed among such counties in such proportion as the number of tons of coal severed in each county bears to the total number of tons of coal severed in the state during such quarterly period. Two-thirds of each such distribution to a county shall be allocated to the county coal development impact commission for the making of grants as provided in section 15 of this Act. One-third of each such distribution to a county shall be promptly distributed within a county as follows:

(1) Forty percent shall be credited to the county general fund and may be expended for county general fund purposes or may be, by resolution of the board of county commissioners, transferred to other county funds for expenditures authorized by law in such amounts as the board deems necessary.

(2) Thirty percent shall be distributed and credited to the general fund of the cities in the county on the basis of the per capita population of all of the incorporated cities situated within the county as determined by the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census.

(3) Thirty percent shall be distributed and credited to the school districts within the county on the basis of the average daily membership as certified to the county treasurer by the county superintendent of schools.

d. In addition to the amounts allocated pursuant to subdivision c of this subsection, ten percent shall be allocated to a special fund in the state treasury for distribution, as hereinafter provided, within those counties in which the coal was mined. Any county in which coal is mined or any city or school district in such county which upon application to the coal development impact office establishes to the satisfaction of that office, subject to the approval of the coal development impact commission, a need for funds that is in addition to those provided in subdivision c of this subsection shall receive such percent, but not exceeding a total of ten percent for the county and the cities and school districts therein, of the severance tax revenue from coal mined in that county during such period of time as the coal development impact office and the coal development impact commission shall approve. Any funds allocated pursuant to this subdivision but not distributed as herein provided within one year after their deposit in the coal development fund shall be allocated and credited to the special fund established by subdivision a of this subsection for distribution as provided in that subdivision.

e. Twenty-five percent shall be deposited in the state revenue sharing fund, which fund is hereby created in the state treasury and shall be administered as provided in section 18 of the Act.

2. Moneys deposited in the coal development fund that are from coal mined after December 31, 1983, shall be apportioned quarterly by the state treasurer as follows:

a. Twenty-five percent shall be credited to a special fund in the state treasury for distribution through grants by the coal development impact office to impacted cities, counties, school districts, and other taxing districts.

b. Thirty-five percent shall be credited to a special fund in the state treasury to be held in trust to be administered by the board of university and school lands, which shall have full authority to invest such funds and may consult with the state investment board as provided by law. The income from such trust fund shall be deposited in the special account established by subdivision b of subsection 1 of this section and expended and used as therein provided, or expended and used to alleviate other problems created by coal development as may be determined by the legislature. Such trust fund, but not the income therefrom, shall be perpetual and held in trust as a replacement for depleted natural resources.

c. Fifteen percent shall be allocated to the coal-producing counties and shall be distributed among such counties in such proportion as the number of tons of coal severed in each county bears to the total number of tons of coal severed in the state during such quarterly period. Two-thirds of each such distribution to a county shall be allocated to the county coal development impact commission for the making of grants as provided in section 15 of this Act. One-third of each such distribution to a county shall be promptly distributed within a county as follows:

(1) Forty percent shall be credited to the county general fund and may be expended for county general fund purposes or may be, by resolution of the board of county commissioners, transferred to other

county funds for expenditures authorized by law in such amounts as the board deems necessary.

(2) Thirty percent shall be distributed and credited to the general fund of the cities in the county on the basis of the per capita population of all of the incorporated cities situated within the county as determined by the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census.

(3) Thirty percent shall be distributed and credited to the school districts within the county on the basis of the average daily membership as certified to the county treasurer by the county superintendent of schools.

d. Twenty-five percent shall be deposited in the state revenue sharing fund, which fund is hereby created in the state treasury and shall be administered as provided in section 18 of this Act.

SECTION 12. COAL DEVELOPMENT IMPACT OFFICE — APPOINTMENT OF DIRECTOR.) There is hereby created in the office of the governor a coal development impact office. The director shall be appointed by and shall serve at the pleasure of the governor. The salary of the director shall be set by the governor within the limits of legislative appropriations. The director may employ such other persons as may be necessary and may fix their compensation within the appropriation made for such purpose.

SECTION 13. POWERS AND DUTIES OF COAL DEVELOPMENT IMPACT OFFICE.) The coal development impact office shall:

1. Develop a plan for the assistance, through financial grants for services and facilities, of counties, cities, school district, and other political subdivisions that demonstrate actual or anticipated extraordinary expenditures because of coal development.

2. Advise, study, recommend, and report to the governor and the legislative assembly on the impact to the state and the political subdivisions of the state resulting from coal development.

3. Establish procedures and provide proper forms to political subdivisions for use in making application for funds for impact assistance as provided in this Act.

4. Make grants to counties, cities, school districts, and other political subdivisions, subject to approval of the coal development impact commission, as provided in this Act. In determining the amount of impact grants for which political subdivisions are eligible, the amount of revenue to which such political subdivisions will be entitled from taxes upon the real property of coal development plants and from other taxes or fund distribution formulas provided by law shall be considered.

SECTION 14. COAL DEVELOPMENT IMPACT COMMISSION.) The coal development impact commission shall consist of five members. One member shall be the director of the coal development impact office and four members shall be appointed by the governor. Of the four appointees of the governor, one shall represent cities and shall be appointed from a list submitted by the North Dakota league of cities; one shall represent counties and shall be appointed from a list submitted by the North Dakota county commissioners association; one shall represent school districts and shall be appointed from a list submitted by the North Dakota school boards association; and one shall represent the citizenry at large. The director of the coal development impact office shall be the chairman of

the commission. The term for an appointed member shall be two years, but a member may be reappointed to the commission. It shall be the duty and responsibility of the commission to review and approve or disapprove, in whole or in part, the decisions on grants made by the coal development impact office. The appointed members of the commission shall receive the same compensation per day and shall be reimbursed for expenses in the same amounts as provided for in section 54-35-10 for members of the legislative council while attending meetings of the commission or otherwise engaged in the official business of the commission.

SECTION 15. COUNTY COAL DEVELOPMENT IMPACT COMMISSION — MEMBERSHIP — COMPENSATION — POWERS AND DUTIES.)

1. A coal development impact commission consisting of five members shall be created in each county in which coal is produced. The board of county commissioners shall select one of their members to serve on the commission, and the county commissioner so selected shall serve as chairman. The members of all school boards of public school districts maintaining a school in the county shall select one of their members and the governing bodies of all cities in the county shall select one of their members to serve on the commission. The three members of the commission so selected shall name the other two members, who shall be residents of the county. Each member shall serve a term of two years, shall serve until his successor is selected, and shall be eligible for reappointment. The county auditor shall serve as secretary and the county treasurer shall serve as treasurer of the commission, but such officials shall have no vote. The members of the commission who are not full-time employees of the county or another taxing district shall receive the same compensation per day as provided for in section 54-35-10 for members of the legislative council, and all members of the commission shall be reimbursed for expenses incurred in the amounts provided by law for state officers for attending meetings of the commission or otherwise attending to official business of the commission. Such compensation and expenses shall be paid out of funds allocated by section 11 of this Act to the county coal development impact commission.

2. Each county coal development impact commission shall meet within thirty days after funds are allocated to it pursuant to section 11 of this Act, and shall meet at such other times as called by the chairman. The commission shall exchange information and shall cooperate with the state coal development impact office. The commission shall establish procedures for political subdivisions to make application for impact grants and shall establish procedures for hearings on such applications. The commission shall make grants from funds allocated to it to the county and to cities, school districts, and other taxing districts within the county for actual or anticipated extraordinary expenditures caused by coal development and the growth incidental thereto. The commission shall report all grants approved to the state coal development impact office for the use of that office in determining eligibility for grants by that office. All disbursements from funds allocated to the county coal development impact commission, pursuant to section 11, including the administrative costs of the commission, shall be made by the county treasurer only upon order of the county auditor after approval of such disbursements by the commission.

SECTION 16. REFUND OF ERRONEOUSLY OR ILLEGALLY COLLECTED TAXES.) In the event that any tax, penalty or interest imposed by this Act shall have been erroneously or illegally collected from any person, the state tax commissioner shall present a voucher to the department of accounts and purchases for payment to that person of the amount erroneously or illegally collected.

SECTION 17. STATE REVENUE SHARING FUND — DISTRIBUTION FORMULA — OVERBURDEN FACTOR.) Moneys credited to the state revenue sharing fund created by section 11 of this Act shall be distributed to all eligible political subdivisions in the manner provided in this section. The state treasurer may require eligible political subdivisions to provide such information or copies of reports as may be necessary to administer state revenue sharing. A political subdivision receiving funds pursuant to the provisions of this section shall not use these funds for either unlawful or deficit spending purposes. The auditor for each political subdivision receiving funds pursuant to the provisions of this section shall file with the state treasurer a report on January first and July first of each year. This report shall contain an accounting of the expenditures for the previous six months of the funds distributed pursuant to this section. Moneys credited to the fund shall be distributed as follows:

1. Half of the amount credited to the fund pursuant to sections 11 and 18 shall be allocated in the following manner:

a. Each county shall share in the fund in the proportion that the population of each bears to the population of all based upon the last official federal census or upon a more recent census approved by the state treasurer.

2. The available remainder shall be allocated in the following manner:

a. Such money shall be allocated to all countywide areas so that each countywide area shall receive an amount which bears the same ratio to the amount to be allocated from the fund pursuant to this subsection as the real property tax revenues of all political subdivisions within the countywide area bears to the sum of such real property tax revenues in all countywide areas. For the purpose of this Act, "countywide area" shall be the geographical area of a county. The allocation to each countywide area shall consider the property tax revenues of all political subdivisions within the countywide area and shall include the real property tax revenues of the county government.

b. The county government and all cities within the countywide area shall be allocated that portion of the amount allocated to the countywide area pursuant to subdivision a which bears the same ratio to such amount as each such eligible unit's real property tax revenues bear to the sum of the real property tax revenues of the county and of all cities or portions thereof within that countywide area.

3. If any city has established a park district pursuant to chapter 40-49, such city's share of revenue sharing funds shall be divided between the city and the park district in proportion to their total respective mill levies. If the city has established a public library pursuant to chapter 40-38, or is sharing in the operation of a consolidated library service pursuant to chapter 54-40, the city shall divide its remaining allocation, after division with any park district pursuant to this subsection, between itself and the library board in proportion to their total respective mill levies.

4. If any county has townships established pursuant to chapter 58-02, such county's allocation of revenue sharing funds shall be divided bet-

ween the county and such townships. Such townships shall receive a total of ten percent of the allocations made to such county which shall be distributed to each township in the proportion that the population of each township within the countywide area bears to the population of all townships within the countywide area. If the countywide area is not fully organized into townships, the allocation to townships shall be divided between the county government and the townships within the countywide area in the proportion that the population of the township bears to the population of the countywide area, less the population of all cities within the countywide area. The allocation of the township's share shall be distributed among the townships within the countywide area in the manner otherwise provided by this subsection. The remainder shall be allocated to the county government and shall thereafter be considered a part of the initial allocation to the county government.

5. Notwithstanding subsections 1 and 2 of this section, no county shall receive an allocation which is less than fifty percent of the total allocation, pursuant to subsections 1 and 2 of this section, to the countywide area in which the county is located.

6. On September 30, 1977, March 31, 1978, September 30, 1978, and March 31, 1979, the state treasurer shall allocate and transfer such funds to eligible political subdivisions in the manner provided by this section. Eligible political subdivisions may receive and expend payments made pursuant to this Act and such payments shall be considered an appropriation in the budget of the political subdivision, which, upon the order of the governing body, may be disbursed in the manner other disbursements are made. The state revenue sharing moneys so received shall be considered a part of the local tax effort of each eligible political subdivision receiving such funds.

SECTION 18. APPROPRIATION.) There is hereby appropriated out of the general fund in the state treasury from moneys not otherwise appropriated, the sum of \$3,500,000.00, or so much thereof as may be necessary, to the state revenue sharing fund, one-fourth of which shall be available for distribution from the state revenue sharing fund on each of the following dates: September 30, 1977, March 31, 1978, September 30, 1978, March 31, 1979.

SECTION 19. PENALTY.) Any person intentionally violating any of the provisions of this Act is guilty of a class A misdemeanor.

SECTION 20. SAVINGS CLAUSE.) If any section, subsection, subdivision, sentence or clause of this Act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Act.'

And when so amended, recommends the same do pass. And be referred to the Committee on Appropriations.

REP. GACKLE, Chairman

Senate Bill No. 2551 was placed on the 6th order of business on the calendar for the succeeding legislative day.

MOTION

Rep. Backes moved that the rules be suspended, and that the Sixth Order of Business be considered at this time, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Gackle moved that the amendments to Senate Bill No. 2551 as recommended by the Committee on Finance and Taxation be adopted, which motion prevailed on a verification vote.

Rep. Backes moved that the rules be suspended, and that Senate Bill No. 2551, as amended, be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2551. A Bill for an Act to provide for a severance tax for the privilege of severing coal from the earth; to provide procedures for the imposition, collection, and administration of such tax; to provide for the deposit of the proceeds of such tax in the state treasury and for the allocation thereof to the state and its political subdivisions; to provide for a coal development impact office in the office of the governor; to provide for a state coal development impact commission and a county coal development impact commission to approve or disapprove impact grants; and to provide an appropriation for revenue sharing.

Which has been read. **ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 52; nays, 48; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OILSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENTZ		
• CONMY			• LARDY			• O'SHEA			• WINGE		
• CRABTREE			• LARSON, B. #12			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, G. #29			• POWERS					
• DUBORD			• LAUGHLIN			• RAO			• MR SPEAKER		
• EAGLES			• LEE			• REED					
• ERICKSON			• LIPSIEA			• RICHARD					
• FLEMING			• LOKKEN			• RICHIE					
• GACKLE			• LUNDENE			• RIEHL					
• GENGLER			• MAIXNER			• ROCHELEAU					
• GERL			• MARSDEN			• RUF					
• GRÖNNBERG			• MARTIN, C. #38			• RUSSELL					
• GUNDERSON			• MARTINSON			• RYLAND					
• GÜNSCH			• McCAFFREY			• SCHINDLER					
• HAUGLAND			• MERTENS			• SCHUETT					
• HAUSAUER, A. #49			• METZ			• SCOFIELD					
• HAUSAUER, L. #25			• METZGER			• SOLBERG					
• HERMAN			• MEYER			• STENEHJEM					
• HERSLIP						• STRINDEN					
• HICKLE						• SWONTEK					
• HILL						• THORSGARD					
• HORGAN						• TIMM					
• JACOBSON											

So the bill passed and the title was agreed to.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following conference committee:

House Bill No. 1049:

Rep. Winkjer Rep. Conmy Rep. Meiers

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1049

And the Speaker appointed as a new conference committee:

Rep. Winkjer Rep. Conmy Rep. Meiers

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

WEDNESDAY, APRIL 6, 1977

1909

Senate Concurrent Resolution No. 4091

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. 2551

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the House stand recessed, until 8:00 a.m., Thursday, April 7, 1977, which motion prevailed.

ROY GILBREATH, Chief Clerk



SIXTY-FIFTH DAY AFTER RECESS AND SIXTY-SIXTH DAY

Bismarck, April 7, 1977

The House reconvened at 8:00 a.m., pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to advise you that the Senate will adjourn at 12:00 o'clock noon on April 7, 1977, until 10:00 o'clock A.M., June 20, 1977.

LEO LEIDHOLM, Secretary

Rep. Backes moved that the House stand recessed until 9:00 a.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House stand adjourned until 10:00 a.m., which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTY-SIXTH DAY

Bismarck, April 7, 1977

The House convened at 10:00 a.m., with Speaker Solberg presiding.

The prayer was offered by Rep. Alice Olson.

The roll was called, and all members were present except Reps. Conmy, Crabtree, Lipsiea, Meiers, Metzger, Richter and Winkjer.

A quorum was declared by the Speaker.

Rep. Strinden moved that the House send the following message to the Senate:

"Mr. President:

"The House of Representatives respectfully requests that the Senate delay its adjournment. It is the strong wish of the House of Representatives to complete its work and be able to adjourn sine die today, Thursday, April 7th. We respectfully request the Senate to delay adjournment until the House and Senate have made a concerted effort to finish our work."

Which motion prevailed.

Rep. Backes moved that the House stand recessed until 11:30 a.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

Mr. President: The House of Representatives respectfully requests that the Senate delay its adjournment. It is the strong wish of the House of

Representatives to complete its work and be able to adjourn sine die today, Thursday, April 7th. We respectfully request the Senate to delay adjournment until the House and Senate have made a concerted effort to finish our work.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee on:

House Bill No. 1049:

Senator Freed

Senator Sands

Senator Lashkowitz

LEO LEIDHOLM, Secretary

Rep. Backes moved that the House stand in recess until 1:00 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1049 has had the same under consideration and recommends:

That the Senate recede from its amendments and that engrossed House Bill No. 1049 be amended as follows:

On page 1, line 2 of the engrossed bill, after "16.1-07" insert "16.1-08,"
On page 2, line 8, after "16-20-04," insert "16-20-05," and after "16-20-07," insert the following: "16-20-08, 16-20-09, 16-20-10,"

On page 2, line 9 after "16-20-18," insert "16-20-22,"

On page 2, line 13 delete the word "and" and after "16-20-19" insert "and 16-20-24"

On page 3, line 17 delete the word "challenge" and insert in lieu thereof the word "election"

On page 6, line 5 after the period delete the remainder of the line

On page 6, delete lines 6 and 7

On page 6, line 8 delete the following: "and shall remain open continuously until nine p.m."

On page 19, line 6 after the word "electors" insert a period and delete the remainder of the line and insert in lieu thereof the following: "It shall be the duty of both election judges together to give any assistance requested by electors in marking ballots or operating voting machines. It shall be the duty of the election officers to instruct voters on how to open and close voting machines and how to move the levers to cast and change votes."

On page 19, delete lines 7 through 9

On page 19, line 10 delete the following: "change their vote."

On page 23 of the engrossed bill, delete lines 5 through 33 and insert in lieu thereof the following new section:

"16.1-06-05. FORM OF GENERAL ELECTION BALLOT.) The official ballots provided for partisan election at general elections in precincts in which voting machines are not used shall be prepared as follows:

1. The ballots shall be of sufficient width to contain all of the political party tickets to be voted for, under the appropriate party designation for each.

2. On the left-hand side of such ballot shall be a column designating the

office to be voted for, and on the same line, in the column under the appropriate party designation of each, all of the names of the candidates duly nominated for that office shall be printed.

3. The names of candidates under headings designating each official position shall be alternated in the printing of the official ballot in the same manner as is provided for the primary election ballot.

4. The names of all persons nominated by petition shall be placed in one column under the designation "independent nominations" in the lines respectively specifying the offices for which they are nominated.

5. The size of types shall be specified by the secretary of state.

In precincts in which voting machines are used, the list of offices and candidates and the statements of measures and questions to be submitted to the voters shall be arranged in a manner and form approximating the requirements of this section."

On page 24 of the engrossed bill, delete lines 12 through 28 and insert in lieu thereof the following new section:

16.1-06-07. ARRANGEMENT OF NAMES ON BALLOT — PRESIDENTIAL ELECTORS.) The ballot provided for in section 16.1-06-05 shall be arranged as follows: The names of the candidates of the party casting the highest number of votes in the state for members of Congress at the last preceding general election shall be arranged in the first or left-hand column of such ballot; of the party casting the next highest number of votes in the second column; of the party casting the next highest number of votes in the third column; and of such other party as the secretary of state may direct in the fourth and successive columns. In presidential election years the names of presidential electors presented in one certificate of nomination, shall be arranged in a group enclosed in brackets to the right and opposite the center of which shall be printed in bold type the surname of the presidential candidate represented. To the right and in a line with such surname, near the margin, shall be placed a single square, and a mark within such square shall be designated a vote for all the electors, and such group shall be placed at the head of the column under the party designated or represented in such certificate."

On page 33, line 29 after the period delete the word "The"

On page 33, delete lines 30 through 35

On page 34, delete lines 1 through 3

On page 34, line 4 after the word "understand" delete the remainder of the line

On page 34, delete line 5

On page 34, line 6 delete the words "application is unreasonable under the law, and"

On page 34, line 7 delete the words and comma ", punishable by imprisonment for up to"

On page 34, delete line 8

On page 34, line 11 delete the blank line and insert in lieu thereof the words and period "at least thirty days."

On page 34, line 12 delete the following: "(years/months/days)"

On page 34 delete lines 14 and 15

On page 38 after line 31, add the following new section:

"SECTION 6.) Chapter 16.1-08 of the North Dakota Century Code is hereby created and enacted to read as follows:

16.1-08-01. DEFINITIONS.) As used in this chapter, unless the context otherwise plainly requires:

1. "Association" means any club, association, union, brotherhood, fraternity, organization, or group of any kind of two or more persons, including, but not limited to, labor unions, trade associations, professional associations, or governmental associations, which is united for any purpose, business, or object and which assesses any dues, membership fees, or license fees in any amount, or which maintains a treasury fund in any amount. Association shall not include corporations, cooperative corporations, political committees, or political parties.

2. "Candidate" means a person whose name is presented for nomination to public office at any primary election or convention, whether the person is actually nominated or not; a person whose name is printed as a candidate on an official ballot used at any election; or a person who seeks election through write-in votes.

3. "Contribution" means a gift, subscription, loan, advance, or deposit of money, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in furtherance of or to defeat any constitutional amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Contribution also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make a contribution for any of the above purposes, and includes funds received by a political committee which are transferred to that committee from another political committee or other source.

4. "Expenditure" means a purchase, payment, distribution, loan, advance, deposit, or gift of money, except a loan of money from a bank or other lending institution made in the regular course of business, made for the purpose of influencing the nomination for election, or election, of any person to office, or in the furtherance of or to defeat any constitutional amendment, initiated measure, referred measure, or other question submitted to the electors of the state or political subdivision. Expenditure also means a contract, promise, or agreement, express or implied, whether or not legally enforceable, to make any expenditure and includes the transfer of funds by a political committee to another political committee.

5. "Person" means an individual, partnership, committee, association, corporation, cooperative corporation, or other organization or group of persons.

6. "Political committee" means any committee, club, association, or other group of persons which receives contributions or makes expenditures for political purposes.

7. "Political party" means any association, committee, or organization which nominates a candidate for election to any office which may be filled by a vote of the electors of this state or any of its political subdivisions and whose name appears on the election ballot as the candidate of such association, committee, or organization.

8. "Political purpose" or "political purposes" means any activity undertaken in support of or in opposition to the election or nomination of a candidate, or in support of or in opposition to the adoption of any question or measure submitted to the electors of the state or political subdivision, whether the activity is undertaken by a candidate, a political committee, a political party, or any person.

16.1-08-02. CAMPAIGN CONTRIBUTIONS BY CORPORATIONS OR

COOPERATIVE CORPORATIONS PROHIBITED.) No corporation or cooperative corporation doing business in this state, directly or indirectly, shall pay, use, offer, consent, or agree to pay or use, any money, property, or any thing of value for any of the following:

1. To aid any political party, committee, or organization.
2. To aid any corporation or association organized or maintained for political purposes.
3. To aid any candidate for political office or for nomination for such office.
4. For any political purpose or the reimbursement or indemnification of any person for money or property so used.
5. For the influencing of legislation of any kind, except in accordance with chapter 54-05.

If an officer, employee, agent, attorney, or other representative of a corporation or cooperative corporation makes any payments prohibited by this section out of corporate funds or otherwise violates the provisions of this section, it shall be prima facie evidence of a violation by such corporation or cooperative corporation. No person shall solicit or receive such payment or other thing of value from any corporation.

16.1-08-03. PENALTY FOR CORPORATION OR OFFICER THEREOF CONTRIBUTING FOR POLITICAL PURPOSES.)

1. It shall be a class A misdemeanor for an officer, director, stockholder, attorney, agent, or representative of any corporation or association to violate any of the provisions of section 16.1-08-02, or to counsel or consent to any such violation. Any person who solicits or knowingly receives any money or property in violation of the provisions of section 16.1-08-02 shall be guilty of a class A misdemeanor.

2. Any officer, director, stockholder, attorney, agent, or representative who makes, counsels, or consents to, the making of a contribution in violation of section 16.1-08-02 shall be liable to the company, corporation, or association for the amount so contributed.

16.1-08-04. PERSON NOT EXCUSED FROM TESTIFYING AS TO VIOLATION — PROSECUTION OR PENALTY WAIVED UPON TESTIFYING.) No person shall be excused from attending and testifying or producing any books, papers, or other documents before any court upon any investigation, proceeding, or trial for a violation of any of the provisions of this chapter, upon the ground that the testimony or evidence, documentary or otherwise, required of him may tend to incriminate or degrade him. No person shall be prosecuted nor subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he may testify or produce evidence, documentary or otherwise, and no testimony so given or produced shall be used against him in any criminal investigation or proceeding."

On page 55, after line 30 insert the following new sentence: "Sample ballots with inverted columns must be printed twice in each issue of the newspaper and in such manner as to assure that the column of each political party shall be displayed once in each issue in an upright position."

On page 110, line 27 after "16-20-04," insert "16-20-05," and after "16-20-07," insert the following: "16-20-08, 16-20-09, 16-20-10,"

On page 110, line 28 after "16-20-18," insert "16-20-22,"

On page 110, line 32 delete the word "and" and after "16-20-19" insert "and 16-20-24"

And renumber the lines, pages, and sections accordingly.

For the Senate

Senator Freed

Senator Lashkowitz (refused to sign)

Senator Sands

For the House

Rep. Winkjer

Rep. Conmy

Rep. Meiers (refused to sign)

Rep. Winkjer moved that the report be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Conmy: 'Mr. Speaker, Ladies and Gentlemen of the Assembly:

"For the purpose of clarification of the legislative intent of the amendments, it is the intent of the Conference Committee that any of the amendments made to or deleted from that which we have referred to as the contributions section, makes no substantive change in the present North Dakota Law relating to political contributions.

"We feel this statement of intent is warranted because we felt with the Council drafting the bill, including some old language and some new language, we felt it best to supplement this assurance with a statement in the Journal as to legislative intent."

MOTIONS

Rep. Backes 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.

Rep. Strinden requested a call of the house, which request was granted.

Rep. Strinden moved that the House dispense with the call of the house, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1049. A Bill for an Act to create and enact chapter 16.1-01, 16.1-04, 16.1-05, 16.1-06, 16.1-07, 16.1-08, 16.1-09, 16.1-10, 16.1-12, 16.1-13, 16.1-15, and 16.1-16, and sections 16.1-11-03, 16.1-11-04, 16.1-11-05, 16.1-11-06, 16.1-11-07, 16.1-11-08, 16.1-11-09, 16.1-11-10, 16.1-11-11, 16.1-11-12, 16.1-11-13, 16.1-11-14, 16.1-11-15, 16.1-11-16, 16.1-11-17, 16.1-11-19, 16.1-11-20, 16.1-11-21, 16.1-11-22, 16.1-11-23, 16.1-11-24, 16.1-11-26, 16.1-11-27, 16.1-11-28, 16.1-11-29, 16.1-11-30, 16.1-11-31, 16.1-11-32, 16.1-11-33, 16.1-11-34, 16.1-14-01, 16.1-14-02, 16.1-14-03, 16.1-14-04, 16.1-14-05, 16.1-14-06, 16.1-14-07, 16.1-14-08, 16.1-14-09, 16.1-14-10, 16.1-14-11, 16.1-14-12, 16.1-14-13, 16.1-14-14, 16.1-14-15, 16.1-14-16, and 16.1-14-17 of the North Dakota Century Code, relating to a new election code establishing qualifications for electors, initiative and referendum procedures, election offenses, the administration of elections, the establishment of voting precincts, the qualifications and duties of election officers, election supplies, ballots and voting machines, absent voters' ballots, the disclosure of financial interests, corrupt practices, primary elections, nominations at the general election, the conduct of elections, presidential electors, election returns, recounts, and contests; and to repeal chapters 16-01, 16-03, 16-05, 16-06, 16-07, 16-08, 16-09, 16-10, 16-11, 16-12, 16-13, 16-14, 16-15, 16-18, 16-21, and 16-22, and sections 16-04-02.1, 16-04-03, 16-04-05, 16-04-06, 16-04-07, 16-04-08, 16-04-09, 16-04-10, 16-04-12, subsections 2, 3, and 4 of section 16-04-13, sections 16-04-15.2, 16-04-18, 16-04-19,

16-04-20, 16-04-25, 16-04-26, 16-04-27, 16-04-28, 16-04-29, 16-04-30, 16-04-31, 16-04-32, 16-04-33, 16-04-34, 16-04-35, 16-04-36, 16-16-01, 16-16-02, 16-16-03, 16-16-04, 16-16-05, 16-16-06, 16-16-07, 16-16-08, 16-16-09, 16-16-10, 16-16-11, 16-16-12, 16-16-13, 16-16-14, 16-16-15, 16-16-16, 16-20-04, 16-20-05, 16-20-07, 16-20-08, 16-20-09, 16-20-10, 16-20-12, 16-20-15, 16-20-16, 16-20-17, 16-20-18, 16-20-22, and 16-20-23 of the North Dakota Century Code, and sections 16-04-02, 16-04-04, subsection 1 of section 16-04-13, sections 16-04-16, 16-04-17, 16-04-21, 16-16-03.1, 16-20-01, 16-20-01.1, 16-20-06, 16-20-17.1, 16-20-17.2, 16-20-17.3, 16-20-19 and 16-20-24 of the 1975 Supplement to the North Dakota Century Code, relating to general election provisions, individual nominations, primary elections, nominations for office, general and special elections, the no-party ballot, the establishment of precincts and voting places, election officers and supplies, the conduct of elections, returns and contests of elections, voting by new residents, absent voters' ballots, corrupt practices, voting machines, and the disclosure of financial interests.
Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 51; nays, 48; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON			JOHNSON			MILLER			TINJUM		
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ		•
CONAMY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKJER		•
DOTZENROD		•	LARSON, B #12		•	POWERS		•			
DUBORD		•	LARSON, G #29		•	RAU		•			
EAGLES		•	LAUGHLIN		•	REED		•	MR. SPEAKER		•
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE		•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRONNEBERG		•	MARSDEN		•	RUED		•			
GUNDERSON		•	MARTIN, C #38		•	RUSSELL		•			
GUNSCH		•	MARTIN, G #43		•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A #49		•	MATCHIE		•	SCHUETT		•			
HAUSAUER, L #25		•	McCAFFREY		•	SCOFIELD		•			
HERMAN		•	McGAUVRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENERJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1262 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1262 be further amended as follows:

In the Senate amendment in Section 1, subsection 1 preceding the words "cents per ton of two thousand pounds; and" delete "Sixty-five" and insert in lieu thereof "Seventy"

For the Senate
Senator Goodman

Senator Jacobson
 Senator Barth (refused to sign)

For the House

Rep. Gackle
 Rep. A. Hausauer
 Rep. Backes (refused to sign)

Rep. Gackle moved that the report be adopted.

Rep. Backes requested a call of the House, which request was granted.

Rep. Backes moved that the House dispense with the call of the House, which motion prevailed.

Rep. Backes moved that the House stand recessed for ten minutes, which motion prevailed.

House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

The question then was on the motion of Rep. Gackle to adopt the Conference Committee Report on House Bill No. 1262, which motion prevailed on a verification vote.

MOTIONS

Rep. Backes moved that the rules be suspended, and the amendments to House Bill No. 1262, as amended in Conference Committee, be adopted, and that House Bill No. 1262 be deemed properly engrossed and placed on second reading and final passage.

Rep. Strinden moved a substitute motion that the House reconsider its action by which it adopted the Conference Committee Report on House Bill No. 1262.

Rep. Strinden requested a recorded roll call vote, which request was granted.

The question was on the substitute motion of Rep. Strinden.

ROLL CALL

The roll was called and there were ayes, 52; nays, 48; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL-CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	JOHNSON			MILLER		•	TINJUM		•
		•	KELLY		•	MUND		•	TWETEN		•
		•	KERMOTT		•	MURPHY		•	UNHJEM		•
		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
		•	KUCHERA		•	OPDAHL		•	WEBER		•
		•	LANG		•	O'SHEA		•	WENTZ		•
		•	LANGLEY		•	PETERSON		•	WINGE		•
		•	LARDY		•	POWERS		•	WINKJER		•
		•	LARSON, B #12		•	RAU		•	MR SPEAKER		•
		•	LARSON, G #29		•	REED		•			
		•	LAUGHLIN		•	RICHARD		•			
		•	LEE		•	RICHIE		•			
		•	LIPSIEA		•	RICHTER		•			
		•	LOKKEN		•	RIEHL		•			
		•	LUNDENE		•	ROCHELEAU		•			
		•	MAIXNER		•	RUED		•			
		•	MARSDEN		•	RUSSELL		•			
		•	MARTIN, C #38		•	RYLANCE		•			
		•	MARTIN, G #43		•	SCHINDLER		•			
		•	MARTINSON		•	SCHUETT		•			
		•	MATCHIE		•	SCOFIELD		•			
		•	MCCAFFREY		•	SOLBERG		•			
		•	MCGAVVRAN		•	STENHJEM		•			
		•	MERTENS		•	STRINDEN		•			
		•	METZ		•	SWIONTEK		•			
		•	MEIZGER		•	THORSgard		•			
		•	MEYER		•	TIMM		•			

The motion prevailed.

Rep. Strinden moved that the House not adopt the Conference Committee Report on House Bill No. 1262, 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 Solberg appointed the following conference committee:

House Bill No. 1262:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

MESSAGES FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2005

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2013

Senate Bill No. 2063

Senate Bill No. 2111

Senate Bill No. 2199

Senate Bill No. 2234

Senate Bill No. 2240

Senate Bill No. 2294

Senate Bill No. 2327

Senate Bill No. 2338

Senate Bill No. 2369

Senate Bill No. 2388

Senate Bill No. 2415

Senate Bill No. 2428

Senate Bill No. 2439

Senate Bill No. 2495

Senate Bill No. 2513

Senate Bill No. 2517

Senate Concurrent Resolution No. 4040

Which the President has signed and your signature is respectfully requested:

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1405

House Bill No. 1412

House Bill No. 1446

House Bill No. 1455

House Bill No. 1470

House Bill No. 1475

House Resolution No. 7

House Resolution No. 8

House Concurrent Resolution No. 3059

And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy 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. 1012
 House Bill No. 1056
 House Bill No. 1163
 House Bill No. 1240
 House Bill No. 1264
 House Bill No. 1284
 House Bill No. 1361
 House Bill No. 1383
 House Bill No. 1423
 House Bill No. 1441
 House Bill No. 1532
 House Bill No. 1583
 House Bill No. 1597
 House Concurrent Resolution No. 3039
 And find the same correctly Engrossed and Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conny moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Backes moved that the House stand recessed until 3:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1262
 And the Speaker appointed as a new conference committee:
 Rep. Gackle
 Rep. A. Hausauer
 Rep. Backes

ROY GILBREATH, Chief Clerk

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

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1012
 House Bill No. 1056
 House Bill No. 1163
 House Bill No. 1240
 House Bill No. 1264
 House Bill No. 1284
 House Bill No. 1361
 House Bill No. 1383
 House Bill No. 1405
 House Bill No. 1412
 House Bill No. 1423
 House Bill No. 1441
 House Bill No. 1446

House Bill No. 1455
House Bill No. 1470
House Bill No. 1475
House Bill No. 1532
House Bill No. 1583
House Bill No. 1597
House Resolution No. 7
House Resolution No. 8
House Concurrent Resolution No. 3039
House Concurrent Resolution No. 3059

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. 1056
House Bill No. 1163
House Bill No. 1240
House Bill No. 1264
House Bill No. 1284
House Bill No. 1361
House Bill No. 1383
House Bill No. 1405
House Bill No. 1412
House Bill No. 1423
House Bill No. 1441
House Bill No. 1446
House Bill No. 1455
House Bill No. 1470
House Bill No. 1475
House Bill No. 1532
House Bill No. 1583
House Bill No. 1597
House Concurrent Resolution No. 3039
House Concurrent Resolution No. 3059

Which the Speaker has signed and your signature is respectfully requested.

RÓY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 7
House Resolution No. 8

Were delivered to the Secretary of State at the hour of 3:25 o'clock P.M., April 7, 1977.

REP. L. HAUSAUER, Chairman

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2013
Senate Bill No. 2063
Senate Bill No. 2111
Senate Bill No. 2199

Senate Bill No. 2234
 Senate Bill No. 2240
 Senate Bill No. 2294
 Senate Bill No. 2327
 Senate Bill No. 2338
 Senate Bill No. 2369
 Senate Bill No. 2388
 Senate Bill No. 2415
 Senate Bill No. 2428
 Senate Bill No. 2439
 Senate Bill No. 2495
 Senate Bill No. 2513
 Senate Bill No. 2517
 Senate Concurrent Resolution No. 4040

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. 2013
 Senate Bill No. 2063
 Senate Bill No. 2111
 Senate Bill No. 2199
 Senate Bill No. 2234
 Senate Bill No. 2240
 Senate Bill No. 2294
 Senate Bill No. 2327
 Senate Bill No. 2338
 Senate Bill No. 2369
 Senate Bill No. 2388
 Senate Bill No. 2415
 Senate Bill No. 2428
 Senate Bill No. 2439
 Senate Bill No. 2495
 Senate Bill No. 2513
 Senate Bill No. 2517
 Senate Concurrent Resolution No. 4040
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixty-fifth day and recommends that the same be corrected as follows:

On page 1883, line 34, delete the numeral "5" and insert in lieu thereof the numeral "8"

On page 1909, delete lines 9 and 10

On page 1909, line 11, delete the word "adjourned" and insert in lieu thereof the word "recessed"

And when so corrected recommends that the same be approved.

REP. TINJUM, Chairman

Rep. Stenejem moved that the report be adopted, which motion prevailed.

THURSDAY, APRIL 7, 1977

1923

MESSAGES FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee on:

House Bill No. 1262:
Senator Goodman
Senator Jacobson
Senator Barth

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

House Bill No. 1049

LEO LEIDHOLM, Secretary

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

April 7, 1977

The Honorable Oscar Solberg
Speaker of the House
House Chambers
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This letter is to inform you that on April 6, 1977, I signed the following House Bills:

House Bill No. 1008
House Bill No. 1011
House Bill No. 1045
House Bill No. 1096
House Bill No. 1175
House Bill No. 1181
House Bill No. 1223
House Bill No. 1259
House Bill No. 1291
House Bill No. 1299
House Bill No. 1310
House Bill No. 1346
House Bill No. 1372
House Bill No. 1393
House Bill No. 1420
House Bill No. 1484
House Bill No. 1503
House Bill No. 1520
House Bill No. 1523
House Bill No. 1536
House Bill No. 1542

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

April 7, 1977

The Honorable Oscar Solberg

— EAGLES	•	LAUGHLIN	•	• REED
— ERICKSON	•	LEE	•	• RICHARD
— FLEMING	•	LIPSIEA	•	• RICHIE
— GACKLE	•	• LOKKEN	•	• RICHTER
— GENGLER	•	LUNDENE	•	• RIEHL
• GERL	•	• MAIXNER	•	• ROCHELEAU
— GRONNEBERG	•	MARSDEN	•	• RUED
— GUNDERSON	•	MARTIN, C. #38	•	• RUSSELL
— GUNSCHE	•	MARTIN, G. #43	•	• RYLANCE
— HAUGLAND	•	• MARTINSON	•	• SCHINDLER
— HAUSAUER, A. #49	•	MATCHIE	•	• SCHUETT
• HAUSAUER, L. #25	•	• McCAFFREY	•	• SCOFIELD
— HERMAN	•	McGAUVRAN	•	• SOLBERG
— HERSLIP	•	• MEIERS	•	• STENEHJEM
• HICKLE	•	• MERTENS	•	• STRINDEN
— HILL	•	• METZ	•	• SWIONTER
— HORGAN	•	• METZGER	•	• THORSGARD
— JACOBSON	•	• MEYER	•	• TIMM

So the bill failed to pass over the Governor's veto.

MOTIONS

Rep. Olson moved that the Assembly go into a special order of business, and that Rep. Kermott be appointed to preside, which motion prevailed.

Rep. Olson moved that a committee of two be appointed to escort Rep. Kermott to the rostrum, which motion prevailed.

Speaker Solberg appointed Reps. Reed and Beauclair, who then escorted Rep. Kermott to the podium to preside.

Rep. Meiers was recognized, and she addressed the Assembly.

Rep. Meiers: "Madam Chairperson, Members of the Assembly:

"It is really a pleasure and a privilege to be chosen to honor a fellow legislator — one of the nicest 'fellow legislators' in this Assembly — the Republican Assistant Floor Leader, Bill Kretschmar.

"Rep. William Kretschmar has lived in the Venturia area his entire lifetime, and is presently practicing law with his cousin at Ashley, North Dakota. 'Bill' is an outdoorsman, an avid hunter, and an authority on birds. He has always been known as a 'nature lover' and we would hope that his association with the 'lovely ladies of the House' has convinced him that he might also incline his attentions elsewhere. We would advise him not to pass temptation lightly by; it may never come again.

"Seriously though, we respect Rep. Kretschmar for his many talents. He is an expert on Constitutional Law — he has served effectively as Vice Chairman of the House Judiciary Committee, and as Assistant Floor Leader. Further, he is a knowledgeable legislator upon whom many of his colleagues rely for help and advice.

"I wish to present this gift to Rep. William Kretschmar on behalf of each member of this Assembly who consider him not only a good friend, but also an esteemed and honorable man.

"Thank you for a job well done and God Bless."

Rep. Kretschmar: "Madam Chairman, Members of the Assembly:

"It was indeed a privilege and honor for me to serve as Assistant Republican Floor Leader this session. I have learned a lot of things and have gotten to know a lot of you in the session. I have enjoyed this session serving with you with its joys and frustrations, and I would hope all of us would be back here in 1979 to do even a better job for the State of North Dakota — maybe there could be one more on one side or the other — but even if we are fifty-fifty, I think we could get along.

"Thank you very much."

Rep. Herman was recognized, and she briefly addressed the Assembly.

Rep. Herman: "Rep. Kermott, Members of the Assembly:

"Rep. Mushik, will you please come to the rostrum.

"You have very ably served as Assistant Floor Leader. You are always

well prepared, cheerful, kind and sensitive to the needs of others. A job well done, in a leadership position, is an accomplishment for a man or a woman.

"May happiness and sunshine always be with you. Please accept this gift with our sincere thanks."

Rep. Mushik: "Madam Chairman, Rep. Herman, Ladies and Gentlemen:

"I want you to know that 'kind and cheerful' part had Jim Gerl almost falling off his chair.

"I want to thank you for the opportunity of serving with you this session, and to have served as Assistant Floor Leader. I have enjoyed it. I trembled a little bit when Dick went to the hospital, and I was really happy to see him come back.

"It has been a great pleasure to serve with each one of you, and the best thing for me is to know whether or not I come back, this body is going to be here to serve North Dakota for many years.

"Thank you for this gift also."

Rep. Powers was recognized and she briefly addressed the Assembly.

Rep. Powers: "Rep. Kermott, Members of the Assembly:

"I have been given the opportunity to recognize Rep. Strinden today.

"We all know that he is a very capable person. He is so very capable. He always has everything under control, including the members of his party — most of the time.

"During the last session, he was called the 'majority' floor leader. This session, he is known as the 'every-other-week' floor leader.

"We all know Rep. Strinden so well. It is hard for me to say much more about him.

"Because this is the 'Hearts and Flowers' day, I want you know, Rep. Strinden, that we all appreciate you — each of us in our own way.

"At this time, I want to present this gift to you from this 45th Legislative Assembly.

"Now, this gift is for you, and you alone, so please do not message it over to the Senate."

Rep. Strinden: "Madam Chairman:

"Thank you very much, Rep. Powers. Mr. Speaker, the Dean of the House, Rep. Haugland, Rep. Kermott, this is almost small enough for I could get it under my coat and take it over to the Senate. That is the secret of how I get those messages over there.

"Members of the 45th Legislative Assembly House of Representatives, this has been an unusual session. For the second time in the history of this great state, the House of Representatives has had a fifty-fifty split. I am sure it will not happen again for many, many years. This has been a rather historical session for all of us.

"Many times when I come up here late at night and the Chamber is empty, I think of all of the people who have served here since statehood, of those who have served since this beautiful capitol was built, and I recognize what a rare opportunity this is to serve the people and be a member of the North Dakota Legislature. I think of the many voices, the many things that have been said over those years. To be part of the history of our state, and as someone once said, we have all been bit players on that stage of history as members of the Legislature. It is a wonderful experience.

"We make friends — life-long friends, regardless of our political af-

filiation.

"I want to thank all of you for the opportunity to have served with you.

"Thank you very much."

Rep. Olson was recognized and she briefly addressed the Assembly.

Rep. Olson: "Madam Chairman, Members of the Assembly:

"I consider it an honor to have been asked to present the appreciation gift of this Legislative Assembly to the Democratic House Floor Leader, Rep. Richard Backes. Rep. Backes has served as floor leader for three consecutive Sessions so he has occupied a middle aisle seat during this time.

"During his first Session in 1961, he sat at the far left of the House but the next Session he was drawn to the 'guiding light' and sat beside Rep. Brynhild Haugland until becoming floor leader. I have chided Rep. Haugland that she let him move to the center aisle before she had completed the conversion process (and I'm not referring to coal conversion).

"At any rate, it is a privilege for me to present this gift to Rep. Backes. With it goes the highest esteem of every member of this Body. It is never an easy task to be a leader but you handled it capably and gained respect from all your colleagues.

"Congratulations and Thank You from the members of the 45th Legislative Assembly."

Rep. Backes: "Rep. Olson, Madam Chairman, Members of the Assembly:

"My sincere thanks to all the Assembly for the gift. That is one of the fruits of leadership. Thirty-three and a third — it's my chance to talk again.

Rep. Olson brought back some memories of my first session, and I will reminisce about it. I did sit in the corner seat where Rep. Thorsgard sits, because I was the last person to be seated, and in those days the seating was different. The next session I started a long tenure seated beside Rep. Haugland, and behind Walter Burk, and beside him sat Chief Poling — probably as colorful people as I have ever known.

"I have to tell you one story about Rep. Haugland. It is tough sitting beside Corliss because she can hit you, but Rep. Haugland can too. In the '65 session, we had a bill that would have built a \$600,000 psychiatric children's wing to the Jamestown Hospital. I didn't want to vote for it, and Lee Christensen was a partner of mine. Brynhild wanted it, and when we voted, and she saw two red votes, she rolled up a newspaper she had and hit me over the head with it when I would not change my vote. Shortly after that I decided I would go for leadership.

"It has been a pleasure to serve as a floor leader this time. It has been under different circumstances — very trying at times. Rep. Strinden and I have talked about the pressure or leadership being tougher this session.

"I appreciate the way this Assembly has treated me as a floor leader. You have been kind and generous and beautiful people to work for.

"Thank you very much."

Rep. Eagles was recognized, and she briefly addressed the Assembly.

Rep. Eagles: "Madam Chairman, Members of the Assembly, and You, Mr. Speaker:

"The motion picture academy has their 'Oscar' and we have our 'Oscar'. Our 'Oscar' like the other Oscar represents excellence — the highest achievement within one's profession.

"Only a person who had the trust and respect which you command

could have presided successfully over this most unusual session.

"Electing you Speaker is the highest honor we could bestow upon you. You, in turn, have honored us with your fairness, consideration and dedication.

"We knew we had chosen a gentle man and a gentleman, but, Mr. Speaker, those 'one-liners' were a delightful extra dividend.

"To you, with love and affection from the Assembly."

Speaker Solberg: "Thank you, Rep. Eagles, for this gift and for your kind but underserved remarks.

"It seems only a short time ago since ten members of this Legislative Assembly met in Room G-2 as a coordinating committee to formulate the organization of the House and to select its leadership. As part of this agreement, I was selected to be your Speaker. At this late date I will confess that I was a bit apprehensive at the prospect of being the presiding officer of a house divided 50-50. The stern Biblical warning concerning the hazards of serving two masters went through my mind many times.

"I will never forget the many messages of good will, the generosity of the press, and the well wishes I received from members of this House on both sides of the aisle when I accepted this position. I hope that I have been worthy, in some little way, of your confidence and trust. I want you to know that I have enjoyed this session and my associations with every one of you.

"The Speaker's position is in some ways a lonely one. The Speaker does not have the close association with fellow members that comes from working together on committees. He cannot develop the friendships that come from sitting together on the floor and participating in debate. However, I have been fortunate to have had the kind of help that one could only wish for in this position.

"To my Secretary, Millie Lorenz, who has taken care of all the details of the Speaker's office and always with good humor and a smile — thank you.

"To Roy and Barbara who seem to be able to anticipate what is going to happen and be able to cover up the Speaker's mistakes so he doesn't know it himself.

"To Gladys, Art and all the other House employees, in all my years of service, I have never worked with a more pleasant, courteous or hard working group.

"To the Members of the Assembly I want to thank you for your patience and many acts of kindness. I have had to rule against some of you and in each case the decision has been accepted with graciousness and generosity. To the leadership, Earl and Dick, who have the most thankless job in the House, I wish to personally thank you for your help and advice.

"To the large number of freshman legislators I want to commend you for your hard work and good judgment. The state can be proud of your work in the 45th Legislative Assembly.

"To all of you I wish to extend my thanks and best wishes in the closing days of the session. I wish you well, I wish you continued health and happiness and most of all, I hope that our paths will cross again sometime.

"Again I thank all of you for the gift, and for your letters. May God bless you all."

Rep. Wentz was called to the rostrum, and she spoke briefly.

Rep. Wentz: "Madam Chairperson, Members of the Assembly:

"It is my privilege to have been asked to make a presentation to Rep. Fleming, the chairman of the Democratic House Caucus. We wish to recognize Rep. Fleming for his important contributions to this 45th Legislative Session.

"There are a number of things for which I admire him. He was born at Hamilton, North Dakota. He is younger than I am. He is a hog farmer, outstanding in his field, a Veteran and a Presbyterian. He has been a member of the legislature since 1970.

"I understand he has done an efficient and competent job as chairman of the Democratic Caucus. He is a good parliamentarian, he is brief and to the point, forceful in making decisions. He now possesses his own gavel, I'm told, and no longer bangs an ash tray.

"The high point of his legislative career was the 2-hour bus ride from Jamestown. He was able to get on the bus because he can turn both corners of his mouth up at the same time. Of course, we now learn, however, that he was one of us who did not have any fun! He discussed legislation the whole trip.

"It is a little ironic that I should be the one chosen to make this particular presentation since Rep. Fleming and I do have our differences on issues. He, for example, favored a pay raise for the Supreme Court judges 2 to 3, I favored it 3 to 2.

"Rep. Fleming, because you have gained the respect and friendship of all your colleagues in the House, it is my pleasure to present to you today, this momento of the 45th Legislative Assembly and of your work as Democratic Caucus Chairman."

Rep. Fleming: "Mr. Speaker, Ladies and Gentlemen of the House.

"Thank you very much for this presentation. I know many of you think that the Democratic caucus is of one mind, and that we just go and decide things together. I will have you know the policy I have adopted is to try as we go down to the caucus to give everyone ample time to discuss what they want, and get the job done, and get out of there. We of the Democratic caucus have a variety of interest, a variety of priorities, and as a caucus we have functioned well, and I thank the members for helping me during the caucus.

"I won't bore you with a long speech. I was interested in learning that Rep. Backes had such a difficult time sitting next to Rep. Haugland. I have not had that difficulty, and it has been a pleasure sitting by her. I don't know how old she is, but she served in four legislative sessions before I was born. I am a history buff and love to read about the history of North Dakota. She is part of the living history of our state, and that pleasure has been a rewarding experience, and one I shall never forget. Thank you very much for the gift."

Rep. Kelly was recognized, and she briefly addressed the Assembly.

Rep. Kelly: "Rep. Kermott and Fellow Legislators:

"No one had advised me the money raised for gifts had already been spent for those other than Rep. Peterson. When I did realize I had a problem, I contacted several public-spirited groups who I felt would know and want to reward Rep. Peterson's distinguished service in this assembly. I'm sorry to report that there really was not all that much interest in coming to my aid. I did ask a representative of NDSU if they might be able to come up with a suitable gift. The only item they could

propose was a mug and I declined this offer, since I know Rep. Peterson has one. Finally, I appealed to the good offices of the North Dakota State Fair Association, Red River Chapter. They were gracious enough to provide the award I now present to Rep. Peterson."

Rep. Peterson: "Thank you very much, Rep. Kelly, Madam President, and to all You Members of the Red River Valley Chapter of the North Dakota Fair Association.

"I would really like to say it has been a pleasure to serve this session. Thank you. To you Freshmen, you have witnessed what very few people in the history of this state will have had an opportunity to witness.

"I have a request as Miss Haugland's chauffeur, if she would find a newspaper and roll it up for the balance of the session, we will have it made.

"To Rep. Strinden and Rep. Backes, thank you for all your hard work. And to the Red Red River Valley Chapter, we would like to invite you up to Minot.

"Thank you."

Rep. Black was recognized, and she expressed the appreciation of the House to Sergeant-at-Arms Art Buchwitz for his fine work during the 45th Legislative Assembly. Mr. Buckwitz thanked the Assembly.

Rep. Benedict, on behalf of the House, presented a gift to Bill Clerk Gladys Derrick in appreciation for her work during the Session. Mrs. Derrick expressed her appreciation to the Assembly.

Rep. McCaffrey presented a gift to Desk Reporter Barbara King for her work, and presented her with a gift from the members. Miss King thanked the Assembly.

Rep. Beauclair thanked Chief Clerk Roy Gilbreath for his efforts during the session, and presented him with a gift from the members. Mr. Gilbreath expressed his appreciation to the House.

Rep. Lee was recognized, and she requested that Rep. Haugland come forward to accept an award for her many years of service to the North Dakota House of Representatives.

Rep. Lee: "Ladies and Gentlemen of the Assembly:

"This has become a familiar occasion for Rep. Haugland. Since she was first elected as Representative in 1938, she has witnessed these closing ceremonies.

"Rep. Haugland has had the unique experience of serving twice when the membership of the House was equally divided between two parties — once in 1943 and again this session. She also has served in two special sessions. This session is her twentieth — seven more than the second in line in North Dakota, and longer than any other woman legislator in the United States. For this, her twentieth session, she has occupied the very same seat in the House Chamber.

"Since first being appointed chairman of the Social Welfare Committee, she has served in that capacity seventeen terms.

"On several occasions she could have held the position of Speaker of the House, but as has been her habit through the years, she modestly refused that honor.

"Rep. Haugland always displays a quiet and firm resolve to do the right thing.

"This firm resolve of hers is to change things only when the vast majority of our citizens and institutions want and need change, even though this is not very attention-getting in the media. It is the mark of a

true and great stateswoman.

"The good legislation Rep. Haugland has sought and achieved in the past, was born of reason. She refuses to raise expectations she cannot fulfill. She prefers the direct route to any solution of a problem, not the round-about sometimes traditional way.

"It is this quiet, but effective, and high-momentum woman we honor here today. Her knowledge of the legislative process and her knowledge of the needs of the people have instilled an uncommon wisdom which we all admire.

"Rep. Haugland, I am sure I am speaking for all members of the House when I say we all consider you a friend and a most honorable associate. We appreciate your efforts for the benefit of our state, and it is with this gift that we wish to express that appreciation."

Rep. Haugland: "Thank you, Madam Chairman, All the House Members, Thank you, Rep. Lee for those kind words. They are undeserved but very pleasant to hear.

"I have considered it a privilege to have been serving in this 45th Legislative session. It has been a pleasure to know and work with each one of you. I think that one of the greatest pleasures has been having Oscar Solberg as Speaker of the House. He is a man of integrity, fair to all, and I am sure we have all enjoyed his good sense of humor.

"It has been my privilege to have known Rep. Strinden and Rep. Backes for a long period of time, and I want to express my personal appreciation to these two leaders we have had in this session. Their jobs have been very difficult, and they have worked very hard and a great deal of credit must go to both of you. I think we should all be very appreciative of the way in which this House has been run.

"I think we, as Legislators, can take credit for the fact that in this session we have processed more legislation, processed it more completely than in any session in the history of the State of North Dakota. This has come about through the rules we adopted which makes it mandatory that every bill that has been indefinitely postponed by a committee be given a complete explanation on the floor and be voted on by a recorded roll call vote.

"At this time I wish to extend my sincere thanks and appreciation to the members of the Social Welfare Committee who worked so very diligently and so well, and for this gift that you have given me, and for the recognition you have given me.

"I am deeply appreciative, and I shall always be grateful for the many courtesies you have extended to me during this session. My sincere thanks to each and every one of you."

Rep. Olson moved that the House dispense with the Special Order of Business, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1012

House Bill No. 1056

House Bill No. 1163

House Bill No. 1240

House Bill No. 1264

House Bill No. 1284

House Bill No. 1361

House Bill No. 1383
 House Bill No. 1405
 House Bill No. 1412
 House Bill No. 1423
 House Bill No. 1441
 House Bill No. 1446
 House Bill No. 1455
 House Bill No. 1470
 House Bill No. 1475
 House Bill No. 1532
 House Bill No. 1583
 House Bill No. 1597
 House Concurrent Resolution No. 3039
 House Concurrent Resolution No. 3059
 Which the President has signed.

LEO LEIDHOLM, Secretary

Rep. Backes moved that the House stand recessed until 6:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1012
 House Bill No. 1056
 House Bill No. 1163
 House Bill No. 1240
 House Bill No. 1264
 House Bill No. 1284
 House Bill No. 1361
 House Bill No. 1383
 House Bill No. 1405
 House Bill No. 1412
 House Bill No. 1423
 House Bill No. 1441
 House Bill No. 1446
 House Bill No. 1455
 House Bill No. 1470
 House Bill No. 1475
 House Bill No. 1532
 House Bill No. 1583
 House Bill No. 1597

Were delivered to the Governor for his approval at the hour of 5:45 o'clock P.M., April 7, 1977.

REP. L. HAUSAUER, Chairman

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1262 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1262 be further amended as follows:

In the Senate amendment, in the last line of the title, delete the word "and", and after the word "penalty" and before the period insert the

following: “; and to provide that the provisions of this Act shall be temporary”

In the Senate amendment, in Section 1, subsection 1, preceding the words “cents per ton of two thousand pounds; and” delete “Sixty-five” and insert in lieu thereof “Seventy”

In the Senate amendment, after the last line of Section 15, insert the following new section:

“SECTION 16. PROVISIONS OF ACT TEMPORARY.) The provisions of this Act shall be effective for the period beginning July 1, 1977, and ending June 30, 1979, and thereafter shall be of no force and effect unless reenacted by the legislative assembly.”

And renumber the lines and pages accordingly.

For the Senate

Senator Goodman

Senator Jacobson

Senator Barth (refused to sign)

For the House

Rep. Gackle

Rep. A. Hausauer

Rep. Backes (refused to sign)

Rep. Gackle moved that the report be adopted.

Rep. Strinden requested a call of the House, which request was granted.

Rep. Strinden moved to dispense with the call of the House, which motion prevailed.

Rep. Backes moved that the House stand at ease for ten minutes, which motion prevailed.

Speaker Solberg called the House to order.

The question was on the adoption of the Conference Committee Report on House Bill No. 1262.

Rep. Backes requested a call of the House, which request was granted.

Rep. Backes moved that the House dispense with the call of the House, which motion prevailed.

The question was on the motion of Rep. Gackle to adopt the Conference Committee Report on House Bill No. 1262, which motion failed on a verification vote.

Rep. Strinden moved that a conference committee of three be appointed to meet with a like committee from the Senate on House Bill No. 1262, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg appointed the following conference committee:

On House Bill No. 1262:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

Rep. Backes moved that the House stand recessed until 9:30 p.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1262

And the Speaker appointed as a new conference committee:

Rep. Gackle
Rep. A. Hausauer
Rep. Backes

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee:

House Bill No. 1262
Senator Goodman
Senator Jacobson
Senator Barth

LEO LEIDHOLM, Secretary

ANNOUNCEMENT OF APPOINTMENTS

Speaker Solberg announced the following appointments:

Capitol Grounds Planning Commission

Rep. G. Martin
Rep. Mushik
Rep. Peterson

Combined Law Enforcement Council

Rep. Kretschmar

Multi State Compact Advisory Committee

Rep. Gackle
Rep. Weber

Heritage Commission

Rep. Lundene

Education Commission of the States

Rep. Erickson

Legislative Council

Rep. Solberg

Rep. Backes

Rep. Strinden

Rep. Rylance

Rep. Mertens

Rep. Haugland

Rep. Wagner

Rep. L. Hausauer

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1262 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1262 be further amended as follows:

In the Senate amendment, in Section 1, subsection 1, preceding the words "cents per ton of two thousand pounds; and" delete "Sixty-five" and insert in lieu thereof "Seventy"

In the Senate amendment, in Section 1, subsection 2, in the first line delete the word "three" and insert in lieu thereof the word "two"

And renumber the lines and pages accordingly.

For the Senate

Senator Goodman

Senator Jacobson

Senator Barth (refused to sign)

For the House

Rep. Gackle

Rep. A. Hausauer

Rep. Backes (refused to sign)

Rep. Gackle moved that the report be adopted.

Rep. Fleming requested a Call of the House, which request was granted.

Rep. Fleming moved that the House dispense with the Call of the House, which motion prevailed.

Rep. Fleming requested a roll call vote, which request was granted.

The question was on the motion of Rep. Gackle to adopt the Conference Committee report on House Bill No. 1262.

ROLL CALL

The roll was called, and there were ayes, 47; nays, 53; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
ANDERSON	•		JOHNSON			MILLER			TINJUM		•
BACKES	•		KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR	•		KERMOT			MURPHY		•	UNHJEM		•
BENEDICT	•		KLOUBEC			MUSHIK		•	VANDER VORST		•
BERG	•		KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER	•		KRETSCHMAR			NORDBY		•	WALSH		•
BLACK	•		KUCHERA			OLSON		•	WEBER		•
CHRISTENSEN			LANG			OPEDAHL		•	WENTZ		•
CONMY			LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE			LARDY			PETERSON		•	WINKJER		•
DOTZENROD	•		LARSON, B #12		•	POWERS		•			
DUBORD	•		LARSON, G #29		•	RAV		•	MR. SPEAKER		•
EAGLES			LAUGHLIN		•	REED		•			
ERICKSON			LEE			RICHARD		•			
FLEMING	•		LIPSJEA			RICHIE		•			
GACKLE			LOKKEN		•	RICHTER		•			
GENGLER			LUNDENE			RIEHL		•			
GERI			MAIXNER		•	ROCHELEAU		•			
GRONNEBERG			MARSDEN			RUED		•			
GUNDERSON			MARTIN, C #38		•	RUSSELL		•			
GUNSCH			MARTIN, G #43		•	RYLANDER		•			
HAUGLAND			MARTINSON			SCHINDLER		•			
HAUSAUER, A #49			MATCHIE			SCHUETT		•			
HAUSAUER, L #25			MCCAFFREY		•	SCOFIELD		•			
HERMAN			MCGALVRAN		•	SOLBERG		•			
HERSLIP			MEIERS			STENEHJEM		•			
HICKLE			MERTENS		•	STRINDEN		•			
HILL			METZ			SWIONTEK		•			
HORGAN			METZGER		•	THORSGARD		•			
JACOBSON			MEYER		•	TIMM		•			

The motion failed.

Rep. Backes moved that a new conference committee be appointed to act with a like committee from the Senate on House Bill No. 1262.

Rep. Nicholas moved that the House reconsider its action by which the House did not adopt the Conference Committee Report on House Bill No. 1262.

Rep. Strinden requested a recorded roll call vote, which request was granted.

The question being on the motion of Rep. Nicholas to reconsider the action by which the House failed to adopt the Conference Committee Report on House Bill No. 1262.

ROLL CALL

The roll was called, and there were ayes, 49; nays, 51; absent and not voting, 0.

REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•
BACKES		•	KELLY		•	MUND		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•
BERG		•	KNUDSON		•	NICHOLAS		•
BERGER		•	KRETSCHMAR		•	NORDBY		•
BLACK		•	KUCHERA		•	OLSON		•
CHRISTENSEN		•	LANG		•	OPEDAHL		•
CONWAY		•	LANGLEY		•	O'SHEA		•
CRABTREE		•	LARSON, B. 12		•	PETERSON		•
DOTZENROD		•	LARSON, G. 29		•	POWERS		•
DUBORD		•	LAUGHLIN		•	RAU		•
EAGLES		•	LEE		•	REED		•
ERICKSON		•	LIPSIEA		•	RICHARD		•
FLEMING		•	LOKKEN		•	RICHIE		•
GACKLE		•	LUNDENE		•	RICHTER		•
GENGLER		•	MAIXNER		•	RIEHL		•
GERL		•	MARSDEN		•	ROCHELEAU		•
GRÖNNBERG		•	MARTIN, C. 38		•	RUED		•
GUNDERSON		•	MARTIN, G. 43		•	RUSSELL		•
GUNSCH		•	MATCHIE		•	RYLAND		•
HAUGLAND		•	McCAFFREY		•	SCHINDLER		•
HAUSAUER, A. 49		•	McGAUVAN		•	SCHUETT		•
HAUSAUER, L. 25		•	MEIERS		•	SCOFIELD		•
HERMAN		•	MERTENS		•	SOLBERG		•
HERSLIP		•	METZ		•	STENHJEM		•
HICKLE		•	METZGER		•	STRINDEK		•
HILL		•	MEYER		•	SWONTEK		•
HORGAN		•			•	THORSGARD		•
JACOBSON		•			•	TIMM		•
						MR. SPEAKER		•

The motion failed.

Rep. Backes moved that a Conference Committee be appointed to meet with a like committee from the Senate on House Bill No. 1262, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following conference committee:

House Bill No. 1262:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

Rep. Backes moved that the House stand recessed until 12 midnight, which motion prevailed.

Mr. Brad Scott, Rollette, was introduced to the Assembly during the recess. Mr. Scott is the State President of the North Dakota Future Farmers of America, and he addressed the Assembly. It was moved by Rep. Vander Vorst that his remarks be printed in the Journal, which motion prevailed.

REMEMBER ME?

Hello — Remember me? I'm your flag. Some folks call me Old Glory, others call me the stars and stripes, the ensign, or just the flag. But whatever they call me, I am your flag. And, as I proudly state, the flag of the United States of America.

Something has been bothering me lately. I was wondering if I might talk it over with you. It's about you and me.

I remember sometime ago (I think it was Memorial Day, or was it the 4th of July) when people lined up on both sides of the street to watch a parade. When your father saw me coming along, waving in the breeze, he took his hat off and held it against his left shoulder. His hand was directly over his heart. Remember?

And you. I remember you! Standing there — Straight as a soldier. You didn't have a hat on, but you gave the correct salute. They taught you in

school to place your hand over your heart. Remember your little sister? Not to be outdone, she was saluting the same as you. I was proud, very proud, as I came down that street. Oh, yes, there were some servicemen there, standing at attention, giving the military salute. Ladies as well as men, civilians as well as military, paid me respect...reverence.

Now, if I sound a bit conceited...Well...I have a right to. I represent the finest country in the world — The United States of America. More than one aggressive nation has tried to haul me down, only to feel the fury of this freedom loving country. Many of you had to go overseas to defend me. A lot more blood has been shed since those patriotic parades of long ago and I've had a few stars added since you were a boy, but I'm still the same ole flag.

Dad is gone now...and the hometown has a new look. The last time I came down your street, I noticed that some of the old landmarks had given way to a number of new buildings and homes. Yessir, the old town sure has changed. I guess I have too, 'cause I don't feel as proud as I did back then.

I see youngsters running and shouting through the streets, college boys and girls disrupting our campuses, people selling hot dogs and beer while our national anthem is played...everything from apathy to riots. They don't seem to know — or care — who I am. Not too long ago, I saw a man take his hat off when I came by...he looked around, didn't see anybody else with their's off...so he quickly put his back on.

Now — when I come down your street, you just stand there with your hands in your pockets. Occasionally, you give me a small glance and then look away. When I think of all the places I've been...NORMANDY, GUADALCANAL: IWOJIMA: BATTLE OF THE BULGE: KOREA: and, VIETNAM: I wonder — What's happened? I'm still the same ole flag.

How can I be expected to fly high and proud from buildings and homes when within them, there is no thought, love, or respect for me? Whatever happened to patriotism? Your patriotism? Have you forgotten what I stand for? Have you forgotten all the battlefields where men fought and died to keep this nation free? When you salute me, you salute them. Take a look at the Memorial Honor Rolls sometime. Look at the names of those who never came back. Some of them were friends or relatives of yours...Maybe even went to school with you. That's what you're saluting — not me!

Well, it won't be long before I come down your street again. So, when you see me, stand straight, and place your hand over your heart. Do this because I represent you. You'll see me wave back, my salute to you...
courtesy: Gold Seal Company, Bismarck, ND

Mr. Brad Scott then led the Assembly in the Pledge of Allegiance to the Flag.

House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1262

And the Speaker appointed as a new conference committee:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee:

- House Bill No. 1262:
Senator Goodman
Senator Jacobson
Senator Barth

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1262 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1262 be further amended as follows:

In the Senate amendment, in Section 1, subsection 2, in the first line delete the word "three" and insert in lieu thereof the word "one"

And renumber the lines accordingly.

For the Senate

- Senator Goodman (refused to sign)
Senator Jacobson
Senator Barth

For the House

- Rep. Gackle
Rep. A. Hausauer
Rep. Backes

Rep. Gackle moved that the report be adopted.

Rep. Backes requested a Call of the House, which request was granted.

Rep. Backes moved that the Call of the House be dispensed with, which motion prevailed.

Rep. Strinden requested a recorded roll call vote on the question of Rep. Gackle's motion to adopt the conference committee report on House Bill No. 1262, which request was granted.

The question then was on the motion of Rep. Gackle.

ROLL CALL

The roll was called, and there were ayes, 70; nays, 30; absent and not voting, 0.

Table with columns: REGULAR SESSION (YEAS, N.V., NAYS), ROLL-CALL (YEAS, N.V., NAYS), 1977 LEGISLATURE (YEAS, N.V., NAYS). Rows list names of representatives such as ANDERSON, BACKES, BEAUCLAIR, etc.

• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• MCGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

The motion prevailed.

MOTIONS

Rep. Backes moved that the rules be suspended, and the amendments to House Bill No. 1262, as amended in Conference Committee, be adopted, and that House Bill No. 1262 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1262. A Bill for an Act to provide for a severance tax upon all coal mined; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide an impact program for impacted school districts, cities counties, and other taxing districts; to provide for the establishment of a coal impact office in the office of the governor; to provide for impact loans to be administered by the board of university and school lands; 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, 64; nays, 36; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BLAULAIR			• KERMOTT			• MURPHY	•		• UNHJEM		
• BENEDICT			• KLOUBEC			• MAUSHIK			• VANDER VORST		
• BERG			• KNUDSON	•		• NICHOLAS	•		• WAGNER		
• BERGER			• KRETSCHMAR	•		• NORDBY	•		• WALSH		
• BLACK			• KUCHERA	•		• OLSON	•		• WEBER		
• CHRISTENSEN	•		• LANG	•		• OPEDAH	•		• WENTZ		
• CONMY			• LANGLEY			• O'SHEA	•		• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER	•	
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29	•		• RAU			• MR SPEAKER		
• EAGLES	•		• LAUGHLIN			• REED					
• ERICKSON	•		• LEE	•		• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL	•		• MAINER	•		• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED	•				
• GUNDERSON			• MARTIN, C. #38	•		• RUSSELL					
• GUNSCH			• MARTIN, G. #43	•		• RYLANCE					
• HAUGLAND			• MARTINSON	•		• SCHINDLER	•				
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25	•		• McCAFFREY			• SCOFIELD	•				
• HERMAN			• MCGAUVRAN	•		• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN	•				
• HILL	•		• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MOTION

Rep. Backes moved that the adoption of the conference committee report on House Bill No. 1262 be messaged to the Senate immediately, which motion prevailed.

Rep. Backes moved that the House stand in recess until 1:30 a.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1262

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has not adopted the conference committee report on:

House Bill No. 1262

And the President appointed as a new conference committee:

Senator Nething

Senator Jacobson

Senator Barth

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Backes moved that a conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1262, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following Conference Committee:

House Bill No. 1262:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

Rep. Backes moved that the House stand recessed, subject to the call of the chair, which motion prevailed.

The House reconvened, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

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:

House Bill No. 1262:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

ROY GILBREATH, Chief Clerk

Rep. Strinden requested a Call of the House, which request was granted.

Rep. Strinden moved that the House dispense with the Call of the House, which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1262 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1262 be further amended as follows:

In the Senate amendment, in the last line of the title, delete the word "and", and after the word "penalty" and before the period insert the following: "; and to provide that the provisions of this Act shall be temporary"

In the Senate amendment, in Section 1, subsection 2, in the first line delete the words "three points" and insert in lieu thereof the words "one point"

In the Senate amendment, in Section 1, subsection 2, in the fourth line following the word "pounds" and before the period insert the following: "but at no time during the 1977-79 biennium shall the severance tax computed pursuant to this section exceed eighty-three cents per ton of two thousand pounds"

In the Senate amendment, after the last line of Section 15, insert the following new section:

"SECTION 16. PROVISIONS OF ACT TEMPORARY.) The provisions of this Act shall be effective for the period beginning July 1, 1977, and ending June 30, 1979, and thereafter shall be of no force and effect unless reenacted by the legislative assembly."

And renumber the lines accordingly.

For the Senate

Senator Nething

Senator Jacobson

Senator Barth (refused to sign)

For the House

Rep. Gackle

Rep. A. Hausauer

Rep. Backes (refused to sign)

Rep. Gackle moved that the report be adopted.

Rep. Rylance requested a recorded roll call vote, which request was granted.

The question was on the motion of Rep. Gackle to adopt the conference committee report on House Bill No. 1262.

ROLL CALL

The roll was called, and there were ayes, 49; nays, 50; absent and not voting, 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON		•	JOHNSON		•	MILLER		•	TINJUM		•
BACKES		•	KELLY		•	MUND		•	TWETEN		•
BEAUCLAIR		•	KERMOTT		•	MURPHY		•	UNHJEM		•
BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
BERG		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
BLACK		•	KUCHERA		•	OLSON		•	WEBER		•
CHRISTENSEN		•	LANG		•	OPEDAH		•	WENTZ		•
CONWAY		•	LANGLEY		•	O'SHEA		•	WINGE		•
CRABTREE		•	LARDY		•	PETERSON		•	WINKLER		•
DOTZENROD		•	LARSON, B	12	•	POWERS		•			
DUBORD		•	LARSON, G	29	•	RAU		•	MR SPEAKER		•
EAGLES		•	LAUCHLIN		•	REED		•			
ERICKSON		•	LEE		•	RICHARD		•			
FLEMING		•	LIPSIEA		•	RICHIE		•			
GACKLE		•	LOKKEN		•	RICHTER		•			
GENGLER		•	LUNDENE	4	•	RIEHL		•			
GERL		•	MAIXNER		•	ROCHELEAU		•			
GRÖNNEBERG		•	MARSDEN		•	RJED		•			
GUNDERSON		•	MARTIN, C	38	•	RUSSELL		•			
GUNSCH		•	MARTIN, G	43	•	RYLANCE		•			
HAUGLAND		•	MARTINSON		•	SCHINDLER		•			
HAUSAUER, A	49	•	MATCHEE		•	SCHUETT		•			
HAUSAUER, I	25	•	MCCAFFREY		•	SCOFIELD		•			
HERMAN		•	MCGAUVYRAN		•	SOLBERG		•			
HERSLIP		•	MEIERS		•	STENEHJEM		•			
HICKLE		•	MERTENS		•	STRINDEN		•			
HILL		•	METZ		•	SWIONTEK		•			
HORGAN		•	METZGER		•	THORSGARD		•			
JACOBSON		•	MEYER		•	TIMM		•			

The motion failed.

Rep. Knudson moved that the House reconsider its action whereby it failed to adopt the conference committee report on House Bill No. 1262, which motion failed on a verification vote.

Rep. Backes moved that a new conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1262, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following conference committee.

House Bill No. 1262:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

MOTION

Rep. Strinden moved that the message that the House did not adopt the conference committee report on House Bill No. 1262 be messaged to the Senate immediately, which motion prevailed.

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1262

And the Speaker appointed as a new conference committee:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

ROY GILBREATH, Chief Clerk

Rep. Backes moved that the House stand recessed subject to the call of the Chair, which motion prevailed.

The House reconvened, with Speaker Solberg presiding.

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee on:

House, Bill No. 1262:

Senator Nething

Senator Jacobson

Senator Barth

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1262 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill No. 1262 be further amended as follows:

In the Senate amendment, in the last line of the title, delete the word "and", and after the word "penalty" and before the period insert the following; "; and to provide that the provisions of this Act shall be temporary"

In the Senate amendment, in Section 1, subsection 2, in the first line delete the words "three points" and insert in lieu thereof the words "one point"

In the Senate amendment, after the last line of Section 15, insert the following new section:

“SECTION 16. PROVISIONS OF ACT TEMPORARY.) The provisions of this Act shall be effective for the period beginning July 1, 1977, and ending June 30, 1979, and thereafter shall be of no force and effect unless reenacted by the legislative assembly.”

And renumber the lines accordingly.

For the Senate

Senator Nething

Senator Jacobson

Senator Barth (refused to sign)

For the House

Rep. Gackle

Rep. A. Hausauer

Rep. Backes (refused to sign)

Rep. Gackle moved that the report be adopted.

Rep. Fleming requested a Call of the House, which request was granted.

Rep. Fleming moved that the House dispense with the Call of the House, which motion prevailed.

Rep. Fleming requested a recorded roll call vote on the motion of Rep. Gackle to adopt the conference committee report on House Bill No. 1262, which request was granted.

The question then was on the motion of Rep. Gackle to adopt the conference committee report on House Bill No. 1262.

ROLL CALL

The roll was called, and there were ayes, 50; nays, 50; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
		•	JOHNSON		•	MILLER		•	TINJUM		•
		•	KELLY		•	MUND		•	TWETEN		•
		•	KERMOTT		•	MURPHY		•	UNHJEM		•
		•	KLOUBEC		•	MUSHIK		•	VANDER VORST		•
		•	KNUDSON		•	NICHOLAS		•	WAGNER		•
		•	KRETSCHMAR		•	NORDBY		•	WALSH		•
		•	KUCHERA		•	OLSON		•	WEBER		•
		•	LANG		•	OPDEAHL		•	WENTZ		•
		•	LANGLEY		•	O'SHEA		•	WINGIER		•
		•	LARDY		•	PETERSON		•	WINKLER		•
		•	LARSON, B #12		•	POWERS		•			
		•	LARSON, G #29		•	RAU		•	MR. SPEAKER		•
		•	LAUGHLIN		•	REED		•			
		•	LEE		•	RICHARD		•			
		•	LIPSIEA		•	RICHIE		•			
		•	LOKKEN		•	RICHTER		•			
		•	LUNDENE		•	RIEHL		•			
		•	MAIXNER		•	ROCHELLEAU		•			
		•	MARSDEN		•	RUED		•			
		•	MARTIN, C #38		•	RUSSELL		•			
		•	MARTIN, G #43		•	RYLANCE		•			
		•	MARTINSON		•	SCHINDLER		•			
		•	MATCHIE		•	SCHUETT		•			
		•	McCAFFREY		•	SCOFIELD		•			
		•	McGAUVREAN		•	SOLBERG		•			
		•	MEIERS		•	STENHJEM		•			
		•	MERTENS		•	STRINDEN		•			
		•	METZ		•	SWIONTEK		•			
		•	METZGER		•	THORSgard		•			
		•	MEYER		•	TIMM		•			

The motion failed.

Rep. Backes moved that a conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1262, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following conference committee:

House Bill No. 1262:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

Rep. Backes moved that the message that the conference committee report was not adopted on House Bill No. 1262 be messaged to the Senate immediately, which motion prevailed.

Rep. Backes moved that the House stand recessed, subject to the call of the chair, which motion prevailed.

The House reconvened, with Speaker Solberg presiding.

MESSAGE TO THE SENATE

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1262

And the Speaker appointed as a new conference committee:

Rep. Gackle

Rep. A. Hausauer

Rep. Backes

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1026 has had the same under consideration and recommends:

That the House accede to the Senate amendments, and that engrossed House Bill No. 1026, as amended by the Senate (see pages 1658-1660, House Journal), be further amended as follows:

In the title of the engrossed bill as amended by the Senate, after the phrase "for an Act" insert the following: "to prohibit school boards from selling textbooks to pupils or otherwise charging unauthorized fees, to allow school boards to establish authorized fees, to withhold foundation payments if prohibited fees are required, to exempt postsecondary instructional programs, to require school boards to reduce textbook, and unauthorized activity, fees by not less than twenty percent the first year after the effective date of this Act and not less than an additional twenty percent each year thereafter, and to provide additional payments to school districts for such purposes;"

In the title of the engrossed bill as amended by the Senate, after the words and colon "between certain ages;" delete the word "and"

In the title of the engrossed bill as amended by the Senate, after the words "transportation aid payment" insert the following before the period: "; to repeal sections 15-43-07, 15-43-08, 15-43-09, and 15-43-10 of the North Dakota Century Code, relating to selling textbooks to pupils, purchase of textbooks from families moving from a school district, discretionary authority of school districts to provide free textbooks, and prescribing the duty of parents or guardians of pupils to furnish textbooks; and providing an appropriation"

In the engrossed bill as amended by the Senate, immediately following the enacting clause insert the following:

"SECTION 1. PUBLIC POLICY — DEFINITION.)

1. It is the policy of this state that public education shall be free. No pupil shall be denied an education because of economic inability to furnish textbooks necessary for advancement in or graduation from the public school system. No school board shall sell textbooks nor otherwise

charge fees to pupils except as provided by law.

2. For the purposes of this Act, "textbooks" shall include textbooks, workbooks, and other supplies necessary for participation in any instructional course accepted to satisfy the graduation requirements of the particular school district. It shall not include personal or consumable items, such as pencils, paper, pens, erasers, notebooks, or other items of personal use or products which a student may purchase at his option, such as student publications, class rings, annuals, and similar items.

SECTION 2. VOLUNTARY FEES.) A school board is authorized to require payment of the following fees:

1. A security deposit for the return of textbooks, materials, supplies, or equipment, and may require pupils to furnish personal or consumable items.

2. Admission fees or charges for extracurricular or noncurricular activities where attendance is optional.

3. Fees or premiums for any authorized, voluntary student health and accident benefit plan.

4. Fees for personal physical education and athletic equipment and apparel. Any pupil may provide his own equipment or apparel if it meets reasonable health and safety standards established by the board.

5. Fees in any program where the resultant product becomes the personal property of the pupil.

6. Fees for behind-the-wheel drivers' education training.

7. Other fees and charges permitted by statute. This Act shall not preclude the operation of a school store where pupils may purchase school supplies and materials. A board may waive any fee if any pupil or his parent or guardian shall be unable to pay such fees. No pupil's rights or privileges, including the receipt of grades or diplomas, may be denied or abridged for nonpayment of fees.

SECTION 3. ADOPTION OF ADDITIONAL FEES — PENALTY.) A school board may adopt additional fees not inconsistent with the provisions of this Act. Any school district which requires the payment of fees prohibited by this Act shall forfeit foundation payments in an amount equal to the twenty percent the district is required to reduce such fees.

SECTION 4. POSTSECONDARY INSTRUCTIONAL PROGRAMS.) A school board may charge reasonable fees for goods and services provided in connection with any postsecondary instructional program, including vocational and technical programs, adult or continuing education programs, and similar educational programs beyond the secondary level, or outside established elementary or secondary education programs.

SECTION 5. SCHEDULE OF IMPLEMENTATION.) Any school board which shall require payment of prohibited fees upon the effective date of this Act shall reduce the total amount of such fees by not less than twenty percent during the first year following the effective date of this Act and shall further reduce such fees by not less than twenty percent each subsequent year. These reductions shall be upon a district's total amount of fees, and may vary as to actual percentage reductions for individual pupils and particular fees.

SECTION 6. TEXTBOOK REPLACEMENT REVENUES.) To carry out the purposes of this Act, the superintendent of public instruction shall pay each school district five dollars for each student in average daily membership each year of the biennium to replace textbook and activity fee revenues. Such payment may be included within a foundation

program payment authorized by section 15-40.1-05, except local school districts shall have discretion as to the application of these revenues. Such revenues shall not be restricted to textbook use only."

After the section of the engrossed bill amending section 15-40.1-16 of the North Dakota Century Code, insert the following new sections:

"REPEAL.) Sections 15-43-07, 15-43-08, 15-43-09, and 15-43-10 of the North Dakota Century Code are hereby repealed.

APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund, not otherwise appropriated, the sum of \$1,327,000.00, or so much thereof as may be necessary, to the department of public instruction for the purpose of replacing school district revenues, during the biennium commencing July 1, 1977, and ending June 30, 1979, lost due to non-collection of textbook and activity fees."

And renumber the lines, sections, and pages accordingly.

For the Senate

Senator Strinden

Senator Thane

Senator Orange (Refuses to sign)

For the House

Rep. Wagner

Rep. Swiontek

Rep. Jacobson (Refuses to sign)

Rep. Wagner moved that the report be adopted, which motion failed.

MOTIONS

Rep. Strinden moved that a new conference committee be appointed to meet with a like committee from the Senate on House Bill No. 1026, which motion prevailed.

Rep. Strinden moved that the House Conference Committee on House Bill No. 1006 be dissolved and a new conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Solberg announced the appointment of the following conference committees:

House Bill No. 1006:

Rep. Eagles

Rep. Unhjem

Rep. G. Martin

House Bill No. 1026:

Rep. Wagner

Rep. Swiontek

Rep. Jacobson

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has dissolved the House Conference Committee on House Bill No. 1006, and the Speaker has appointed as a new conference committee:

Rep. Eagles

Rep. Unhjem

Rep. G. Martin

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1026

And the Speaker appointed as a new conference committee:

Rep. Wagner
Rep. Swiontek
Rep. Jacobson

ROY GILBREATH, Chief Clerk
MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has dissolved the Senate Conference Committee on House Bill No. 1006 and the President has appointed as a new conference committee:

Senator Strinden
Senator Thane
Senator Maher

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the President appointed as a new conference committee:

House Bill No. 1026:
Senator Strinden
Senator Thane
Senator Orange

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Backes moved that the House reconsider its action whereby the House did not adopt the conference committee report on House Bill No. 1262 and appointed a new conference committee, and that the House do adopt the conference committee report on House Bill No. 1262, which motion prevailed.

Rep. Backes moved that the rules be suspended, and the amendments to House Bill No. 1262, as amended in Conference Committee, be adopted, and that House Bill No. 1262 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1262. A Bill for an Act to provide for a severance tax upon all coal mined; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide an impact program for impacted school districts, cities, counties, and other taxing districts; to provide for the establishment of a coal impact office in the office of the governor; to provide for impact loans to be administered by the board of university and school lands; to provide a penalty; and to provide that the provisions of this Act shall be temporary.

Which has been read.

Rep. Maixner: "Mr. Speaker, Members of the Assembly:

"Regrets have been expressed because the severance tax has become a partisan issue. In the vernacular of analysts, this has become a win-lose confrontation. No, the confrontation is not really between the Republicans and Democrats, not really between House and Senate. The real confrontation is between the energy industry and the people of North Dakota.

"My family has spent three generations in this country, three generations in North Dakota, and like thousands of other farm families in North Dakota, has spent three generations being colonized by outside interests. The railroads, the bankers, and the grain merchants have each had their day. Today we are faced with colonization once again. The Senate stands fast — firmly behind a severance tax that was conceived,

born and promoted by the energy industry. Yes, sad to say, this is a win-lose issue.

“If the Senate wins, if the energy industry prevails, the people of North Dakota will lose for the third time in as many generations. We will have once again bowed to the pressure of outside interests and outside money; this legislature of North Dakota will have once again abdicated their responsibility to the people of our state in an effort to accommodate their exploiters. No, I will not be a part of that abdication. I intend to vote against this bill.”

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 65; nays, 32; absent and not voting, 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER					• TINJUM
• BACKES			• KELLY			• MUND			• TWETEN		•
• BEAUCLAIR		•	• KERMOTT			• MURPHY			• UNHJEM		•
• BENEDICT		•	• KLOUBEC			• MUSHK			• VANDER VORST		•
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		•
• BERGER		•	• KRETSCHMAR			• NORDBY		•	• WALSH		•
• BLACK			• KUCHERA			• OLSON			• WEBER		•
• CHRISTENSEN			• LANG			• OPEDahl			• WENTZ		•
• CONMY		•	• LANGLEY			• O'SHEA			• WINGE		•
• CRABTREE			• LARDY		•	• PETERSON			• WINKJER		•
• DOTZENROD			• LARSON, B #12		•	• POWERS					
• DUBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN		•	• REED					
• ERICKSON			• LEE			• RICHARD		•			
• FLEMING			• LIPSIEA			• RICHIE		•			
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER		•	• LUNDENE			• RIEHL					
• GERI		•	• MAIXNER		•	• ROCHELEAU					
• GRONBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE		•			
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49						• SCHUETT					
• HAUSAUER, L #25			• MCAFREY			• SCOFIELD		•			
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP		•	• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN		•			
• HILL		•	• METZ			• SWIONTEK					
• HORGAN		•	• METZGER			• THORSGARD					
• JACOBSON		•	• MEYER			• TIMM					

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1026 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that engrossed House Bill No. 1026, as amended by the Senate (see pages 1658-1660, House Journal), be further amended as follows:

In the engrossed bill as amended by the Senate, delete the following: “SECTION 4. REPEAL.) Sections 15-43-07, 15-43-08, 15-43-09, and 15-43-10 of the North Dakota Century Code are hereby repealed.”

And renumber the lines accordingly.

For the Senate

- Senator Thane
- Senator Strinden
- Senator Orange

For the House

- Rep. Wagner
- Rep. Swiontek
- Rep. Jacobson

Rep. Swiontek moved that the report be adopted.

Rep. McCaffrey: "Mr. Speaker, Ladies and Gentlemen of this Assembly:

"During this entire legislative session I've seen nothing but political maneuvering and trade offs with regard to education — and I think this is a pretty sad commentary to have to make. The principles involved in the education of our children and the funding to make those principles a reality are too precious for us to be playing games with them.

"Now, in the final hour we're told that if we want a school foundation program at all, we must give up any hope for statewide kindergarten and simply accept what the power blocks have decided to dictate. Well, Ladies and Gentlemen, I may be the only member of this assembly to say so flatly, but I don't accept it.

"As a teacher, I feel the obligation to make two points, and I make them with the assurance of sixteen years of teaching behind me:

"First, unfortunately, the children whose parents can least afford to send them to kindergarten are the children most in need of this experience. Equal opportunity for all apparently is not for children in North Dakota.

"Second, as a secondary teacher, I can tell you this: Each year for several years now, after working with my students for a period of time, I have purposely made it a point to determine which ones have had the opportunity to go to kindergarten and which ones have not. Believe it or not, I haven't made a wrong guess yet. Kindergarten is important! The results are clear later in a student's educational career.

"Ladies and gentlemen, if you delete kindergarten from the proposed foundation program, what you are really saying is that a second-rate education is good enough for the children of North Dakota and that a poor start in life is really not very important. If you do so, it will have to be without either my help or my blessing. It will also have to be with the knowledge that you will have to face the children of North Dakota with this decision, and Ladies and Gentlemen, it's a decision that will be around to haunt you for a long time."

Rep. McCaffrey requested a recorded roll call vote on the motion of Rep. Swiontek to adopt the conference committee report on House Bill No. 1026, which request was granted.

The question then was on the motion of Rep. Swiontek.

ROLL CALL

The roll was called, and there were ayes, 78; nays, 22; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER		• TINJUM
• BACKES			• KELLY		•	• MUND		• TWETEN
• BEAUCLAIR		•	• KERMOTT			• MURPHY		• UNHJEM
• BENEDICT			• KLOUBEC			• MUSHIK		• VANDER VORST
• BERG			• KNUDSON		•	• NICHOLAS		• WAGNER
• BERGER			• KRETSCHMAR			• NORDBY		• WALSH
• BLACK		•	• KUCHERA			• OLSON		• WEBER
• CHRISTENSEN			• LANG			• OPEDAHL		• WENTZ
• CONNY			• LANGLEY			• O'SHEA		• WINGE
• CRABTREE			• LARBY			• PETERSON		• WINKJER
• DOTZENROOD			• LARSON, B #12			• POWERS		
• DUBORD			• LARSON, G #29			• RAU		• MR SPEAKER
• FACHES			• LAUGHLIN			• REED		

• ERICKSON	• LEE	• RICHARD
• FLEMING	• LIPSIEA	• RICHIE
• GACKLE	• LOKKEN	• RICHTER
• GENGLER	• LUNDENE	• RIEHL
• GERL	• MAIXNER	• ROCHELEAU
• GRÖNNEBERG	• MARSDEN	• RUED
• GUNDERSON	• MARTIN, C. #38	• RUSSELL
• GUNSCH	• MARTIN, G. #43	• RYLANCE
• HAUGLAND	• MARTINSON	• SCHINDLER
• HAUSAUER, A. #49	• MATCHIE	• SCHUETT
• HAUSAUER, L. #25	• McCAFFREY	• SCOFIELD
• HERMAN	• McGAUVRAN	• SOLBERG
• HERSLIP	• MEIERS	• STENEHJEM
• HICKLE	• MERTENS	• STRINDEN
• HILL	• METZ	• SWIONTEK
• HORGAN	• METZGER	• THORSGARD
• JACOBSON	• MEYER	• TIMM

The motion prevailed.

MOTIONS

Rep. Wagner moved that the rules be suspended, and the amendments to House Bill No. 1026, as amended in Conference Committee, be adopted, and that House Bill No. 1026 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1026. 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 foundation payments for special education pupils between certain ages; to amend and reenact sections 15-40.1-06 and 15-40.1-16 of the North Dakota Century Code, relating to increasing the educational support payment and the transportation aid payment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 4; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR	•		• KERMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLONBEC			• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON	•		• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NOROBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAH			• WENTZ		
• CONMY	•		• LANGLEY			• O'SHEA		•	• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DUBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRÖNNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH			• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25			• McCAFFREY			• SCOFIELD					
• HERMAN			• McGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1006 has had the same under consideration and recom-

mends:

That the Senate recede from its amendments and that engrossed House Bill No. 1006 be amended as follows:

On page 3 of the engrossed bill, line 13, delete the numerals "464,453" and insert in lieu thereof the numerals "404,453"

On page 3 of the engrossed bill, line 16, delete the numerals "4,000,000" and insert in lieu thereof the numerals "3,125,263"

On page 3 of the engrossed bill, line 17, delete the numerals "4,534,737" and insert in lieu thereof the numerals "3,600,000"

On page 3 of the engrossed bill, line 34, delete the numerals "6,387,128" and insert in lieu thereof the numerals "5,702,391"

On page 4 of the engrossed bill, line 1, delete the numerals "6,740,318" and insert in lieu thereof the numerals "6,055,581"

On page 4 of the engrossed bill, after line 31, insert the following sections:

"SECTION 4. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$250,000.00, or so much thereof as may be necessary, to the emergency commission for the purpose of providing funds for litigation costs related to the Garrison diversion project during the biennium beginning July 1, 1977, and ending June 30, 1979. The funds herein appropriated shall be transferred and spent by the attorney general only after the emergency commission has approved a request from his office for such funds for the purpose herein stated. That portion of section 54-16-01 which states "The aggregate total of transfers from the state contingency fund, within the limits of legislative appropriations, can exceed five hundred thousand dollars only to the extent that requests for transfers from the state contingency fund have been approved by the budget section of the legislative council." shall not apply to the appropriation contained in this section.

SECTION 5. EDUCATIONAL BROADCASTING COUNCIL.) The funds herein appropriated to the North Dakota educational broadcasting council in the line item entitled "Salaries and wages" shall be used by the educational broadcasting council to employ such personnel as it deems necessary to implement the educational broadcasting system within the amount of funds herein appropriated during the biennium beginning July 1, 1977, and ending June 30, 1979."

On page 4 of the engrossed bill, line 32, delete the numeral "4" and insert in lieu thereof the numeral "6"

On page 4 of the engrossed bill, line 32, delete the word "appropriation" and insert in lieu thereof the word "appropriations"

On page 4 of the engrossed bill, delete line 33, and insert in lieu thereof the following: "subdivisions 7 and 16 of section 1 of this Act are hereby declared to be emergency measures"

On page 4 of the engrossed bill, line 34, delete the words "emergency measure"

On page 4 of the engrossed bill, line 35, delete the word "its" and insert in lieu thereof the word "their"

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

This amendment reduces the appropriation for the Educational Broadcasting Council by \$934,737 from the House recommendation and

\$615,980 from the executive recommendation. The appropriation as amended for the council provides for the following:

Activate Bismarck channel	\$ 471,772
Activate Minot channel	878,334
Activate Dickinson channel	919,815
Activate Williston channel	819,875
SUB-TOTAL	3,089,796
To apply for grants	510,204
totaling \$1,379,222	

(To be used for microwave interconnection, Fargo transmitter relocation, translators and test terminal equipment)

TOTAL STATE CONSTRUCTION 3,600,000

The intent is that the appropriation as amended also provides salaries and wages for a contract coordinator and staff necessary to implement the educational broadcasting system during the 1977-79 biennium.

For the Senate
 Senator Thane
 Senator Strinden
 Senator Maher

For the House
 Rep. Eagles
 Rep. Unhjem
 Rep. Martin

Rep. Eagles moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Backes moved that the rules be suspended, and the amendments to House Bill No. 1006, as amended in Conference Committee, be adopted, and that House Bill No. 1006 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. 1006. Budgets—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; 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, 64; nays, 36; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	JOHNSON		•	MILLER	•	•	TINJUM	
•	BACKES		•	KELLY		•	MUND		•	TWETEN	•
•	BEAUCLAIR		•	KERMOTT	•	•	MURPHY	•	•	UNHJEM	
•	BENEDICT		•	KLOUBEC		•	MUSHIK		•	VANDER VORST	•
•	BERG		•	KNUDSON	•	•	NICHOLAS		•	WAGNER	•
•	BERGER		•	KRETSCHMAR		•	NORDBY		•	WALSH	
•	BLACK		•	KUCHERA		•	OLSON	•	•	WEBER	•
•	CHRISTENSEN		•	LANG	•	•	OPEDAHL		•	WENTZ	
•	CONMY	•	•	LANGLEY		•	O'SHEA	•	•	WINGE	
•	CRABTREE	•	•	LARDY		•	PETERSON		•	WINKJER	•
•	DOTZENROD		•	LARSON, B. #12	•	•	POWERS				
•	DUBORD		•	LARSON, G. #29	•	•	RAU		•	MR. SPEAKER	
•	EAGLES		•	LAUGHLIN	•	•	REED				
•	ERICKSON	•	•	LEE	•	•	RICHARD				

● FLEMING		● LIPSIEA		● RICHIE	
● GACKLE	●	● LOKKEN		● RICHTER	
● GENGLER		● LUNDENE		● RIEHL	
● GERI		● MAIXNER	●	● ROCHELEAU	●
● GRONNEBERG	●	● MARDSEN		● RUED	
● GUNDERSON	●	● MARTIN, C #38		● RUSSELL	
● GUNSCH	●	● MARTIN, G #43		● RYLANCE	
● HAUGLAND		● MARTINSON		● SCHINDLER	●
● HAUSAUER, A #49	●	● MATHIE		● SCHUETT	
● HAUSAUER, L #25	●	● MCCAFFREY		● SCOFIELD	●
● HERMAN		● MCGAUVRAN	●	● SOLBERG	
● HERSLIP		● MEIERS		● STENEHJEM	
● HICKLE	●	● MERTENS		● STRINDEN	
● HILL		● METZ	●	● SWIONTEK	
● HORGAN		● METZGER		● THORSGARD	●
● JACOBSON		● MEYER		● TIMM	●

So the bill passed and the title was agreed to, but the emergency clause failed.

MOTION

Rep. Mertens moved that the House reconsider its action whereby House Bill No. 1006 was passed, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1006. Budgets—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; 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, 29; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1977 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON			● JOHNSON			● MILLER			● TINJUM		
● BACKES			● KELLY			● MUND			● TWETEN		●
● BEAUCLAIR			● KERMOTT		●	● MURPHY		●	● UNHJEM		
● BENEDICT			● KLOUBEC			● MUSHK			● VANDER VORST		●
● BERG			● KNUDSON			● NICHOLAS			● WAGNER		
● BERGER			● KRETSCHMAR			● NORDBY			● WALSH		
● BLACK			● KUCHERA			● OLSON			● WEBER		●
● CHRISTENSEN			● LANG		●	● OPEDAHL			● WENTZ		
● CONMY		●	● LANGLEY			● O'SHEA			● WINGE		
● CRABTREE		●	● LARDY			● PETERSON			● WINKJER		●
● DOTZENROD			● LARSON, B #12			● POWERS					
● DUBORD			● LARSON, G #29			● RAU			● MR SPEAKER		
● EAGLES			● LAUGHLIN		●	● REED					
● ERICKSON		●	● LEE			● RICHARD					
● FLEMING			● LIPSIEA		●	● RICHIE					
● GACKLE		●	● LOKKEN			● RICHTER					
● GENGLER			● LUNDENE			● RIEHL					
● GERI			● MAIXNER		●	● ROCHELEAU					
● GRONNEBERG		●	● MARDSEN			● RUED					
● GUNDERSON		●	● MARTIN, C #38			● RUSSELL					
● GUNSCH		●	● MARTIN, G #43			● RYLANCE					
● HAUGLAND			● MARTINSON			● SCHINDLER					
● HAUSAUER, A #49			● MATHIE			● SCHUETT					
● HAUSAUER, L #25			● MCCAFFREY			● SCOFIELD					
● HERMAN			● MCGAUVRAN		●	● SOLBERG					
● HERSLIP			● MEIERS			● STENEHJEM					
● HICKLE		●	● MERTENS			● STRINDEN					
● HILL			● METZ		●	● SWIONTEK					
● HORGAN			● METZGER			● THORSGARD					●
● JACOBSON			● MEYER			● TIMM					●

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

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 House recede from its amendments and that Senate Bill No. 2005 be amended as follows:

On page 1 of the engrossed bill, line 19, delete the numerals "10,234,134" and insert in lieu thereof the numerals "10,750,000"

On page 1 of the engrossed bill, line 20, delete the numerals "184,160,000" and insert in lieu thereof the numerals "186,752,000"

On page 2 of the engrossed bill, line 1, delete the numerals "219,870,111" and insert in lieu thereof the numerals "222,977,977"

On page 2 of the engrossed bill, line 3, delete the numerals "184,575,492" and insert in lieu thereof the numerals "187,683,358"

On page 2 of the engrossed bill, line 9, delete the numerals "193,972" and insert in lieu thereof the numerals "228,972"

On page 2 of the engrossed bill, line 11, delete the numerals "1,354,260" and insert in lieu thereof the numerals "1,389,260"

On page 2 of the engrossed bill, line 12, delete the numerals "661,634" and insert in lieu thereof the numerals "650,250"

On page 2 of the engrossed bill, line 13, delete the numerals "692,626" and insert in lieu thereof the numerals "739,010"

On page 3 of the engrossed bill, line 3, delete the numerals "195,224,562" and insert in lieu thereof the numerals "198,378,812"

On page 3 of the engrossed bill, line 4, delete the numerals "44,086,654" and insert in lieu thereof the numerals "44,075,270"

On page 3 of the engrossed bill, line 5, delete the numerals "239,311,216" and insert in lieu thereof the numerals "242,454,082"

On page 3 of the engrossed bill, after line 20, insert the following section:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the educational support per pupil for foundation payments shall be seven hundred seventy-five dollars for the first year of the 1977-1979 biennium and eight hundred fifty dollars for the second year of the 1977-1979 biennium, and that transportation payments shall be seventeen cents per mile for school buses having a capacity of sixteen or fewer pupils and thirty-four cents per mile for school buses having a capacity of seventeen or more pupils."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of Purpose of Amendment:

This amendment provides funds for foundation payments in accordance with the following schedule:

STATE FUNDING (Two years)

Per-pupil payments

\$775 at 141,200 units \$109,430,000

\$850 at 141,362 units 120,157,700

Transportation payments 18,965,000

Total \$248,552,700

Less twenty-one mill county \$ 59,700,700

levy and twenty mill local

levy

Less 874 reduction 2,100,000

Total general fund \$186,752,000

appropriation

The appropriation for special education, as amended, is \$515,866 over the amount originally recommended by the Senate and \$1,355,866 over the amount recommended in the executive budget.

This amendment increases the Division of Independent Study equip-

ment line item by \$35,000 which represents additional film rental income. These amendments also reduce estimated income line by \$11,384 to reflect actual estimated income as projected by the Division of Independent Study and to add \$46,384 to the general fund appropriation to reflect total dollars required in accordance with the total appropriation authorized by the 45th Legislative Assembly.

For the Senate

Senator Melland

Senator Strinden

Senator Maher - refused to sign

For the House

Rep. Wagner

Rep. Unhjem

Rep. Mertens - refused to sign

Rep. Wagner moved that the report be adopted, which motion prevailed.

MOTION

Rep. Backes 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. Board of Public School Education — 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, 100; nays, 0; absent and not voting, 0.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAUCLAIR			• KERMMOTT			• MURPHY			• UNHJEM		
• BENEDICT			• KLOUBEC			• MUSHK			• VANDER VORST		
• BERG			• KNUDSON			• NICHOLAS			• WAGNER		
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG			• OPEDAHN			• WENTZ		
• CONMY			• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE			• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B #12			• POWERS					
• DuBORD			• LARSON, G #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIEA			• RICHIE					
• GACKLE			• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAIXNER			• ROCHELEAU					
• GRONNEBERG			• MARSDEN			• RUED					
• GUNDERSON			• MARTIN, C #38			• RUSSELL					
• GUNSCH			• MARTIN, G #43			• RYLANCE					
• HAUGLAND			• MARTINSON			• SCHINDLER					
• HAUSAUER, A #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L #25			• MCCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVYRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHJEM					
• HICKLE			• MERTENS			• STRINDEN					
• HILL			• METZ			• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM					

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

Mr. President: The House has reconsidered the action by which it did not adopt the conference committee report on House Bill No. 1262, and subsequently did adopt the conference committee report.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1026

ROY GILBREATH, Chief Clerk

MOTION

Rep. Backes moved that the House stand at ease, subject to the call of the chair, which motion prevailed.

The House reconvened with Speaker Solberg presiding.

MESSAGES TO THE SENATE

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1006

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2005

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2135

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

House Bill No. 1006

House Bill No. 1026

House Bill No. 1262

House Bill No. 1280

LEO LEIDHOLM, Secretary

FIRST READING OF A SENATE BILL

Senate Bill No. 2135. A Bill for an Act to create and enact two new sections to chapter 50-01 of the North Dakota Century Code, relating to reimbursement to counties by the social service board of North Dakota for county general assistance payments; and to create and enact a new section to chapter 50-18 of the North Dakota Century Code, relating to establishing reasonable rates payable to boarding homes for the aged and infirm for the care of recipients of general assistance; and to provide an appropriation to carry out the provisions of this Act.

Which was read the first time.

MOTION

Rep. Mushik moved that the rules be suspended, and that Senate Bill No. 2135 be placed on second reading and final passage without committee recommendation, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2135: A Bill for an Act to create and enact a new section to chapter 50-01 of the North Dakota Century Code, relating to

reimbursement to counties by the social service board of North Dakota for county general assistance payments; and to create and enact a new section to chapter 50-18 of the North Dakota Century Code, relating to establishing reasonable rates payable to boarding homes for the aged and infirm for the care of recipients of general assistance; and to provide an appropriation to carry out the provisions of this Act.

Which has been read without Committee Recommendation.

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, 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL			1977 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON			• JOHNSON			• MILLER			• TINJUM		
• BACKES			• KELLY			• MUND			• TWETEN		
• BEAULCLAIR			• KERMOTT			• MURPHY			• UNHEM		
• BENEDICT			• KLOUBEC	•		• MUSHIK			• VANDER VORST		
• BERG			• KNUDSON	•		• NICOLAS			• WAGNER	•	
• BERGER			• KRETSCHMAR			• NORDBY			• WALSH		
• BLACK			• KUCHERA			• OLSON			• WEBER		
• CHRISTENSEN			• LANG	•		• OPEDAHL			• WENTZ		
• CONMY	•		• LANGLEY			• O'SHEA			• WINGE		
• CRABTREE	•		• LARDY			• PETERSON			• WINKJER		
• DOTZENROD			• LARSON, B. #12			• POWERS					
• DuBORD			• LARSON, G. #29			• RAU			• MR. SPEAKER		
• EAGLES			• LAUGHLIN			• REED					
• ERICKSON			• LEE			• RICHARD					
• FLEMING			• LIPSIA			• RICHIE					
• GACKLE	•		• LOKKEN			• RICHTER					
• GENGLER			• LUNDENE			• RIEHL					
• GERL			• MAXNER			• ROCHELLEAU					
• GRONNEBERG			• MARSDEN	•		• RUED	•				
• GUNDERSON			• MARTIN, C. #38			• RUSSELL					
• GUNSCH	•		• MARTIN, G. #43			• RYLANCE					
• HAUGLAND			• MARTINSON	•		• SCHINDLER					
• HAUSAUER, A. #49			• MATCHIE			• SCHUETT					
• HAUSAUER, L. #25	•		• McCAFFREY			• SCOFIELD					
• HERMAN			• MCGAUVRAN			• SOLBERG					
• HERSLIP			• MEIERS			• STENEHEM					
• HICKLE	•		• MERTENS			• STRINDEN					
• HILL			• METZ	•		• SWIONTEK					
• HORGAN			• METZGER			• THORSGARD					
• JACOBSON			• MEYER			• TIMM	•				

So the bill passed and the title was agreed to.

**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. 2135

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Backes moved that a committee of three be appointed to notify the Senate that the House has completed its business and was about to adjourn, which motion prevailed, and the Speaker appointed to such committee:

- Rep. Peterson
- Rep. Olson
- Rep. Lundene

Rep. Backes moved that a committee of three be appointed to notify the Governor that the House had completed its business and is about to adjourn, which motion prevailed, and the Speaker appointed as such committee:

- Rep. Winge
- Rep. Eagles
- Rep. O'Shea

A committee from the Senate was received who announced that the Senate had completed its business and was about to adjourn.

Rep. Peterson announced that the committee appointed to notify the Senate that the House had completed its business and is about to adjourn had completed their business, and asked to be discharged, which request was granted.

Rep. Winge announced that the committee appointed to notify the Governor that the House had completed its business and is about to adjourn had completed its business, and asked to be discharged, which request was granted.

Rep. Backes moved that the absent members be excused, which motion prevailed.

Rep. Backes moved that the House be on the sixteenth and seventeenth orders of business, and on the completion thereof, the House adjourn sine die, which motion prevailed.

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. 2551 and failed to pass the bill.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3039

House Concurrent Resolution No. 3059

Were delivered to the Secretary of State at the hour of 8:45 o'clock a.m., April 11, 1977.

REP. L. HAUSAUER, Chairman

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. 1598

House Bill No. 1173

House Bill No. 1599

House Bill No. 1313

House Resolution No. 9

House Bill No. 1320

House Resolution No. 10

House Bill No. 1551

House Resolution No. 11

House Bill No. 1553

House Memorial Resolution No. C

House Memorial Resolution No. D

House Memorial Resolution No. E

House Concurrent Resolution No. 3004

House Concurrent Resolution No. 3006

House Concurrent Resolution No. 3014

House Concurrent Resolution No. 3015

House Concurrent Resolution No. 3021

House Concurrent Resolution No. 3027

House Concurrent Resolution No. 3028

House Concurrent Resolution No. 3034

House Concurrent Resolution No. 3037

House Concurrent Resolution No. 3049

House Concurrent Resolution No. 3051

House Concurrent Resolution No. 3052

House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3063
House Concurrent Resolution No. 3068
House Concurrent Resolution No. 3073
House Concurrent Resolution No. 3081
House Concurrent Resolution No. 3083
House Concurrent Resolution No. 3086
House Concurrent Resolution No. 3088
House Concurrent Resolution No. 3100
House Concurrent Resolution No. 3101
House Concurrent Resolution No. 3105
House Concurrent Resolution No. 3106
House Concurrent Resolution No. 3107
House Concurrent Resolution No. 3108
House Concurrent Resolution No. 3109
House Concurrent Resolution No. 3110
House Concurrent Resolution No. 3111
And find the same correctly Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1001
House Bill No. 1002
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. 1010
House Bill No. 1013
House Bill No. 1014
House Bill No. 1018
House Bill No. 1026
House Bill No. 1028
House Bill No. 1037
House Bill No. 1041
House Bill No. 1043
House Bill No. 1047
House Bill No. 1049
House Bill No. 1052
House Bill No. 1071
House Bill No. 1084
House Bill No. 1148
House Bill No. 1156
House Bill No. 1172
House Bill No. 1174

House Bill No. 1178
House Bill No. 1239
House Bill No. 1242
House Bill No. 1245
House Bill No. 1262
House Bill No. 1280
House Bill No. 1308
House Bill No. 1325
House Bill No. 1333
House Bill No. 1384
House Bill No. 1388
House Bill No. 1408
House Bill No. 1419
House Bill No. 1442
House Bill No. 1443
House Bill No. 1476
House Bill No. 1477
House Bill No. 1478
House Bill No. 1525
House Bill No. 1528
House Bill No. 1531
House Bill No. 1548
House Bill No. 1559
House Bill No. 1563
House Bill No. 1565
House Bill No. 1587

House Bill No. 1601

House Concurrent Resolution No. 3102

And find the same correctly Engrossed and Enrolled.

REP. L. HAUSAUER, Chairman

Rep. Conmy moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILL AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1001
House Bill No. 1002
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. 1010
House Bill No. 1013
House Bill No. 1014
House Bill No. 1018
House Bill No. 1026
House Bill No. 1028

House Bill No. 1037
House Bill No. 1041
House Bill No. 1043
House Bill No. 1047
House Bill No. 1049
House Bill No. 1052
House Bill No. 1071
House Bill No. 1074
House Bill No. 1084
House Bill No. 1148
House Bill No. 1156
House Bill No. 1172
House Bill No. 1173
House Bill No. 1174
House Bill No. 1178
House Bill No. 1239
House Bill No. 1242
House Bill No. 1245
House Bill No. 1262
House Bill No. 1280
House Bill No. 1308
House Bill No. 1320
House Bill No. 1325
House Bill No. 1333
House Bill No. 1384
House Bill No. 1388
House Bill No. 1408
House Bill No. 1419
House Bill No. 1442
House Bill No. 1443
House Bill No. 1476
House Bill No. 1477
House Bill No. 1478
House Bill No. 1525
House Bill No. 1528
House Bill No. 1531
House Bill No. 1548
House Bill No. 1551
House Bill No. 1553
House Bill No. 1559
House Bill No. 1563
House Bill No. 1565
House Bill No. 1587
House Bill No. 1598
House Bill No. 1599
House Bill No. 1601
House Resolution No. 9
House Resolution No. 10
House Resolution No. 11
House Memorial Resolution No. C
House Memorial Resolution No. D
House Memorial Resolution No. E

House Concurrent Resolution No. 3004
House Concurrent Resolution No. 3006
House Concurrent Resolution No. 3014
House Concurrent Resolution No. 3015
House Concurrent Resolution No. 3021
House Concurrent Resolution No. 3027
House Concurrent Resolution No. 3028
House Concurrent Resolution No. 3034
House Concurrent Resolution No. 3037
House Concurrent Resolution No. 3049
House Concurrent Resolution No. 3051
House Concurrent Resolution No. 3052
House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3063
House Concurrent Resolution No. 3068
House Concurrent Resolution No. 3073
House Concurrent Resolution No. 3081
House Concurrent Resolution No. 3083
House Concurrent Resolution No. 3086
House Concurrent Resolution No. 3088
House Concurrent Resolution No. 3100
House Concurrent Resolution No. 3101
House Concurrent Resolution No. 3102
House Concurrent Resolution No. 3105
House Concurrent Resolution No. 3106
House Concurrent Resolution No. 3107
House Concurrent Resolution No. 3108
House Concurrent Resolution No. 3109
House Concurrent Resolution No. 3110
House Concurrent Resolution No. 3111

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. 1002
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. 1010
House Bill No. 1013
House Bill No. 1014
House Bill No. 1018
House Bill No. 1026
House Bill No. 1028
House Bill No. 1037

House Bill No. 1041
House Bill No. 1043
House Bill No. 1047
House Bill No. 1049
House Bill No. 1052
House Bill No. 1071
House Bill No. 1074
House Bill No. 1084
House Bill No. 1148
House Bill No. 1156
House Bill No. 1172
House Bill No. 1173
House Bill No. 1174
House Bill No. 1178
House Bill No. 1239
House Bill No. 1242
House Bill No. 1245
House Bill No. 1262
House Bill No. 1280
House Bill No. 1308
House Bill No. 1320
House Bill No. 1325
House Bill No. 1333
House Bill No. 1384
House Bill No. 1388
House Bill No. 1408
House Bill No. 1419
House Bill No. 1442
House Bill No. 1443
House Bill No. 1476
House Bill No. 1477
House Bill No. 1478
House Bill No. 1525
House Bill No. 1528
House Bill No. 1531
House Bill No. 1548
House Bill No. 1551
House Bill No. 1553
House Bill No. 1559
House Bill No. 1563
House Bill No. 1565
House Bill No. 1587
House Bill No. 1598
House Bill No. 1599
House Bill No. 1601
House Concurrent Resolution No. 3004
House Concurrent Resolution No. 3006
House Concurrent Resolution No. 3014
House Concurrent Resolution No. 3015
House Concurrent Resolution No. 3021
House Concurrent Resolution No. 3027
House Concurrent Resolution No. 3028

House Concurrent Resolution No. 3034
House Concurrent Resolution No. 3037
House Concurrent Resolution No. 3049
House Concurrent Resolution No. 3051
House Concurrent Resolution No. 3052
House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3063
House Concurrent Resolution No. 3068
House Concurrent Resolution No. 3073
House Concurrent Resolution No. 3081
House Concurrent Resolution No. 3083
House Concurrent Resolution No. 3086
House Concurrent Resolution No. 3088
House Concurrent Resolution No. 3100
House Concurrent Resolution No. 3101
House Concurrent Resolution No. 3102
House Concurrent Resolution No. 3105
House Concurrent Resolution No. 3106
House Concurrent Resolution No. 3107
House Concurrent Resolution No. 3108
House Concurrent Resolution No. 3109
House Concurrent Resolution No. 3110
House Concurrent Resolution No. 3111

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1001
House Bill No. 1002
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. 1010
House Bill No. 1013
House Bill No. 1014
House Bill No. 1018
House Bill No. 1026
House Bill No. 1028
House Bill No. 1037
House Bill No. 1041
House Bill No. 1043
House Bill No. 1047
House Bill No. 1049
House Bill No. 1052
House Bill No. 1071
House Bill No. 1074
House Bill No. 1084
House Bill No. 1148

House Bill No. 1156
House Bill No. 1172
House Bill No. 1173
House Bill No. 1174
House Bill No. 1178
House Bill No. 1239
House Bill No. 1242
House Bill No. 1245
House Bill No. 1262
House Bill No. 1280
House Bill No. 1308
House Bill No. 1313
House Bill No. 1320
House Bill No. 1325
House Bill No. 1333
House Bill No. 1384
House Bill No. 1388
House Bill No. 1408
House Bill No. 1419
House Bill No. 1442
House Bill No. 1443
House Bill No. 1476
House Bill No. 1477
House Bill No. 1478
House Bill No. 1525
House Bill No. 1528
House Bill No. 1531
House Bill No. 1548
House Bill No. 1551
House Bill No. 1553
House Bill No. 1559
House Bill No. 1563
House Bill No. 1565
House Bill No. 1587
House Bill No. 1598
House Bill No. 1599
House Bill No. 1601
House Concurrent Resolution No. 3004
House Concurrent Resolution No. 3006
House Concurrent Resolution No. 3014
House Concurrent Resolution No. 3015
House Concurrent Resolution No. 3021
House Concurrent Resolution No. 3027
House Concurrent Resolution No. 3028
House Concurrent Resolution No. 3034
House Concurrent Resolution No. 3037
House Concurrent Resolution No. 3049
House Concurrent Resolution No. 3051
House Concurrent Resolution No. 3052
House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3063
House Concurrent Resolution No. 3068
House Concurrent Resolution No. 3073

House Concurrent Resolution No. 3081
House Concurrent Resolution No. 3083
House Concurrent Resolution No. 3086
House Concurrent Resolution No. 3088
House Concurrent Resolution No. 3100
House Concurrent Resolution No. 3101
House Concurrent Resolution No. 3102
House Concurrent Resolution No. 3105
House Concurrent Resolution No. 3106
House Concurrent Resolution No. 3107
House Concurrent Resolution No. 3108
House Concurrent Resolution No. 3109
House Concurrent Resolution No. 3110
House Concurrent Resolution No. 3111
Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2001
Senate Bill No. 2002
Senate Bill No. 2003
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2006
Senate Bill No. 2007
Senate Bill No. 2008
Senate Bill No. 2009
Senate Bill No. 2010
Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2014
Senate Bill No. 2016
Senate Bill No. 2018
Senate Bill No. 2022
Senate Bill No. 2025
Senate Bill No. 2031
Senate Bill No. 2036
Senate Bill No. 2051
Senate Bill No. 2062
Senate Bill No. 2109
Senate Bill No. 2110
Senate Bill No. 2122
Senate Bill No. 2126
Senate Bill No. 2135
Senate Bill No. 2139
Senate Bill No. 2141
Senate Bill No. 2146
Senate Bill No. 2148
Senate Bill No. 2158
Senate Bill No. 2160
Senate Bill No. 2164
Senate Bill No. 2171
Senate Bill No. 2184

Senate Bill No. 2201
Senate Bill No. 2202
Senate Bill No. 2214
Senate Bill No. 2218
Senate Bill No. 2221
Senate Bill No. 2222
Senate Bill No. 2224
Senate Bill No. 2233
Senate Bill No. 2239
Senate Bill No. 2246
Senate Bill No. 2262
Senate Bill No. 2277
Senate Bill No. 2280
Senate Bill No. 2287
Senate Bill No. 2296
Senate Bill No. 2297
Senate Bill No. 2307
Senate Bill No. 2308
Senate Bill No. 2323
Senate Bill No. 2324
Senate Bill No. 2325
Senate Bill No. 2331
Senate Bill No. 2346
Senate Bill No. 2364
Senate Bill No. 2378
Senate Bill No. 2381
Senate Bill No. 2384
Senate Bill No. 2395
Senate Bill No. 2398
Senate Bill No. 2406
Senate Bill No. 2408
Senate Bill No. 2417
Senate Bill No. 2420
Senate Bill No. 2431
Senate Bill No. 2442
Senate Bill No. 2446
Senate Bill No. 2460
Senate Bill No. 2463
Senate Bill No. 2471
Senate Bill No. 2475
Senate Bill No. 2476
Senate Bill No. 2487
Senate Bill No. 2496
Senate Bill No. 2509
Senate Bill No. 2519
Senate Bill No. 2520
Senate Bill No. 2536
Senate Bill No. 2548
Senate Bill No. 2549
Senate Bill No. 2550
Senate Bill No. 2552
Senate Concurrent Resolution No. 4002
Senate Concurrent Resolution No. 4003

Senate Concurrent Resolution No. 4004
Senate Concurrent Resolution No. 4009
Senate Concurrent Resolution No. 4012
Senate Concurrent Resolution No. 4013
Senate Concurrent Resolution No. 4015
Senate Concurrent Resolution No. 4018
Senate Concurrent Resolution No. 4021
Senate Concurrent Resolution No. 4024
Senate Concurrent Resolution No. 4030
Senate Concurrent Resolution No. 4031
Senate Concurrent Resolution No. 4033
Senate Concurrent Resolution No. 4034
Senate Concurrent Resolution No. 4035
Senate Concurrent Resolution No. 4041
Senate Concurrent Resolution No. 4045
Senate Concurrent Resolution No. 4046
Senate Concurrent Resolution No. 4048
Senate Concurrent Resolution No. 4049
Senate Concurrent Resolution No. 4052
Senate Concurrent Resolution No. 4055
Senate Concurrent Resolution No. 4060
Senate Concurrent Resolution No. 4061
Senate Concurrent Resolution No. 4065
Senate Concurrent Resolution No. 4070
Senate Concurrent Resolution No. 4071
Senate Concurrent Resolution No. 4072
Senate Concurrent Resolution No. 4073
Senate Concurrent Resolution No. 4074
Senate Concurrent Resolution No. 4075
Senate Concurrent Resolution No. 4076
Senate Concurrent Resolution No. 4077
Senate Concurrent Resolution No. 4079
Senate Concurrent Resolution No. 4081
Senate Concurrent Resolution No. 4084
Senate Concurrent Resolution No. 4086
Senate Concurrent Resolution No. 4088
Senate Concurrent Resolution No. 4089
Senate Concurrent Resolution No. 4090
Senate Concurrent Resolution No. 4091

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. 2003
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2006
Senate Bill No. 2007

Senate Bill No. 2008
Senate Bill No. 2009
Senate Bill No. 2010
Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2014
Senate Bill No. 2016
Senate Bill No. 2018
Senate Bill No. 2022
Senate Bill No. 2025
Senate Bill No. 2031
Senate Bill No. 2036
Senate Bill No. 2051
Senate Bill No. 2062
Senate Bill No. 2109
Senate Bill No. 2110
Senate Bill No. 2122
Senate Bill No. 2126
Senate Bill No. 2135
Senate Bill No. 2139
Senate Bill No. 2141
Senate Bill No. 2146
Senate Bill No. 2148
Senate Bill No. 2158
Senate Bill No. 2160

Senate Bill No. 2164
Senate Bill No. 2171
Senate Bill No. 2184
Senate Bill No. 2201
Senate Bill No. 2202
Senate Bill No. 2214
Senate Bill No. 2218
Senate Bill No. 2221
Senate Bill No. 2222
Senate Bill No. 2224
Senate Bill No. 2233
Senate Bill No. 2239
Senate Bill No. 2246
Senate Bill No. 2262
Senate Bill No. 2277
Senate Bill No. 2280
Senate Bill No. 2287
Senate Bill No. 2296
Senate Bill No. 2297
Senate Bill No. 2307
Senate Bill No. 2308
Senate Bill No. 2323
Senate Bill No. 2324
Senate Bill No. 2325
Senate Bill No. 2331
Senate Bill No. 2346
Senate Bill No. 2364

Senate Bill No. 2378
Senate Bill No. 2381
Senate Bill No. 2384
Senate Bill No. 2395
Senate Bill No. 2398
Senate Bill No. 2406
Senate Bill No. 2408
Senate Bill No. 2417
Senate Bill No. 2420
Senate Bill No. 2431
Senate Bill No. 2442
Senate Bill No. 2446
Senate Bill No. 2460
Senate Bill No. 2463
Senate Bill No. 2471
Senate Bill No. 2475
Senate Bill No. 2476
Senate Bill No. 2487
Senate Bill No. 2496
Senate Bill No. 2509
Senate Bill No. 2519
Senate Bill No. 2520
Senate Bill No. 2536
Senate Bill No. 2548
Senate Bill No. 2549
Senate Bill No. 2550
Senate Bill No. 2552
Senate Concurrent Resolution No. 4002
Senate Concurrent Resolution No. 4003
Senate Concurrent Resolution No. 4004
Senate Concurrent Resolution No. 4009
Senate Concurrent Resolution No. 4012
Senate Concurrent Resolution No. 4013
Senate Concurrent Resolution No. 4015
Senate Concurrent Resolution No. 4018
Senate Concurrent Resolution No. 4021
Senate Concurrent Resolution No. 4024
Senate Concurrent Resolution No. 4030
Senate Concurrent Resolution No. 4031
Senate Concurrent Resolution No. 4033
Senate Concurrent Resolution No. 4034
Senate Concurrent Resolution No. 4035
Senate Concurrent Resolution No. 4041
Senate Concurrent Resolution no. 4045
Senate Concurrent Resolution No. 4046
Senate Concurrent Resolution No. 4048
Senate Concurrent Resolution No. 4049
Senate Concurrent Resolution No. 4052
Senate Concurrent Resolution No. 4055
Senate Concurrent Resolution No. 4060
Senate Concurrent Resolution No. 4061
Senate Concurrent Resolution No. 4065

Senate Concurrent Resolution No. 4070
Senate Concurrent Resolution No. 4071
Senate Concurrent Resolution No. 4072
Senate Concurrent Resolution No. 4073
Senate Concurrent Resolution No. 4074
Senate Concurrent Resolution No. 4075
Senate Concurrent Resolution No. 4076
Senate Concurrent Resolution No. 4077
Senate Concurrent Resolution No. 4079
Senate Concurrent Resolution No. 4081
Senate Concurrent Resolution No. 4084
Senate Concurrent Resolution No. 4086
Senate Concurrent Resolution No. 4088
Senate Concurrent Resolution No. 4089
Senate Concurrent Resolution No. 4090
Senate Concurrent Resolution No. 4091

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. 2003
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2006
Senate Bill No. 2007
Senate Bill No. 2008
Senate Bill No. 2009
Senate Bill No. 1010
Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2014
Senate Bill No. 2016
Senate Bill No. 2018
Senate Bill No. 2022
Senate Bill No. 2025
Senate Bill No. 2031
Senate Bill No. 2036
Senate Bill No. 2051
Senate Bill No. 2062
Senate Bill No. 2109
Senate Bill No. 2110
Senate Bill No. 2122
Senate Bill No. 2126
Senate Bill No. 2135
Senate Bill No. 2139
Senate Bill No. 2141
Senate Bill No. 2146
Senate Bill No. 2148
Senate Bill No. 2158

Senate Bill No. 2160
Senate Bill No. 2164
Senate Bill No. 2171
Senate Bill No. 2184
Senate Bill No. 2201
Senate Bill No. 2202
Senate Bill No. 2214
Senate Bill No. 2218
Senate Bill No. 2221
Senate Bill No. 2222
Senate Bill No. 2224
Senate Bill No. 2233
Senate Bill No. 2239
Senate Bill No. 2246
Senate Bill No. 2262
Senate Bill No. 2277
Senate Bill No. 2280
Senate Bill No. 2287
Senate Bill No. 2296
Senate Bill No. 2297
Senate Bill No. 2307
Senate Bill No. 2308
Senate Bill No. 2323
Senate Bill No. 2324
Senate Bill No. 2325
Senate Bill No. 2331
Senate Bill No. 2346
Senate Bill No. 2364
Senate Bill No. 2378
Senate Bill No. 2381
Senate Bill No. 2384
Senate Bill No. 2395
Senate Bill No. 2398
Senate Bill No. 2406
Senate Bill No. 2408
Senate Bill No. 2417
Senate Bill No. 2420
Senate Bill No. 2431
Senate Bill No. 2442
Senate Bill No. 2446
Senate Bill No. 2460
Senate Bill No. 2463
Senate Bill No. 2471
Senate Bill No. 2475
Senate Bill No. 2476
Senate Bill No. 2487
Senate Bill No. 2496
Senate Bill No. 2509
Senate Bill No. 2519
Senate Bill No. 2520
Senate Bill No. 2536
Senate Bill No. 2548
Senate Bill No. 2549

Senate Bill No. 2550
Senate Bill No. 2552
Senate Concurrent Resolution No. 4002
Senate Concurrent Resolution No. 4003
Senate Concurrent Resolution No. 4004
Senate Concurrent Resolution No. 4009
Senate Concurrent Resolution No. 4012
Senate Concurrent Resolution No. 4013
Senate Concurrent Resolution No. 4015
Senate Concurrent Resolution No. 4018
Senate Concurrent Resolution No. 4021
Senate Concurrent Resolution No. 4024
Senate Concurrent Resolution no. 4030
Senate Concurrent Resolution No. 4031
Senate Concurrent Resolution No. 4033
Senate Concurrent Resolution No. 4034
Senate Concurrent Resolution No. 4035
Senate Concurrent Resolution No. 4041
Senate Concurrent Resolution No. 4045
Senate Concurrent Resolution No. 4046
Senate Concurrent Resolution No. 4048
Senate Concurrent Resolution No. 4049
Senate Concurrent Resolution No. 4052
Senate Concurrent Resolution No. 4055
Senate Concurrent Resolution No. 4060
Senate Concurrent Resolution No. 4061
Senate Concurrent Resolution No. 4065
Senate Concurrent Resolution No. 4070
Senate Concurrent Resolution No. 4071
Senate Concurrent Resolution No. 4072
Senate Concurrent Resolution No. 4073
Senate Concurrent Resolution No. 4074
Senate Concurrent Resolution No. 4075
Senate Concurrent Resolution No. 4076
Senate Concurrent Resolution No. 4077
Senate Concurrent Resolution No. 4079
Senate Concurrent Resolution No. 4081
Senate Concurrent Resolution No. 4084
Senate Concurrent Resolution No. 4086
Senate Concurrent Resolution No. 4088
Senate Concurrent Resolution No. 4089
Senate Concurrent Resolution No. 4090
Senate Concurrent Resolution No. 4091
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. 1001
House Bill No. 1002
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. 1010
House Bill No. 1013
House Bill No. 1014
House Bill No. 1018
House Bill No. 1026
House Bill No. 1028
House Bill No. 1037
House Bill No. 1041
House Bill No. 1043
House Bill No. 1047
House Bill No. 1049
House Bill No. 1052
House Bill No. 1071
House Bill No. 1074
House Bill No. 1084
House Bill No. 1148
House Bill No. 1156
House Bill No. 1172
House Bill No. 1173
House Bill No. 1174
House Bill No. 1178
House Bill No. 1239
House Bill No. 1242
House Bill No. 1245
House Bill No. 1262
House Bill No. 1280
House Bill No. 1308
House Bill No. 1320
House Bill No. 1325
House Bill No. 1333
House Bill No. 1384
House Bill No. 1388
House Bill No. 1408
House Bill No. 1419
House Bill No. 1442
House Bill No. 1443
House Bill No. 1476
House Bill No. 1477
House Bill No. 1478
House Bill No. 1525
House Bill No. 1528
House Bill No. 1531
House Bill No. 1548
House Bill No. 1551
House Bill No. 1553
House Bill No. 1559
House Bill No. 1563
House Bill No. 1565
House Bill No. 1587

House Bill No. 1598
House Bill No. 1599
House Bill No. 1601

Were delivered to the Governor for his approval.

REP. L. HAUSAUER, Chairman

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 9
 House Resolution No. 10
 House Resolution No. 11
 House Memorial Resolution No. C
 House Memorial Resolution No. D
 House Memorial Resolution No. E
 House Concurrent Resolution No. 3004
 House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3014
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3021
 House Concurrent Resolution No. 3027
 House Concurrent Resolution No. 3028
 House Concurrent Resolution No. 3034
 House Concurrent Resolution No. 3037
 House Concurrent Resolution No. 3049
 House Concurrent Resolution No. 3051
 House Concurrent Resolution No. 3052
 House Concurrent Resolution No. 3058
 House Concurrent Resolution No. 3063
 House Concurrent Resolution No. 3068
 House Concurrent Resolution No. 3073
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3088
 House Concurrent Resolution No. 3100
 House Concurrent Resolution No. 3101
 House Concurrent Resolution No. 3102
 House Concurrent Resolution No. 3105
 House Concurrent Resolution No. 3106
 House Concurrent Resolution No. 3107
 House Concurrent Resolution No. 3108
 House Concurrent Resolution No. 3109
 House Concurrent Resolution No. 3110
 House Concurrent Resolution No. 3111

Were delivered to the Secretary of State.

REP. L. HAUSAUER, Chairman

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that House Bill No. 1468 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. L. HAUSAUER, Chairman

Pursuant to Rep. Strinden's motion, the House adjourned sine die.

ROY GILBREATH, Chief Clerk



GENERAL INDEX**PRE-SESSION**

Opening of Organizational and Orientation Session	
Convened December 7, 1976	1
Called to Order by Acting Speaker Robert Reimers	1
Certification of duly elected members by Secretary of State, Ben Meier	1-4
Provisional seating of Rep. Janet Wentz	4-9
Administration of Oath of Office to duly elected Representatives	
Chief Justice Ralph Erickstad	10
Opening prayer, Rev. E. C. Schumacher	10
Seating Order, 1977 Members of House of Representatives	10-12
Governor's Pre-Session Message	13-14
Legislative Council Reports	15-16
Special Coordinating Committee for organization of the House	17-18
Reports: 17-19, 25-29	
Election of Chief Clerk-Roy Gilbreath	20
Election of Desk Reporter-Barbara King	20
Election of Speaker of the House — Oscar Solberg	20-24
Election of Sergeant-At-Arms — Art Buchwitz	31-32
Procedural Committee Appointments:	
House Committee rooms, Photography,	
House and Joint Rules, Revision and Correction of the Journal,	
Employment	25
Select Committee to Notify the Governor and Senate that the House	
is organized and ready to transact business	25
Joint Sessions:	
December 7, 1976-Governor's message to Organizational Session,	
45th Legislative Assembly	13-14
December 8, 1976-Legislative Council Reports	15
December 9, 1976-Coal Development Impact Office, Ralph Dewing ..	25
House Standing Committees:	25-29

REGULAR SESSION

Opening of House of Representatives	31
Chaplaincy Schedule	32-33

PROCEDURAL COMMITTEES

Committee on Employment	25
Reports: 124, 147-149, 285, 1849	
Committee on Revision & Correction of the Journal	25
Committee on House and Joint Rules	25
Reports: 121, 880, 940, 958, 963, 1006, 1056, 1270, 1277, 1311	
Committee on Delayed Bills	502
Legislative Council Resolutions Committee	721-722

SELECT COMMITTEES

Committee to notify the Governor and Senate that the House is organized	
and ready to transact business	25
Committee on Arrangement for House Committee Rooms	25
Committee on Photography	25
Resolution appointing Photographer	1007
Committee on Joint Memorial Service and Hospital	123
House of Representatives Memorial Service	1354

Resolution for deceased Representatives	1354
Committee to notify Senate that the House has completed its business and was about to adjourn sine die	1957
Committee to notify the Governor that the House has completed its business and was about to adjourn sine die	1957

INTERIM COMMITTEES, 1977-79

Legislative Council Committee	1934
Capital Grounds Planning Committee	1934
Combine Multi State Tax Compact Advisory Committee	123
Committee on Constitutional Revisions	123
North Dakota Indian Affairs Commission	193
Energy Task Force of the Western Conference of the Council of State Governments	1229
Heritage Committee	1934
Combined Law Enforcement Council	1934
Education Commission of the States	1934

ADDRESSES BEFORE ASSEMBLY

Honorable Milton R. Young, United States Senator	668-671
Honorable Mark Andrews, United States Congressman — Remarks printed in Senate Journal	712
Congressman Henry S. Reuss, Chairman of U.S. House of Representatives Banking and Urban Affairs Committee	985
Brad Scott, State President of the Future Farmers of America	985, 1936
Mr. Abdul Al Sadahan, Administrative Consultant to the King of Saudi Arabia	1296
Mr. Frank Ziebell, President of the U.S. Jaycees	1521
Mr. Barton D. Russell, Executive Director of National Association of Towns and Townships Officials, Washington, D.C.	1562
Mr. Bruce Maloch, National Secretary, Future Farmers of America	1589

COMMUNICATIONS

N.D. Executive Office	560
Veto Message of House Bill 1034	1276
Western States Seminar on Energy Report	1511-1514
Veto Message of House Bill 1231	1797
Veto Message of House Bill 1350	1642
Veto Message of House Bill 1468	1924
Veto Message of House Bill 1537	1644
Communication from South Dakota Legislature	1871-1873
Joint Sessions:	
Tuesday, January 4, 1977-Chief Justice Ralph J. Erickstad, Governor Arthur A. Link	33-61
Wednesday, January 5, 1977-The State of the Judiciary, Chief Justice Ralph J. Erickstad	89-98
Thursday, February 2, 1977-Hon. Dean Whiteway, Member of the Canadian Parliament	476-477
Acting Speakers: Charles F. Fleming, 935, 1075	

Index to Members

ANDERSON

Standing Committee: 27, 28, 29

Conference Committee: 1482

Bills: 319, 322, 331, 333, 335

Motions: 505, 1346

Requests: 505

BACKES

Select Committee: 1934

Procedural Committee: 25

Conference Committee: 1333, 1675, 1700, 1791, 1830, 1858, 1869, 1920, 1934, 1937, 1940, 1942, 1944

Interim Committee: 502

Committee Reports: 1023, 1061, 1116, 1297, 1486, 1507, 1542, 1562, 1577, 1614, 1627, 1639, 1662, 1673, 1781, 1784

Bills: 169, 170, 241, 277, 299, 1639

House Resolutions: 87, 238, 1673

House Concurrent Resolutions: 145, 146, 306, 381, 398, 1067, 1116

Motions: 1261, 1276, 1274, 1486, 1496, 1503, 1505, 1521, 1530, 1531, 1555, 1567, 1570, 1571, 1576, 1581, 1586, 1588, 1593, 1602, 1812, 1825, 1834, 1838, 1840, 1842, 1843, 1844, 1852, 1857, 1859, 1862, 1863, 1865, 1866, 1867, 1870, 1877, 1883, 1886, 1890, 1891, 1907, 1908, 1909, 1911, 1912, 1916, 1918, 1920, 1924, 1932, 1933, 1935, 1936, 1938, 1939, 1940, 1942, 1943, 1944, 1947, 1952, 1955, 1956, 1957, 1958

Announcements: 179

Personal Privilege: 270, 1484, 1851

Requests: 7, 9, 139, 283, 605, 953, 954, 1458, 1918, 1938

BEAUCLAIR

Standing Committee: 27, 28

Procedural Committee: 25

Conference Committee: 1482, 1556, 1699

Committee Reports: 87

Motions: 826

Personal Privilege: 1706

Requests: 720

Benedict

Standing Committee: 27(2)

Procedural Committee: 25

Conference Committee: 1162, 1333, 1556

Bills: 129, 279, 334

House Concurrent Resolutions: 398, 881

BERG

Standing Committee: 26, 28

Conference Committee: 1483, 1556, 1675

Bills: 106, 181, 196, 220, 242, 316, 321, 322, 328(2), 333

House Concurrent Resolutions: 387

Motions: 608, 960, 1545

Personal Privilege: 211, 1440

Requests: 608, 873, 1735

BERGER

Standing Committee: 26, 28
Conference Committee: 1481, 1557, 1675
Bills: 80, 181, 259, 278, 306, 315, 319, 321
Motions: 112, 238, 498
Requests: 238, 499

BLACK

Standing Committee: 26, 28
Conference Committee: 1162(2), 1274, 1557, 1675
Bills: 196, 279, 319, 325(2)
Motions: 634
Remarks: 1930
Requests: 634

CHRISTENSEN

Standing Committee: 25
Conference Committee: 1403, 1482, 1648
Bills: 220, 318, 336
Motions: 1531
Requests: 644, 1231

CONMY

Standing Committee: 27, 28
Select Committee: 123
Procedural Committee: 106
Conference Committee: 1162, 1333, 1402, 1481, 1527, 1555, 1556, 1718, 1859, 1892, 1908
Bills: 75(3), 164, 169(3), 240, 242, 259, 277(2), 278(2), 279, 280(2), 318, 321, 324(3), 330, 331, 335, 337
House Resolutions: 260
House Concurrent Resolutions: 390, 881
Motions: 123, 167, 193, 245, 283, 284, 351, 367, 387, 413, 414, 433, 453, 473, 505, 555, 605, 667, 741, 759, 815, 847, 864, 895, 1005, 1049, 1091, 1127, 1128, 1186, 1187, 1332, 1436, 1488, 1595, 1596, 1603, 1623, 1625, 1626, 1633, 1650, 1726, 1732, 1733, 1734, 1737, 1738, 1749, 1847, 1848, 1853, 1862, 1919, 1920
Personal Privilege: 1177, 1916
Requests: 206

CRABTREE

Standing Committee: 26, 27
Conference Committee: 1566
Bills: 321, 334
House Concurrent Resolutions: 216
Motions: 1231
Requests: 870, 1065

DOTZENROD

Standing Committee: 27
Chairman, Agriculture Committee: 27, 29
Conference Committee: 1333, 1481, 1482(2), 1556,
Committee Reports: 99, 105, 187, 250, 252, 253, 266, 268, 269, 375, 395(2), 483, 484, 533, 534(3), 535(2), 618, 628, 629, 656, 657, 663(5), 664, 694, 701, 709, 735, 785, 967, 968, 969, 1003(3), 1011, 1130, 1132(2), 1134, 1233(2), 1260, 1261

Bills: 164, 305, 318, 321, 322, 329, 331
Motions: 193, 506, 541, 634, 635, 671, 708, 742, 828, 829, 844, 1125, 1184, 1212,
1219, 1231, 1261, 1276, 1278, 1466, 1467, 1506, 1583, 1603
Requests: 368, 828

DUBORD

Standing Committee: 26, 28
Personal Privilege: 1632

EAGLES

Standing Committee: 25
Select Committee: 1957
Conference Committee: 470, 1311, 1334, 1556, 1616, 1689, 1946
Bills: 80, 110(2), 169, 181, 320, 322
House Resolutions: 260
House Concurrent Resolutions: 385, 881
Motions: 293, 418, 1128, 1661, 1720, 1737, 1807, 1952
Remarks: 21, 1927

ERICKSON

Standing Committee: 26
Chairman, Transportation Committee: 29
Conference Committee: 1481, 1527(2)
Interim Committee: 1934
Committee Reports: 105, 106, 168, 172(2), 187(4), 188, 252, 253, 267, 268(2),
269, 376(3), 477, 478(2), 479, 480, 481, 483, 484, 511, 512(2), 513(2), 514, 621,
622, 623(2), 624, 626, 627, 629, 630, 656, 661(3), 663, 965, 966(6), 1002(3),
1109, 1110(5), 1111(4), 1112(2), 1113, 1114(2), 1209(2), 1212, 1239, 1260(2),
1261, 1286,
Bills: 72, 75, 76, 218, 219, 299, 301, 305, 321, 1062
House Concurrent Resolutions: 216, 306, 1062, 1507
Motions: 109, 179, 193, 261, 284, 285, 344, 392, 540, 541, 634, 635, 671, 987, 1005,
1017, 1036, 1062, 1124, 1128, 1261, 1276, 1278, 1321, 1466, 1467, 1595
Requests: 344

FLEMING

Standing Committee: 26
Procedural Committee: 25
Conference Committee: 1566, 1615, 1689
Bills: 129, 219, 277, 317, 328
House Concurrent Resolutions: 384, 398(2), 399(2), 862, 881
Motions: 559, 606, 1399, 1868, 1935, 1943
Point of Order: 1590
Requests: 519, 606, 637, 953, 1460, 1856, 1868, 1885, 1935, 1943
Presiding Speaker: 935, 1075

GACKLE

Standing Committee Chairman, Finance & Taxation Committee: 26, 29
Select Committee: 123
Conference Committee: 1675, 1830, 1858, 1869, 1920, 1934, 1937, 1940, 1942,
1944
Interim Committee: 1934
Committee Reports: 1148, 1149(2), 1151, 1209, 1210, 1249, 1254, 1259, 1280,
1286, 1289, 1290

Committee Reports: 86, 137, 152, 153(2), 207, 208(2), 209, 210(2), 230(2), 288, 355, 359, 427(2), 437, 465, 467, 479(2), 484, 594, 597, 602, 619, 623(2), 627, 629, 630, 654(3), 660, 730(5), 731(2), 733, 734, 736(2), 771(3), 775(2), 776(2), 777, 780(4), 782, 788(2), 790, 791(2), 792(2), 793, 794(2), 795, 847, 942, 944(2), 945(4), 1011, 1029(3), 1030, 1059(3), 1077, 1080
 Bills: 73, 75, 76, 83, 163, 180(2), 194, 195(2), 258, 301, 302, 303, 319, 322, 323, 326, 328, 331(2) 332
 House Concurrent Resolutions: 383, 389, 397, 398, 449
 Motions: 99, 154, 179, 223, 245, 270, 367, 433, 454, 473, 475, 506, 741, 742, 834, 843, 844, 845, 846, 847, 863, 970, 1081, 1105, 1115, 1175, 1184, 1221, 1261, 1277, 1311, 1321, 1340, 1693, 1777, 1861, 1867, 1918, 1933, 1935, 1938, 1941, 1943
 Personal Privilege: 641, 845
 Requests: 717, 741, 869, 1531

GENGLER

Standing Committee Chairman, Industry, Business & Labor Committee: 26, 29
 Committee Reports: 1030(2), 1056, 1057(2), 1059, 1076(3), 1130(2), 1132(3), 1133(3), 1134, 1147, 1148(4), 1149, 1170(4), 1171(3), 1173, 1174(3), 1175(5), 1210, 1234, 1294(3), 1295(4), 1296, 1673, 1715
 Bills: 180, 259, 300, 315, 320, 322(2), 332, 334
 House Concurrent Resolutions: 280, 755, 1486
 Motions: 123, 150, 154, 167, 273, 297, 309, 310, 338, 346, 360, 364, 434, 470, 471, 517, 584, 606, 607, 634, 635, 671, 672, 708, 716, 844, 921, 956, 970, 975, 1031, 1067, 1081, 1093, 1114, 1115, 1128, 1152, 1159, 1175, 1212, 1261, 1300, 1321, 1322, 1325, 1398, 1399, 1433, 1506, 1736
 Personal Privilege: 1579
 Requests: 338, 1325, 1381

GERL

Standing Committee: 26, 28
 Procedural Committee: 25
 Conference Committee: 1274, 1402, 1403, 1527
 Committee Reports: 125, 285
 Bills: 259, 278, 302, 303, 320, 322
 House Concurrent Resolutions: 227, 398, 1118
 Motions: 985, 1091, 1135, 1589, 1595, 1597, 1600, 1603, 1604
 Remarks: 159, 1008, 1535
 Personal Privilege: 1486, 1848

GRONNEBERG

Standing Committee: 27(2)
 Conference Committee: 1482
 Bills: 72, 76(3), 164(2), 218, 318, 325(2)
 Motions: 112
 Requests: 112, 369

GUNDERSON

Standing Committee: 27, 29
 Conference Committee: 471, 1124
 Interim Committee: 721
 Committee Reports: 1637, 1638(2), 1752(3), 1781
 Bills: 83, 219, 305, 320, 334
 House Concurrent Resolutions: 398, 1507
 Motions: 390, 1577, 1637, 1649, 1653, 1753, 1835

GUNSCH

Standing Committee: 25

Conference Committee: 1556(2), 1616, 1689(2), 1891

Bills: 220, 318, 336

House Resolutions: 1425

Motions: 962

HAUGLAND

Standing Committee: 26

Chairman, Social Welfare Committee: 28

Interim Committee: 1934

Committee Reports: 113, 114, 168, 169, 186, 187, 251, 265, 266, 267(3), 287, 373, 376, 393, 394(3), 425, 499, 500(4), 512(3), 659, 660(3), 662(2), 664, 1001(2), 1002(3), 1011(3), 1110, 1112(2), 1113(2), 1114(3), 1236

House Concurrent Resolutions: 1542, 1783

Motions: 123, 124, 179, 261, 270, 284, 285, 309, 368, 392, 414, 418, 434, 515, 541, 671, 1276, 1312, 1467, 1506, 1601

Remarks: 1931

Announcements: 247

A. HAUSAUER

Standing Committee:

Vice Chairman, Finance & Taxation Committee: 26, 28, 29

Conference Committee: 1162, 1481, 1556, 1566, 1675, 1791, 1830, 1858, 1869, 1920, 1934, 1937, 1940, 1942, 1944

Bills: 129, 180, 181, 219, 299, 304, 326, 337

House Concurrent Resolutions: 390, 502, 602

Motions: 709, 986, 1322, 1493, 1557, 1629, 1631, 1649, 1661, 1730, 1737, 1760, 1777, 1842

L. HAUSAUER

Standing Committee: 25

Procedural Committee: 106

Conference Committee: 1188, 1311, 1333, 1402, 1527, 1616, 1689, 1734, 1747

Interim Committee, 1934

Committee Reports: 106, 151, 205, 261, 279, 283, 290, 309, 367, 387, 539, 583, 633, 707, 1163, 1186, 1187, 1190, 1436, 1625, 1626, 1672, 1812, 1847, 1848, 1853, 1861, 1871

Bills: 129, 181, 194(2), 320, 322, 332

House Concurrent Resolutions: 145, 397

Motions: 1380, 1569, 1889

HERMAN

Standing Committee: 27, 28

Bills: 258, 300, 302, 335

House Resolutions: 1298

Motions: 1231

Remarks: 1925

HERSLIP

Standing Committee: 27(2), 29

Conference Committee: 471, 1162, 1587

Bills: 279, 298, 303, 305, 317

House Resolutions: 181
Motions: 1145
Requests: 402, 887

HICKLE

Standing Committee: 27, 28
Bills: 220, 318, 336
House Concurrent Resolutions: 398
Motions: 247
Requests: 247, 962

HILL

Standing Committee: 27, 28
Conference Committee: 1162, 1188, 1333
Bills: 321
House Concurrent Resolutions: 306

HORGAN

Standing Committee: 26
Procedural Committee: 106
Conference Committee: 1556, 1689, 1891
Bills: 169, 218, 219, 303, 322(2)
House Resolutions: 1564, 1579
Motions: 106, 151, 179, 205, 261, 283, 285, 290, 292, 309, 539, 583, 633, 707, 1163,
1564

JACOBSON

Standing Committee: 26, 28
Conference Committee: 1482, 1675, 1718, 1830, 1947
Bills: 195(2), 218, 299, 303, 320(2), 321
Motions: 1177, 1783
Requests: 991

JOHNSON

Standing Committee: 26
Conference Committee: 1402, 1527, 1649, 1689
Bills: 279, 301

KELLY

Standing Committee: 26
Select Committee: 123, 1353
Procedural Committee: 25
Conference Committee: 1689
Interim Committee: 722
Committee Reports: 31, 283
Bills: 80(2), 194, 241, 258, 278(2), 280, 315, 327
House Concurrent Resolutions: 385
Motions: 107, 151, 193, 247, 250, 338, 399, 458, 540, 606, 712, 882, 959, 1109,
1169, 1212, 1275, 1354, 1414, 1561, 1590, 1645, 1777
Requests: 247

KERMOTT

Standing Committee: 27, 28
Conference Committee: 1311, 1344

Bills: 129, 169
House Concurrent Resolutions: 1542
Motions: 1542

KLOUBEC

Standing Committee: 26, 28
Conference Committee: 1403(2), 1482, 1527, 1556, 1647, 1675
Bills: 181, 258, 277, 315, 320, 333(4), 335
House Concurrent Resolutions: 755
Motions: 360, 1108, 1300, 1389, 1557, 1733, 1738
Requests: 1231

KNUDSON

Standing Committee: Chairman, Education Committee: 26, 28, 29
Conference Committee: 1556, 1675
Committee Reports: 85, 86, 138(4), 152(2), 207(2), 209(2), 286, 338, 357, 358, 359(2), 426(2), 436(2), 465, 469, 479, 480(2), 485, 550, 563, 566(2), 593, 596, 597, 598, 617, 619(2), 625, 691(2), 699, 700, 701(2), 735, 736, 753, 754, 755, 943, 945, 946(3), 947, 1011, 1056, 1059, 1060, 1147, 1148, 1150, 1151, 1174, 1562, 1701
Bills: 194, 242, 300, 306, 317, 328, 334
House Resolutions: 149
House Concurrent Resolutions: 150, 384, 861, 881
Motions: 99, 154, 223, 245, 309, 351, 368, 434, 454, 473, 474, 501, 506, 583, 584, 607, 634, 708, 844, 925, 935, 975, 991, 1056, 1081, 1095, 1175, 1176, 1184, 1300, 1732, 1736, 1942
Personal Privilege: 1557
Requests: 578, 935, 1746, 1841, 1866

KRETSCHMAR

Standing Committee: Vice Chairman, Judiciary Committee: 27, 28
Select Committee: 123, 502
Procedural Committee: 25
Conference Committee: 1162, 1333(2), 1402, 1482, 1527, 1556, 1647, 1693, 1700, 1713(5), 1714(5), 1715, 1717, 1781(6), 1791, 1856
Interim Committee: 1934
Committee Reports: 1211, 1212, 1583, 1694(3), 1695(2)
Bills: 170, 315, 320, 322, 325, 334
House Concurrent Resolutions: 398, 537(2), 861, 881, 1062
Motions: 431, 432, 437, 456, 457, 486, 514, 518, 520, 524, 532, 536, 573, 633, 634, 635, 806, 835, 870, 873, 890, 964, 1023, 1028, 1061, 1065, 1082, 1230, 1261, 1298, 1314, 1328, 1350, 1507, 1525, 1599, 1615, 1627, 1631, 1632, 1650, 1725, 1729, 1735, 1736, 1707, 1771, 1781, 1810, 1828, 1843
Remarks: 1925

KUCHERA

Standing Committee: 26
Conference Committee: 1556, 1616, 1648, 1689(2), 1734, 1746, 1891
Bills: 193, 242, 278, 300, 334
House Concurrent Resolutions: 881
Motions: 409, 641, 1017, 1720, 1734, 1738, 1838, 1865, 1876
Requests: 402, 1876

LANG

Standing Committee: 26

Chairman, Political Subdivisions Committee: 28

Conference Committee: 1482

Committee Reports: 105(2), 168(3), 252, 253(4), 268, 269, 375, 376(3), 377, 395(2), 400, 482(3), 484, 485(2), 501, 513(3), 622(2), 627, 630(4), 659, 664, 965, 967(2), 969, 1002, 1003(3), 1077(2), 1078(2), 1079(4), 1081, 1112, 1113, 1114, 1210, 1211(2), 1233, 1234, 1235, 1237, 1239, 1260(2), 1291

Bills: 325

House Concurrent Resolutions: 398

Motions: 109(2), 180, 261, 284, 285, 392, 414, 506, 515, 541, 634, 671, 672, 987, 1005, 1115, 1116, 1122, 1128, 1212, 1270, 1276, 1278, 1311, 1321, 1466, 1467

LANGLEY

Standing Committee: Vice Chr., Industry, Business & Labor Committee: 26, 28, 29

Conference Committee: 1162, 1403, 1482, 1647

Committee Reports: 942(2), 943, 1274

Bills: 77, 79, 129, 196, 220, 242, 258, 316, 318, 325, 331, 334, 1062

House Concurrent Resolutions: 280

Motions: 179, 716, 892, 1323, 1724, 1790, 1794

LARDY

Standing Committee: 26

Conference Committee: 1482, 1616, 1617, 1675, 1802, 1859

Bills: 196, 277, 278, 300, 323(2), 324, 328

House Concurrent Resolutions: 150(2), 397, 755, 1486

Motions: 505, 608, 903, 955, 956, 970, 1717

Requests: 402, 505, 608, 955, 970, 1494, 1883

B. LARSON

Standing Committee: 27(2), 29

Conference Committee: 1188

Bills: 129, 242, 279

House Concurrent Resolutions: 280

G. LARSON

Standing Committee: Vice Chairman, Education Committee: 26, 28

Conference Committee: 1188, 1223, 1402, 1527, 1675

Bills: 72(3), 242, 327

House Concurrent Resolutions: 397

Motions: 608, 1603, 1727, 1788

Requests: 608

LAUGHLIN

Standing Committee: 26, 28

Chairman, Veterans Affairs Committee: 29

Conference Committee: 1311, 1334, 1566

Committee Reports: 167, 373(3), 374, 795, 1281, 1285

Bills: 74, 106, 299, 301, 302, 326, 333, 336

House Concurrent Resolutions: 398, 736

Motions: 392, 1144, 1892

Personal Privilege: 845

Requests: 392

LEE

Standing Committee: 27, 29(2)
Procedural Committee: 25
Conference Committee: 1188, 1274(2)
Bills: 129, 219, 243, 318, 334
Motions: 87, 930, 953, 1180, 1302, 1397, 1401, 1460
Remarks: 1930
Announcements: 1075
Requests: 1180

LIPSIEA

Standing Committee: 26, 28, 29
Conference Committee: 1162(2)
Bills: 243, 302, 329(2), 330
House Resolutions: 1510
Motions: 1601

LOKKEN

Standing Committee: 26, 29
Procedural Committee: 25
Conference Committee: 1403(2), 1527(2), 1647
Bills: 258, 320, 332
House Concurrent Resolutions: 1542
Motions: 507, 796

LUNDENE

Standing Committee: 27, 28
Select Committee: 1934, 1957
Conference Committee: 1162, 1333, 1616, 1647, 1693, 1856
Bills: 79, 82, 258, 279, 302, 305, 328, 336(2)
House Concurrent Resolutions: 389, 664, 736, 1783
Motions: 85, 378, 389, 953, 959
Personal Privilege: 1146
Requests: 953

MAIXNER

Standing Committee: 26, 28
Select Committee: 123
Conference Committee: 1403, 1482(2), 1527
Bills: 220(2), 277, 278, 300, 302, 303, 317, 322(2), 327
House Concurrent Resolutions: 150, 449
Motions: 154, 634, 801, 887, 1075, 1212, 1314, 1320, 1347, 1388, 1577, 1599, 1629,
1630, 1649, 1743
Remarks: 1387, 1947
Personal Privilege: 640
Requests: 402, 634, 801, 1400

MARSDEN

Standing Committee: 26
Conference Committee: 1403, 1555, 1566, 1674, 1689, 1791, 1802, 1859
Bills: 74(3), 110(2), 169, 279, 317, 331
House Resolutions: 181
House Concurrent Resolutions: 383, 398(2)

Motions: 182, 247, 254, 443, 614, 888, 896, 932, 1324, 1569, 1583, 1591, 1640,
1793, 1806, 1815, 1848, 1875

Remarks: 1415

Announcements: 190

Personal Privilege: 1128, 1764

Requests: 254, 918, 1144, 1456, 1531, 1558

C. MARTIN

Standing Committee: 26, 28

Bills: 194(2), 242, 258, 300, 301, 317, 322, 332, 333

House Resolutions: 149

House Concurrent Resolutions: 150

Motions: 975

Personal Privilege: 640

Requests: 742

G. MARTIN

Standing Committee: 26

Conference Committee: 1556, 1617, 1734, 1746, 1946

Interim Committee: 1934

Bills: 127, 241, 278, 300, 321, 325

House Concurrent Resolutions: 632

Motions: 368, 583, 1468

Requests: 583, 899

MARTINSON

Standing Committee: 27, 28

Select Committee: 123, 1353

Procedural Committee: 25

Conference Committee: 1481, 1556

Committee Reports: 285

Bills: 169, 219, 303(2), 315, 317(2), 328, 330

House Concurrent Resolutions: 385, 390, 502

Motions: 146, 390, 505, 859, 1725

Remarks: 21

Requests: 532, 646

MATCHIE

Standing Committee: 27

Select Committee: 123

Conference Committee: 1311, 1344, 1556(2)

Bills: 220, 305, 322, 325, 326(2), 327

House Resolutions: 1299

House Concurrent Resolutions: 398

Motions: 1749

Requests: 404, 1135

MCCAFFREY

Standing Committee: 26, 28

Conference Committee: 1162(2), 1274

Bills: 170(3), 241, 243, 258, 306, 319(2), 320, 322, 330, 332(2), 336

House Concurrent Resolutions: 388, 537, 881

Motions: 86, 392, 409, 414, 516, 540, 672, 1157

Remarks: 540, 579, 1949

Announcements: 1586
Requests: 540, 672, 935, 1157, 1949

MCGAUVRAN

Standing Committee: 26, 29
Conference Committee: 1274(2)
Bills: 195, 219, 316, 329
House Concurrent Resolutions: 1009
Motions: 1314
Requests: 1321

MEIERS

Standing Committee: 27, 28
Procedural Committee: 25
Conference Committee: 470, 1482(2), 1527, 1555, 1556, 1859, 1892, 1908
Bills: 77, 80(2), 110(2), 195, 299, 322(2), 326, 328, 331, 332(2), 334
House Concurrent Resolutions: 388(2), 449, 664, 737
Motions: 86, 388, 431, 474, 671, 709, 1025, 1134, 1722
Remarks: 1925

MERTENS

Standing Committee: 26
Conference Committee: 1188, 1403, 1555, 1556, 1734, 1747, 1761, 1791, 1856
Interim Committee: 722, 1934
Bills: 72(2), 73, 78, 106(2), 169, 316, 322, 328(2), 333(2)
House Concurrent Resolutions: 145, 387, 536, 862
Motions: 112, 193, 1000, 1075, 1093, 1107, 1231, 1953
Remarks: 21
Personal Privilege: 1471, 1485, 1845
Requests: 112, 1841, 1866

METZ

Standing Committee: 26
Vice Chairman, Political Subdivisions Committee: 28, 29
Conference Committee: 1274(2), 1402, 1403, 1482, 1718
Bills: 243, 277, 300
House Concurrent Resolutions: 398
Motions: 1598, 1603, 1604, 1767, 1788
Announcements: 1169

METZGER

Standing Committee: 26, 29
Conference Committee: 1124
Bills: 75, 80, 111, 180, 196, 243, 259, 299, 301, 320, 321, 325, 330, 331
House Concurrent Resolutions: 397, 429
Motions: 360, 391, 1084, 1103, 1231
Announcements: 417
Personal Privilege: 638, 1852
Requests: 391, 720, 825, 1511, 1531

MEYER

Standing Committee: 26
Vice Chairman, Agriculture Committee: 27
Bills: 83, 164, 195, 218, 219, 242, 243, 315(2), 316, 328

House Concurrent Resolutions: 388, 398
Motions: 99, 533

MILLER

Standing Committee: 26
Conference Committee: 1617
Requests: 1231

MUND

Standing Committee: 26, 28
Procedural Committee: 25
Bills: 74, 81, 180, 218, 243, 337
House Resolutions: 1007
House Concurrent Resolutions: 390, 398, 502
Motions: 1108
Requests: 402

MURPHY

Standing Committee: 26, 28
Conference Committee: 1311, 1344, 1481, 1556, 1761, 1791, 1856
Bills: 73, 78(4), 79, 83, 110 (2), 111(2), 163, 195(3), 219, 220, 241, 242, 258,
299, 304, 318
House Concurrent Resolutions: 398
Motions: 138, 193, 285, 474, 741, 846, 1841
Personal Privilege: 908, 1202
Requests: 741, 832

MUSHIK

Standing Committee: 26
Select Committee: 502
Procedural Committee: 25
Conference Committee: 1556, 1616, 1649
Interim Committee: 1934
Bills: 278, 299, 332, 334, 335(2), 336, 337
House Concurrent Resolutions: 227, 398, 399, 737, 881, 1062, 1118
Motions: 540, 553, 554, 608, 615, 632, 633, 644, 877, 957, 1007, 1144, 1146, 1158,
1162, 1169, 1176, 1193, 1207, 1228, 1233, 1298, 1486, 1507, 1542, 1543, 1627,
1782, 1841, 1956
Remarks: 1926
Announcements: 433
Requests: 579, 608, 838

NICHOLAS

Standing Committee: 26, 28
Conference Committee: 1311, 1344, 1483, 1863
Bills: 129, 219, 259, 303, 316(2), 322, 331
House Resolutions: 260
House Concurrent Resolutions: 306, 387, 398, 881, 1009
Motions: 848, 1676, 1935

NORDBY

Standing Committee: 26, 28
Conference Committee: 1223, 1402, 1481, 1527, 1791, 1863

Bills: 170, 219, 220, 258, 301, 302, 306
House Concurrent Resolutions: 398
Motions: 223, 413, 474, 841, 1660
Requests: 224, 806

OLSON

Standing Committee: 26
Vice Chairman, Social Welfare Committee: 28
Select Committee: 123, 193, 1353, 1957
Procedural Committee: 25
Committee Reports: 87
Bills: 79, 80, 111, 129, 218, 219(2), 243, 259, 316, 318, 321, 329, 332, 335, 336
House Concurrent Resolutions: 388, 664
Motions: 249, 276, 1925, 1927
Requests: 249, 276

OPEDAHL

Standing Committee: 26
Conference Committee: 1311, 1334, 1403, 1616, 1648, 1778
Bills: 163, 303, 334, 336
House Concurrent Resolutions: 736

O'SHEA

Standing Committee: 26, 29
Select Committee: 1957
Conference Committee: 1017
Bills: 321
House Concurrent Resolutions: 397

PETERSON

Standing Committee: Vice Chairman Appropriations Committee: 25
Select Committee: 1957
Procedural Committee: 25
Conference Committee: 1187, 1527, 1555, 1616, 1617, 1734, 1747, 1791
Interim Committee: 1934
Bills: 129, 169, 181, 193, 194, 241, 279, 331
House Concurrent Resolutions: 145, 1542
Motions: 16, 857, 869, 970, 1075, 1102, 1144, 1531, 1583, 1603, 1655, 1721
Remarks: 1930
Announcements: 1958
Requests: 849, 1073

POWERS

Standing Committee: Vice Chairman, State & Federal Government
Committee: 27, 28
Bills: 73(2), 75, 258, 322, 324, 327, 328, 336
House Concurrent Resolutions: 398, 664
Motions: 193
Remarks: 1926

RAU

Standing Committee: 26, 29(2)
Conference Committee: 1017

Bills: 73, 74, 75, 78, 196, 302, 316, 332, 334

House Concurrent Resolutions: 280

Motions: 338, 1231

Requests: 338, 869

REED

Standing Committee: 27, 28

Procedural Committee: 25

Conference Committee: 470, 1333, 1481, 1556

Bills: 195, 196, 219, 220, 318(2), 322, 325

Motions: 85, 109, 173, 213, 270, 361, 413, 486, 560, 638, 795, 895, 985, 1056, 1127,
1208, 1300, 1314, 1316, 1468, 1581, 1673, 1797, 1871

RICHARD

Standing Committee: 26, 29(2)

Conference Committee: 1527(2)

Bills: 180(2), 301, 304, 315, 316, 317, 322, 325, 326

House Concurrent Resolutions: 387

Motions: 634, 1633

Remarks: 22

Personal Privilege: 1867

Requests: 634

RICHIE

Standing Committee: 27, 28

Conference Committee: 1188, 1333, 1482, 1556

Bills: 164, 181, 218, 219(2), 241, 318, 319, 328,

House Resolutions: 1299

House Concurrent Resolutions: 881

Motions 963, 1231, 1595, 1603, 1698, 1731, 1737

Requests: 402, 518, 1531

RICHTER

Standing Committee: 29

Procedural Committee: 25

Conference Committee: 1403

House Resolutions: 1007

RIEHL

Standing Committee: 26, 28

Conference Committee: 1482

Bills: 219, 315, 331, 333

Motions: 392, 1569

ROCHELEAU

Standing Committee: 27(2)

Conference Committee: 1481, 1482

Bills: 319, 325, 333

Motions: 1350, 1856

Requests: 571, 850, 884

RUED

Standing Committee: 26, 29

Conference Committee: 1162, 1274(2)
Bills: 73, 78(2), 127(2), 242(2), 326, 327, 337
House Concurrent Resolutions: 383, 1542
Motions: 709, 1231, 1398, 1460, 1598, 1640, 1812
Requests: 518, 1328, 1810

RUSSELL

Standing Committee: 27, 28
Conference Committee: 1162(2), 1333, 1482(2)
Bills: 280, 305, 316, 321, 328
House Concurrent Resolutions: 602, 1082
Motions: 1599
Requests: 206, 720, 835, 1082

RYLANCE

Standing Committee: Chairman, State & Federal Government Committee: 27, 28
Conference Committee: 471, 1141, 1311, 1334, 1556, 1587, 1675
Interim Committee: 1934
Committee Reports: 113, 136, 137(2), 152(2), 208(3), 209(2), 210(2), 228(2), 229, 230(3), 231, 288, 289(2), 290, 338, 339(3), 359(2), 360(2), 426, 427(3), 428(2), 436(4), 437(2), 481(2), 482, 483, 486, 550(3), 599(2), 600(5), 601, 620, 621, 626, 693, 699(2), 733, 734, 735(3), 751, 752(6), 942(2), 943, 944, 965, 969(4), 970(4), 1029, 1030(5), 1075, 1076, 1078, 1079(3), 1111, 1130, 1131(2), 1132(2), 1133, 1147, 1148(2), 1149, 1151(2), 1174(2), 1175, 1211, 1292, 1293(4), 1294(3)
Bills: 72(2), 77, 82, 127(2), 180(3), 181, 259, 280, 300, 301, 315, 324, 326, 330, 334, 337
House Concurrent Resolutions: 385, 390(2), 536(2), 537(2), 632, 861(2), 1783
Motions: 167, 223, 245, 247, 309, 310, 360, 381, 470, 471, 506, 583, 607, 634, 635, 652, 672, 708, 719, 742, 803, 847, 958, 975, 987, 1036, 1037, 1066, 1114, 1115, 1175, 1176, 1184, 1261, 1300, 1311, 1322, 1442, 1507, 1545, 1721, 1722, 1737, 1799
Requests: 247, 434, 652, 672, 719, 803, 829, 1115, 1494, 1632, 1941

SCHLINDLER

Standing Committee: 26, 28
Conference Committee: 1482(2)
Bills: 195, 306, 319(2), 328, 329
House Concurrent Resolutions: 280, 398
Motions: 85

SCHUETT

Standing Committee: 26, 29
Vice Chairman, Veterans Affairs Committee: 29
House Concurrent Resolutions: 390, 448
Requests: 1494, 1815

SCOFIELD

Standing Committee: 27, 29

Procedural Committee: 25
 Conference Committee: 1017, 1527(2)
 Legislative Council Resolutions Committee: 722
 Bills: 180, 258, 277, 303, 324
 House Concurrent Resolutions: 536, 1023, 1507
 Motions: 125, 709, 1121, 1130, 1151, 1607, 1634, 1636, 1650
 Requests: 520, 1350

SOLBERG

Interim Committee: 1934
 Committee Reports: 121
 Bills: 111(2), 316, 326
 House Concurrent Resolutions: 145, 146, 387, 1062, 1783
 Memorial Resolutions: 1639
 Motions: 1007
 Remarks: 1928
 Announcements: 85, 123, 191, 193, 199, 201, 213, 223, 248, 284, 297, 369, 433,
 453, 505, 509, 510, 557, 568, 569, 576, 585, 587, 608, 633, 671, 676, 710, 714, 721,
 742, 841, 847, 852, 866, 895, 898, 900, 1005, 1063, 1143, 1151, 1206, 1213, 1229,
 1232, 1277, 1353, 1381, 1392, 1557, 1562, 1589, 1649
 Requests: 123, 606
 Ruled: 920, 924

STRINDEN

Select Committee: 1934
 Procedural Committee: 25
 Conference Committee: 1333, 1700, 1791
 Interim Committee: 502
 Committee Reports: 1023, 1061, 1116, 1297, 1486, 1507, 1542, 1562, 1577, 1614,
 1627, 1639, 1662, 1673, 1781, 1784
 Bills: 74, 77, 129, 169, 170(2), 181, 196, 241, 299, 302(2), 303, 305, 319(2),
 327(2), 1639
 House Resolutions: 87, 238, 381, 1673
 House Concurrent Resolutions: 145, 146, 150, 196, 306, 383, 398, 861(2), 880,
 881, 1062, 1116
 Memorial Resolutions: 1615, 1663
 Motions: 7, 9, 10, 12, 13, 14, 15, 17, 20, 23, 24, 25, 29, 32, 61, 87, 98, 108, 121,
 162, 163, 165, 193, 203, 205, 206, 211, 217, 231, 240, 244, 250, 257, 260, 261, 264,
 269, 281, 292, 309, 378, 383, 433, 434, 440, 441, 442, 452, 472, 473, 474, 475, 477,
 497, 501, 502, 503, 507, 515, 533, 536, 538, 605, 642, 668, 674, 707, 712, 716, 721,
 722, 723, 739, 741, 742, 758, 759, 796, 810, 813, 815, 819, 830, 831, 834, 842, 847,
 850, 859, 861, 865, 867, 869, 877, 879, 880, 881, 884, 889, 890, 892, 894, 899, 929,
 962, 975, 1006, 1009, 1007, 1022, 1023, 1036, 1039, 1045, 1047, 1056, 1071, 1103,
 1108, 1115, 1119, 1126, 1270, 1276, 1277, 1300, 1303, 1304, 1311, 1314, 1337,
 1339, 1355, 1356, 1357, 1380, 1381, 1388, 1395, 1399, 1400, 1410, 1413, 1424,
 1442, 1450, 1451, 1459, 1460, 1464, 1468, 1471, 1489, 1602, 1604, 1606, 1622,
 1624, 1625, 1632, 1639, 1643, 1645, 1648, 1650, 1661, 1662, 1663, 1676, 1677,
 1691, 1693, 1697, 1700, 1707, 1709, 1734, 1735, 1739, 1741, 1749, 1753, 1760,

1775, 1786, 1788, 1789, 1790, 1793, 1794, 1796, 1798, 1806, 1807, 1810, 1815,
 1816, 1818, 1819, 1820, 1824, 1829, 1830, 1832, 1856, 1857, 1869, 1872, 1885,
 1890, 1897, 1911, 1918, 1919, 1933, 1936, 1940, 1942, 1946
 Remarks: 7-9, 17, 1926
 Announcements: 742
 Personal Privilege: 639, 1484, 1591, 1850
 Requests: 162, 212, 231, 250, 269, 441, 605, 606, 675, 815, 877, 1277, 1400, 1569,
 1825, 1890, 1918, 1933, 1935, 1940
 Point of Order: 6

STENEHJEM

Standing Committee: 27, 28
 Procedural Committee: 25
 Conference Committee: 1188, 1333(2), 1481, 1482(4), 1556, 1616, 1699
 Committee Reports: 31
 Bills: 180(2), 241, 242(2), 243, 278(3), 280, 327, 334
 House Resolutions: 1509
 House Concurrent Resolutions: 537, 602, 1298
 Motions: 136, 188, 231, 283, 377, 438, 453, 515, 585, 668, 672, 841, 922, 1005,
 1075, 1146, 1233, 1353, 1538, 1593, 1726, 1782, 1794, 1816, 1841, 1922
 Requests: 378

SWIONTEK

Standing Committee: 26, 28
 Conference Committee: 1481, 1616, 1830, 1946
 Bills: 219, 241, 243, 258, 302, 304, 306, 318, 319(2), 329(3), 332, 336
 House Resolutions: 1299
 House Concurrent Resolutions: 537, 602
 Motions: 183, 1578, 1684, 1949

THORSGARD

Standing Committee: 26
 Conference Committee: 1402, 1482, 1566, 1761, 1856
 Bills: 180, 259, 325, 329, 336
 House Concurrent Resolutions: 383
 Motions: 106, 1425, 1624
 Requests: 1231

TIMM

Standing Committee: 26
 Vice Chairman, Transportation Committee: 29
 Conference Committee: 1124, 1862
 Bills: 180(2), 303, 327, 332
 House Concurrent Resolutions: 383
 Motions: 583, 608, 961, 1322, 1399, 1596, 1597, 1604, 1722, 1737, 1863
 Personal Privilege: 879
 Requests: 583, 608

TINJUM

Standing Committee: 26

Vice Chairman, Natural Resources Committee: 28

Procedural Committee: 25

Conference Committee: 1141, 1482(3)

Committee Reports: 85, 99, 107, 109, 136, 151, 173, 188, 193, 213, 231, 250, 259, 269, 338, 361, 377, 399, 413, 438, 458, 486, 515, 540, 560, 585, 638, 668, 712, 795, 841, 882, 895, 922, 959, 985, 1005, 1029, 1056, 1075, 1109, 1127, 1146, 1169, 1208, 1233, 1275, 1316, 1353, 1414, 1468, 1581, 1593, 1645, 1673, 1701, 1777, 1797, 1863, 1871, 1922

Bills: 83, 300, 325, 329, 336

House Concurrent Resolutions: 388, 736

Motions: 309, 474, 1144, 1600, 1603

Announcements: 420

TWETEN

Standing Committee: 26

Conference Committee: 1402, 1403, 1556, 1617

Bills: 80, 129, 301(2), 325

House Resolutions: 1510

Motions: 1321, 1569, 1719, 1737, 1844

UNHJEM

Standing Committee: 26

Conference Committee: 1556(2), 1616, 1617, 1675, 1689, 1734, 1746, 1802, 1859, 1946

Bills: 80, 82, 180(2), 194(2), 241, 280, 331, 334, 337

House Concurrent Resolutions: 472, 602, 737, 755, 1298

Motions: 810, 1134, 1654, 1818, 1840

Requests: 378, 1789

VANDER VORST

Standing Committee: 26, 28, 29

Procedural Committee: 25

Conference Committee: 1482, 1527

Bills: 195, 301, 303, 316, 319, 322, 331

House Concurrent Resolutions: 150, 383, 397, 398, 602

Motions: 414, 416

Requests: 924

WAGNER

Standing Committee Chairman Appropriations Committee: 25

Procedural Committee: 25

Conference Committee: 1587, 1616, 1617(3), 1675, 1830, 1946

Committee Reports: 267, 287(2), 355(2), 357(2), 372(2), 374, 375, 395, 423, 424(2), 466, 468, 470(2), 485, 486, 511(2), 514(2), 548(3), 549, 593(4), 596(2), 597(2), 598, 599(2), 617, 618, 619(3), 621, 624, 653, 654, 655, 658, 727, 729, 730(5), 732, 735, 744, 749, 750(5), 751(3), 761, 769(2), 776(2), 780(2), 781, 782(2), 784, 785, 788(2), 789, 790, 792, 793, 794, 861

2), 877, 942(2), 1171, 1278, 1279, 1280, 1281, 1286, 1293, 1318(5), 1319(6), 1320(2), 1362, 1363, 1364, 1365, 1366(2), 1368, 1369(3), 1370(2), 1371, 1373(3), 1449

Bills: 74(2), 180, 218, 317, 319, 328, 330(3)

House Concurrent Resolutions: 390

Motions: 106, 284, 367, 392, 434, 490, 506, 541, 583, 587, 606, 607, 633, 634, 635,

INDEX

1997

671, 709, 742, 839, 843, 844, 845, 846, 863, 885, 892, 1056, 1081, 1143, 1183, 1229, 1230, 1311, 1312, 1320, 1339, 1340, 1356, 1398, 1400, 1401, 1402, 1412, 1460, 1466, 1506, 1554, 1559, 1572, 1641, 1662, 1676, 1693, 1695, 1721, 1737, 1795, 1826, 1834, 1873, 1883, 1885, 1946, 1950, 1955

Remarks: 23

Announcements: 742

Requests: 206, 644, 819, 1650

WALSH

Standing Committee: 27, 28

Procedural Committee: 106

Conference Committee: 1481, 1556(2)

Committee Reports: 123, 167, 193, 245, 283, 284, 351, 367, 387, 433, 453, 473, 505, 555, 605, 667, 741, 759, 815, 847, 864, 895, 1005, 1127

Bills: 219, 315, 318, 319, 326

Motions: 1727

WEBER

Standing Committee: 26, 27

Select Committee: 123

Conference Committee: 1482

Interim Committee: 1934

Bills: 195, 219, 258, 259(2), 277, 299, 304, 305(3), 318(2), 326(2), 329, 333, 334, 337

House Concurrent Resolutions: 306, 387, 755

Motions: 935, 1327

Requests: 1841

WENTZ

Standing Committee: 27, 28

Conference Committee: 1162, 1223, 1333, 1481, 1647, 1693, 1699, 1856

Bills: 218, 258, 280, 299, 304, 315, 320, 324

House Concurrent Resolutions: 389, 881

Motions: 1398, 1399, 1460, 1597, 1604

Remarks: 1929

WINGE

Standing Committee: 26

Chairman, Natural Resources Committee: 28

Select Committee: 1957

Procedural Committee: 25

Committee Reports: 168, 186, 251(3), 266(3), 267, 372, 393, 394(2), 429(2), 478(3), 511(2), 514, 549(2), 602, 620, 628, 654(3), 656, 657, 661, 663, 686, 692(3), 693, 696, 700, 702, 708, 709, 733, 750, 965, 968(3), 1080(3), 1131(2), 1133, 1134, 1233, 1234, 1236, 1279, 1280, 1281, 1285, 1287, 1292

Bills: 129, 169(2), 306, 320

House Resolutions: 1564, 1579

Motions: 261, 270, 284, 297, 392, 414, 433, 506, 541, 607, 634, 671, 707, 708, 742, 855, 873, 987, 1036, 1115, 1116, 1152, 1276, 1320, 1321, 1461, 1466

Announcements: 189, 1958

Personal Privilege: 1145

Requests: 672, 855

WINKJER

Standing Committee: Chairman, Judiciary Committee: 27, 28

Conference Committee: 1141, 1482, 1555, 1556(2), 1859, 1892, 1908

Committee Reports: 85, 86, 114, 137(2), 153(2), 210(3), 231, 288(3), 289(2), 356(3), 357(5), 361(2), 362, 374, 375, 424, 426, 435(4), 465(2), 466(3), 468(2), 469(5), 470, 482, 549, 550(2), 563, 564(5), 565(2), 566(5), 595, 598, 599(3), 600(3), 618(2), 625, 628(2), 656, 657, 661(2), 691, 693, 695, 697, 700, 702(3), 703(2), 767, 768, 769, 779, 781, 784, 789, 792, 795, 943(4), 946(3), 964(2), 965, 967, 968(2), 1045(2), 1046(8), 1047, 1060(4), 1061(2), 1109(2), 1133, 1134, 1170, 1171, 1172, 1173(4), 1174(2), 1211, 1285, 1289, 1290, 1292, 1293

Bills: 79, 181, 217(2), 218, 219(2), 220, 241, 279, 315, 316(2), 324, 337

House Concurrent Resolutions: 1507

Motions: 154, 167, 245, 360, 367, 377, 392, 413, 434, 454, 470, 473, 474, 506, 584, 606, 607, 634, 635, 671, 707, 708, 717, 843, 844, 845, 846, 853, 886, 897, 975, 986, 987, 988, 1023, 1031, 1081, 1124, 1128, 1159, 1184, 1212, 1311, 1312, 1321, 1322, 1356, 1389, 1398, 1399, 1466, 1467, 1505, 1506, 1554, 1600, 1602, 1634, 1650, 1824, 1857, 1889, 1896, 1916

Personal Privilege: 719, 854

Requests: 413, 717, 1815, 1824, 1896

Record of House Bills

House Bill No. 1001. — BUDGETS — Elected State Officials — 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 declaring an emergency.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations,
61

Reported back:

Amended, 723-726

Adopted, 742

Purpose of amendment, 726-727

Engrossed, 815

Final Passage: Passed, 885

Emergency Clause carried, 885

Sent to Senate, 910

Returned to House: Amended, 1665-1669

House does not concur, 1676

Conference Committee:

House, 1676

Senate, 1689-1690

House Adopts, 1802-1806

Senate Adopts, 1832

Conference Committee Amendments: Adopted, 1806

Rules suspended, Conference Committee amendments adopted,
properly re-engrossed, second reading and final passage, 1806

Final Passage:

Passed, 1806

Emergency Clause carried, 1807 Clincher

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate Signed by Speaker, 1962

Returned to House Signed by President, 1964

Sent to Governor, 1973

House Bill No. 1002. Budgets — Department of Accounts and Purchases — 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.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations,
61

Reported back:

Amended, 547

Adopted, 556

Purpose of amendment, 547-548

Engrossed, 583

Final Passage: Passed, 585

Sent to Senate, 651

Returned to House:

Amended, 1655-1658

House does not concur, 1662

Conference Committee:

House, 1663

Senate, 1690

Conference Committee Report:

House does not adopt, 1793

Conference Committee:

House, 1796

Senate, 1811

Conference Committee Report:

House does not adopt, 1848

Conference Committee:

House, 1853

Senate, 1862

Conference Committee Report:

House Adopts, 1873

Senate Adopts, 1884

Rules suspended, Conference Committee amendments adopted,
properly re-engrossed, second reading and final passage, 1875

Final Passage:

Passed, 1875

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1973

House Bill No. 1003. Budgets — Judicial Branch — 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, Referred to Committee on Appropriations,

61

Reported Back:

Amended, 616-617

Adopted, 634

Purpose of amendment, 616-617

Engrossed, 667

Final Passage: Passed, 681

Sent to Senate, 813

Returned to House: amended, 1669-1670

House Concur, 1693

House does not concur, 1676

Conference Committee:

House, 1676

Senate, 1690

Reconsidered action by which House did not concur in the Senate amendments, 1693

Conference Committee dissolved, 1693

Final Passage: Passed, 1775

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1973

House Bill No. 1004. Personal Property Tax Replacement and Homestead Tax Credit — A Bill for an Act to provide an appropriation for the replacement of personal property taxes and homestead tax credit, and the distribution of such moneys.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations,
61

Reported Back:

Do Pass, 423

Final Passage: Passed, 442

Sent to Senate, 497

Returned to House: Amended, 1670

House Concurs, 1676

Final Passage: Passed, 1775

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1973

House Bill No. 1005. BUDGETS — Board of Higher Education — 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 declaring an emergency.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations,
62

Reported Back:

Amended, 652

Adopted, 671

Purpose of amendment, 652-653

Engrossed, 707

Final Passage: Passed, 799-800

Emergency Clause, carried, 800

Sent to Senate, 813

Returned to House:

Amended, 1472

House Concurs, 1506

Final Passage: Passed, 1545

Emergency Clause carried, 1546

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1973

House Bill No. 1006. Budgets—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; and declaring an emergency.

Introduced by Committee on Appropriations
 Introduction, First Reading, Referred to Committee on Appropriations,
 62

Reported Back:
 Amended, 743
 Adopted, 843
 Purpose of amendment, 743, 744

Engrossed, 863

Final Passage: Divided, 918

Final Passage: Passed, Division A, 919

Final Passage: Passed including Division A, 919

Sent to Senate, 956

Returned to House: Amended, 1670

House does not concur, 1676

Conference Committee:
 House, 1676
 Senate, 1690
 Conference Committee Report:
 House does not adopt, 1876

Conference Committee:
 House, 1886
 Senate, 1892
 Conference Committee Report:
 House does not adopt, 1946

Conference Committee:
 House, 1946
 Senate, 1947

Conference Committee Report:
 House Adopts, 1952
 Senate Adopts, 1956

Rules suspended, Conference Committee amendments adopted,
 properly re-engrossed, second reading and final passage, 1952

Final Passage:
 Passed, 1952
 Emergency Clause, failed, 1952

Reconsidered action by which House passed House Bill No. 1006,
 prevailed, 1953

Final Passage:
 Passed, 1953

Emergency Clause Carried, 1953

Engrossed and enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, signed by Speaker, 1962

Returned to House, signed by President, 1964

Sent to Governor, 1973

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.

Introduced by Committee on Appropriations
 Introduction, First Reading, Referred to Committee on Appropriations,
 62
 Reported Back: Amended, 744-749; Adopted, 843
 Engrossed, 873
 Final Passage: Passed, 920
 Sent to Senate, 956
 Returned to House: Amended, 1670, 1671
 House does not concur, 1676
 Conference Committee: House, 1676, Senate, 1690
 Conference Committee Report: House Adopts, 1806, Senate Adopts,
 1833
 Conference Committee Amendments: Adopted, 1807
 Rules suspended, Conference Committee amendments adopted,
 properly re-engrossed, second reading and final passage, 1807
 Final Passage: Passed, 1807
 Emergency Clause carried, 1808
 Engrossed and Enrolled, 1959
 Signed by Speaker, 1960
 Sent to Senate, Signed by Speaker, 1962
 Returned to House, Signed by President, 1964
 Sent to Governor, 1973

House Bill No. 1008. Budgets — Commissioner of Insurance — 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, Referred to Committee on Appropriations,
 62
 Reported Back:
 Amended, 423
 Adopted, 434
 Engrossed, 453
 Final Passage: Passed, 455
 Sent to Senate, 535
 Returned to House: Amended, 1306
 House Concurs, 1312
 Final Passage: Passed, 1343
 Engrossed and Enrolled, 1848
 Signed by Speaker, 1853
 Sent to Senate, Signed by Speaker, 1853
 Returned to House, Signed by President, 1854
 Sent to Governor, 1885
 Approved by Governor, 1923

House Bill No. 1009. Budgets — Department of Agriculture — 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, Referred to Committee on Appropriations,
 62

Reported Back:

Amended, 424

Adopted, 434

Engrossed, 453

Final Passage: Passed, 458

Sent to Senate, 535

Returned to House: Amended, 1374-1375

House does not concur, 1398

Conference Committee:

House, 1399

Senate, 1483

Conference Committee Report:

House Adopts, 1562

Senate Adopts, 1703

Conference Committee Amendments adopted, 1569

Final Passage: Passed, 1585

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1973

House Bill No. 1010. Budgets — 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 declaring an emergency.

Introduced by Committee on Appropriations
 Introduction, First Reading, Referred to Committee on Appropriations,
 62

Reported Back:

Amended, 591-593

Adopted, 606

Purpose of amendment, 591-593

Re-referred to Committee on Appropriations, 633

Reported Back:

Amended, 727-728, 749

Adopted, 843

Purpose of amendment, 728-729

Committee Report Recommendation Reconsidered, 741

Engrossed, 633

Re-engrossed, 863

Final Passage: Passed, 920

Emergency Clause carried, 921

Sent to Senate, 956

Returned to House: Amended, 1420-1422

House does not concur, 1466

Conference Committee:

House, 1471

Senate, 1541

- Conference Committee Report:
 House does not adopt, 1623
 Senate Adopts, 1833
 Conference Committee:
 House, 1661
 Senate, 1676
 Conference Committee Report: House does not adopt, 1676
 Conference Committee:
 House, 1677
 Senate, 1690
 Conference Committee Report:
 House Adopts, 1817, 1818
 Conference Committee Amendments: Adopted, 1818
 Final Passage:
 Passed, 1819
 Emergency Clause carried, 1819
 Engrossed and Enrolled, 1959
 Signed by Speaker, 1960
 Sent to Senate, Signed by Speaker, 1962
 Returned to House, Signed by President, 1964
 Sent to Governor, 1974
- House Bill No. 1011 — BUDGETS — EMPLOYEES BENEFIT AND RETIREMENT FUNDS — 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 declaring an emergency.**
- Introduced by Committee on Appropriations
 Introduction, First Reading, Referred to Committee on Appropriations,
 62
- Reported Back:
 Amended, 653
 Adopted, 671
 Purpose of amendment, 654
 Engrossed, 707
 Final Passage: Passed, 800
 Sent to Senate, 813
 Returned to House: Amended, 1375-1376
 House does not concur, 1398
 Conference Committee:
 House, 1399
 Reconsidered action by which House did not concur in the Senate
 Amendments, 1412
 Conference Committee dissolved, 1412
 House Concurs, 1412
 Final Passage:
 Passed, 1451
 Emergency Clause carried, 1451
 Engrossed and Enrolled, 1848
 Signed by Speaker, 1853
 Sent to Senate, Signed by Speaker, 1853
 Returned to House, Signed by President, 1854
 Sent to Governor, 1855
 Approved by Governor, 1923
- House Bill No. 1012. Pardon Board and Parole Office — 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, Referred to Committee on Appropriations,
62

Reported Back:

Amended, 593

Adopted, 606

Purpose of amendment, 593

Engrossed, 633

Final Passage: Passed, 681-682

Sent to Senate, 813

Returned to House: Amended, 1403-1404

House Concur, 1466

Final Passage: Passed, 1514

Engrossed and Enrolled, 1920

Signed by Speaker, 1920

Sent to Senate, Signed by Speaker, 1921

Returned to House, Signed by President, 1931

Sent to Governor, 1932

House Bill No. 1013. Budgets — Adjutant General — 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; and declaring an emergency.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations,
63

Reported Back:

Amended, 729-730

Adopted, 742

Purpose of amendment, 730

Engrossed, 815

Final Passage: Passed, 886

Sent to Senate, 910

Returned to House: Amended, 1306-1307

House does not concur, 1311

Conference Committee:

House, 1311

Senate, 1394

Conference Committee Report:

House Adopts, 1563

Senate Adopts, 1703

Conference Committee Amendments: Adopted, 1569

Final Passage: Passed, 1585

Emergency Clause carried, 1586

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1974

House Bill No. 1014. Budgets — Recreation and Natural Resources — A Bill for an Act to appropriate money for defraying expenses of various departments and various divisions thereof of the state of North Dakota; and declaring an emergency.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations,

63

Reported Back:

Amended, 759

Adopted, 843

Purpose of amendment, 759-761

Engrossed, 863

Final Passage: Passed, 923-924

Sent to Senate, 956

Returned to House: Amended, 1472-1474

House does not concur, 1506

Conference Committee:

House, 1514

Senate, 1566

Conference Committee Report:

House Adopts, 1583

Senate Adopts, 1819

Conference Committee Amendments: Adopted, 1603

Final Passage: Passed, 1776

Emergency Clause carried, 1777

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1974

House Bill No. 1015. Capital Construction Fund — A Bill for an Act to amend and reenact section 1 of chapter 23 of the 1975 Session Laws of North Dakota, relating to the construction of buildings at state agencies, departments, and institutions; to repeal sections 2, 4, and 5 of chapter 23 of the 1975 Session Laws of North Dakota, relating to appropriations to the capital construction fund; and providing an appropriation.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations,

63

Reported Back:

Do Not Pass, 593

Final Passage: Lost, 852

Clincher, 970

House Bill No. 1016. Heritage Center — A Bill for an Act to provide an appropriation to the North Dakota heritage commission for the construction of a heritage center.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations,

63

Reported Back:

Amended, 593

Adopted, 506

Engrossed, 633

Final Passage: Lost, 717-718

Clincher, 970

House Bill No. 1017. Deficiency Appropriations — A Bill for an Act making an appropriation for defraying expenses of the various departments of the government of the state of North Dakota and declaring an emergency.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations, 63

Reported Back:

Amended, 548

Adopted, 556

Purpose of amendment, 548

Engrossed, 583

Final Passage: Passed, 587

Emergency Clause carried, 587

Sent to Senate, 651

Returned to House: Passed, 1020

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1073

Approved by Governor, 1169

House Bill No. 1018. A Bill for an Act to provide for community water facility loans through the Bank of North Dakota in conjunction with federal moneys; defining community water facility; and providing for a transfer of funds to a revolving fund, loan application approval, fund supervision and administration, fund purposes, loan terms, loan eligibility, project service area alternatives, rules and regulations, and powers of the Bank of North Dakota in relation to loans.

Introduced by Committee on Legislative Council (Agriculture)

Introduction, First Reading, Referred to Committee on Agriculture, 63

Reported Back: Do Pass, 250

Re-referred to Committee on Appropriations, 250

Reported Back:

Amended, 548

Adopted, 556

Engrossed, 583

Final Passage: Passed, 586

Sent to Senate, 651

Returned to House: Amended, 1422-1423

House Concurs, 1466

Reconsider action by which House concurred in Senate Amendments, 1486

House does not concur, 1486

Conference Committee:

House, 1566

Senate, 1566

Conference Committee Report:

House Adopts, 1577

Senate Adopts, 1703

Conference Committee Amendments: Adopted, 1583

Final Passage: Passed, 1605
Engrossed and Enrolled, 1959
Signed by Speaker, 1960
Sent to Senate, Signed by Speaker, 1962
Returned to House, Signed by President, 1964
Sent to Governor, 1974

House Bill No. 1019. A Bill for an Act to repeal section 12-48-13 of the North Dakota Century Code, relating to depositing receipts from manufacture and sale of license plates and road signs at the state penitentiary into the general fund.

Introduced by Legislative Council (Budget "A")
Introduction, First Reading, Referred to Committee on State & Federal Government, 63
Reported Back:
Do Pass, 113
Final Passage: Passed, 125, 126
Sent to Senate, 163
Returned to House, Failed to Pass, 1126

House Bill No. 1020. A Bill for an Act to create and enact a new section to chapter 37-01, relating to unit funds of the national guard.

Introduced by Legislative Council (Budget "A")
Introduction, First Reading, Referred to Committee on Veterans Affairs, 64
Reported Back:
Do Pass, 167
Final Passage: Passed, 185
Sent to Senate, 203
Returned to House: Passed, 449
Enrolled, 1049
Signed by Speaker, 1070
Sent to Senate, Signed by Speaker, 1071
Returned to House, Signed by President, 1073
Sent to Governor, 1073
Approved by Governor, 1169

House Bill No. 1021. A Bill for an Act to amend and reenact paragraph 5 of subdivision i of subsection 15 of section 52-01-01 of the North Dakota Century Code, relating to unemployment compensation for spouses of students.

Introduced by Legislative Council (Budget "B")
Introduction, First Reading, Referred to Committee on Industry, Business & Labor, 64
Reported Back:
Do Pass, 686
Final Passage: Passed, 800-801
Sent to Senate, 812
Returned to House: Passed, 1125
Enrolled, 1435

Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1022. A Bill for an Act to provide for an economical and efficient method of preserving public records for research, reference, or other uses to document governmental actions; to create and enact a new subsection to section 11-17-08 of the North Dakota Century Code, relating to destruction of records by the clerk of court; and to amend and reenact sections 11-13-17, 11-17-09, 40-16-10, 54-46-03, subsection 3 of section 54-46-04, subsection 3 of section 54-46-05, sections 54-46-08, 54-46-08.1, 54-46-09, 54-46-12, 54-46-13, and 58-07-05 of the North Dakota Century Code, relating to destruction of county records, destruction of city records, duties of the state records administrator, duties of state agency heads, disposal of records, preservation of records, destruction of nonrecord materials, uniform system of county records management, rules for destruction of certain welfare records, and destruction of township records.

Introduced by Legislative Council (Budget "C")
 Introduction, First Reading, Referred to Committee on State and Federal Government, 64

Reported Back:
 Amended, 228
 Adopted, 245
 Engrossed, 261
 Final Passage: Passed, 262
 Sent to Senate, 297
 Returned to House: Passed, 1020
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1190
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1316

House Bill No. 1023. A Bill for an Act to provide for the publication of a short-form version of the North Dakota Constitution by the secretary of state, and providing an appropriation.

Introduced by Legislative Council (Constitutional Revision)
 Introduction, First Reading, Referred to Committee on State and Federal Government, 64

Reported Back:
 Do Not Pass, 136
 Final Passage: Lost, 154-155
 Clincher, 970

House Bill No. 1024. A Bill for an Act to prohibit school boards from selling textbooks to pupils or otherwise charging unauthorized fees, to allow school boards to establish authorized fees, to allow the superintendent of public instruction to withhold foundation payments if prohibited fees are required, to exempt post-secondary instructional programs, to require school boards to reduce textbooks and unauthorized

activity fees by not less than twenty percent the first year after the effective date of this Act and not less than an additional twenty percent each year thereafter; to provide an increase in the per-pupil payments; to repeal sections 15-43-07, 15-43-08, 15-43-09, and 15-43-10 of the North Dakota Century Code, relating to selling textbooks to pupils, purchase of textbooks from families moving from a school district, discretionary authority of school districts to provide free textbooks, and prescribing the duty of parents or guardians of pupils to furnish textbooks; and to provide an appropriation.

Introduced by Legislative Council (Education)

Introduction, First Reading, Referred to Committee on Education, 64
Reported Back:

Amended, 206-207

Adopted, 223

Re-referred to Committee on Appropriations, 223

Reported Back:

Amended, 355

Adopted, 367

Engrossed, 245

Re-engrossed, 387

Re-referred to Committee on Education, 367

Reported Back: Do Not Pass, 617

Final Passage: Lost, 672

Clincher, 970

House Bill No. 1025. A Bill for an Act to amend and reenact sections 15-60-03, 15-60-04, and subsection 1 of section 57-15-16 of the North Dakota Century Code, relating to limitations on school construction fund expenditures, and allocation of tax levies of school districts which have not been allocated by contract with the state school construction fund; and declaring an emergency.

Introduced by Legislative Council (Education)

Introduction, First Reading, Referred to Committee on Education, 65

Reported Back:

Amended, 207

Adopted, 223

Re-referred to Committee on Appropriations, 223

Reported Back:

Amended, 355

Adopted, 367

Engrossed, 245

Re-engrossed, 387, 505

Re-referred to Committee on Education, 367

Reported Back:

Amended, 465

Adopted, 473

Final Passage: Passed, 521-522

Emergency Clause carried, 522

Sent to Senate, 579

Returned to House: Amended, 1138

House Concurs, 1143

Rules suspended, properly Re-engrossed, second reading and final

passage, 1143

Final Passage: Passed, 1143

Emergency Clause carried, 1144

Engrossed and Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1026. 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 foundation payments for special education pupils between certain ages; to amend and reenact sections 15-40.1-06 and 15-40.1-16 of the North Dakota Century Code, relating to increasing the educational support payment and the transportation aid payment.

Introduced by Committee on Legislative Council (Education), 65

Introduction, First Reading, Referred to Committee on Education, 65

Reported Back:

Amended, 560-563

Adopted, 584

Re-referred to Committee on Appropriations, 584

Engrossed, 605

Reported Back:

Amended, 750

Adopted, 842

Re-engrossed, 863

Final Passage: Divided, 924

Final Passage: Passed Division A, 925

Final Passage: Passed including Division A, 925

Sent to Senate, 956

Returned to House:

Amended, 1658-1660

House Does Not Concur, 1662

Conference Committee:

House, 1663

Senate, 1690

Conference Committee Report: House does not adopt, 1826

Conference Committee:

House, 1826

Senate, 1834

Reconsidered action by which House did not concur in the Senate Amendments and Conference Committee be dissolved, motion failed, 1873

Conference Committee Report: House does not adopt, 1946

Conference Committee:

House, 1946

Senate, 1947

Request for recorded roll call vote on adoption of Conference Committee Report, granted, 1949

Conference Committee Report:

House Adopts, 1949

Senate Adopts, 1956
Rules suspended, Conference Committee amendments adopted,
properly engrossed, second reading and final passage, 1950
Final Passage: Passed, 1950
Engrossed and Enrolled, 1959
Signed by Speaker, 1960
Sent to Senate, signed by Speaker, 1962
Returned to House, signed by President, 1964
Sent to Governor, 1974

House Bill No. 1027. A Bill for an Act to provide educational management information with educational accountability capabilities; and to provide an appropriation.

Introduced by Legislative Council (Education)
Introduction, First Reading, Referred to Committee on Education, 65
Reported Back:
Do Not Pass, 593
Final Passage:
Lost, 636
Clincher, 970

House Bill No. 1028. A Bill for an Act to amend and reenact sections 11-10.-01, 11-10.1-05 and 11-10.1-07 of the North Dakota Century Code, relating to the qualifications of county directors of tax equalization and city and township assessors.

Introduced by Legislative Council (Finance and Taxation)
Introduction, First Reading, Referred to Committee on Finance and Taxation, 65
Reported Back:
Amended, 355
Adopted, 367
Engrossed, 387
Final Passage: Passed, 396-397
Sent to Senate, 432
Returned to House: Amended, 1307, 1308
House does not concur, 1311
Conference Committee:
House, 1311
Senate, 1394
Conference Committee Report: House does not adopt, 1564
Conference Committee:
House, 1566
Senate, 1576
Conference Committee Report:
House Adopts, 1627
Senate Adopts, 1794
Conference Committee Amendments: Adopted, 1649
Final Passage:
Passed, 1651
Engrossed and Enrolled, 1959
Signed by Speaker, 1960
Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1974

House Bill No. 1029. A Bill for an Act to provide for the preferential assessment of agricultural lands, to provide for the dual assessment of agricultural lands, to provide for the reclassification of agricultural lands if there is a change in use; 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 the continued classification as agricultural lands for tax purposes of agricultural areas annexed to cities.

Introduced by Legislative Council (Finance and Taxation)

Introduction, First Reading, Referred to Committee on Finance and Taxation, 65

Reported Back:

Amended, 207

Adopted, 223

Engrossed, 245

Final Passage: Passed, 247

Sent to Senate, 276

Returned to House: Failed to Pass, 1305

House Bill No. 1030. A Bill for an Act to amend and reenact section 15-18-08 of the North Dakota Century Code, relating to the junior colleges and educational centers providing the appropriations committees with budget information and an audit of expenditures and activities.

Introduced by Legislative Council (Higher Education)

Introduction, First Reading, Referred to Committee on Education, 65

Reported Back:

Do Pass, 85

Final Passage: Passed, 101-102

Sent to Senate, 112

Returned to House: Passed, 298

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1073

Approved by Governor, 1169

House Bill No. 1031. A Bill for an Act to authorize postsecondary educational institutions to operate in North Dakota; providing definitions, exemptions, powers and duties, minimum standards, prohibitions, refund of tuition fees, negotiation of promissory instruments, cancellation of contracts for instruction, treble damage remedies for defrauded students, board review, civil and criminal penalties, court jurisdiction and process, and enforcement; and to repeal chapter 15-50 of the North Dakota Century Code, relating to licensure of private trade, industrial, vocational, technical, business, and correspondence schools.

Introduced by Legislative Council (Higher Education)

Introduction, First Reading, Referred to Committee on Education, 66

Reported Back:

Amended, 286

Adopted, 309
 Engrossed, 351
 Final Passage: Passed, 351-352
 Sent to Senate, 386
 Returned to House: Passed, 971
 Enrolled, 1127
 Signed by Speaker, 1152
 Sent to Senate, Signed by Speaker, 1161
 Returned to House, Signed by President, 1163
 Sent to Governor, 1163
 Approved by Governor, 1275

House Bill No. 1032. A Bill for an Act to amend and reenact section 49-02-02 of the North Dakota Century Code, relating to commission powers with reference to public utilities.

Introduced by Legislative Council (Industry, Business and Labor)
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 66

Reported Back:

Amended, 136

Adopted, 154

Engrossed, 167

Final Passage: Passed, 173-174

Sent to Senate, 203

Returned to House: Passed, 553

Senate requests return, 921

Returned to Senate, 923

Returned to House: Amended, 941

House Concurs, 960

Final Passage: Passed, 998

Enrolled, 1127

Signed by Speaker, 1152

Sent to Senate, Signed by Speaker, 1161

Returned to House, Signed by President, 1163

Sent to Governor, 1163

Approved by Governor, 1275

House Bill No. 1033. A Bill for an Act to amend and reenact section 49-01-08 of the North Dakota Century Code, relating to the appointment of examiners by the public service commission.

Introduced by Legislative Council (Industry, Business and Labor "A")
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 66

Reported Back:

Do Pass, 113

Final Passage: Passed, 126

Sent to Senate, 163

Returned to House: Amended, 450

House Concurs, 470

Final Passage: Passed, 495-496

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071
 Returned to House, Signed by President, 1073
 Sent to Governor, 1073
 Approved by Governor, 1169

House Bill No. 1034. A Bill for an Act to amend and reenact section 49-02-01 of the North Dakota Century Code, relating to public service commission jurisdiction over public utilities.

Introduced by Committee on Legislative Council (Industry, Business and Labor "A")

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 66

Reported Back:

Do Pass, 1001

Final Passage: Passed, 126

Reconsidered, 154

Re-referred to Committee on Industry, Business and Labor, 154

Reported Back: Do Pass, 250

Re-referred to Committee on Industry, Business and Labor, 273

Reported Back:

Amended, 286-287

Adopted, 309

Final Passage: 352

Sent to Senate, 386

Returned to House: Passed

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Vetoed by Governor, 1276

Motion for reconsideration of vetoed measure, prevailed, 1276

Motion to lay over one day, prevailed, 1276

Placed on second reading and final passage for purpose of reconsideration as a vetoed measure, 1552

Final Passage: Failed to pass over Governor's veto, 1553

House Bill 1034 delivered to Secretary of State, 1708

House Bill No. 1035. A Bill for an Act to provide for the licensing of auctioneers and clerks by an auctioneer licensing board; to repeal chapter 51-05.1 of the North Dakota Century Code, relating to auctioneer and clerk licensing by the public service commission; and providing a penalty.

Introduced by Legislative Council (Industry, Business and Labor "A")

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 66

Reported Back:

Do Not Pass, 208-209

Final Passage: Lost, 224

Clincher, 970

House Bill No. 1036. A Bill for an Act to authorize the public service commission to assess a civil penalty against any person subject to the commission's authority.

Introduced by Legislative Council (Industry, Business and Labor "A")
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 66

Reported Back:

Amended, 113

Adopted, 123

Engrossed, 151

Final Passage: Passed, 156

Sent to Senate, 192

Returned to House: Amended, 450

House Concurs, 470

Final Passage: Passed, 496

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1074

Approved by Governor, 1169

House Bill No. 1037. A Bill for an Act to create and enact a new section to chapter 38-14 of the North Dakota Century Code, relating to notice of noncompliance and surface mining permit suspension and revocation; to amend and reenact section 38-14-01, subsection 9 of section 38-14-02, subsections 1 and 3 of section 38-14-04, subsection 5 of section 38-14-05, and section 38-14-07 of the North Dakota Century Code, relating to the declaration of policy on reclamation of affected lands, definition of refuse, application requirements for surface mining permits, amended applications, placement of material outside the permit area, and operator bonds; and to repeal subsections 10, 11, and 15 of section 38-14-02 of the North Dakota Century Code, relating to the definition of ridge, peak, and rolling topography.

Introduced by Legislative Council (Industry, Business and Labor "A")

Introduction, First Reading, Referred to Committee on Natural Resources, 66

Reported Back:

Amended, 686

Adopted, 707

Engrossed, 741

Final Passage: Passed, 852-853

Sent to Senate, 893

Returned to House: Amended, 1404

House does not concur, 1466

Conference Committee:

House, 1467

Senate, 1541

Conference Committee Report: House Adopts, 1629, Senate Adopts, 1794

Conference Committee Amendments: Adopted, 1649

Final Passage:

Passed, 1651

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1038. A Bill for an Act to create and enact chapter 49-03.1 of the North Dakota Century Code, relating to certificates of public convenience and necessity for public utilities other than electric public utilities or carriers of persons or property for hire; and to amend and reenact section 49-03-01 of the North Dakota Century Code, relating to certificates of public convenience and necessity secured by electric public utilities.

Introduced by Legislative Council (Industry, Business and Labor "A")
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 67

Reported Back:

Do Pass, 113

Re-referred to Committee on Industry, Business and Labor, 154

Reported Back:

Do Pass, 250-251

Re-referred to Committee on Industry, Business and Labor, 273

Reported Back: Do Pass, 287

Final Passage: Passed, 312

Sent to Senate, 364

Returned to House: Passed, 1001

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1039. A Bill for an Act to amend and reenact section 49-04-05 of the North Dakota Century Code, relating to the consent of the public service commission to dispose of or encumber public utility franchises, works, or systems.

Introduced by Legislative Council (Industry, Business and Labor "A")
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 67

Reported Back:

Do Pass, 136

Final Passage: Passed, 155

Sent to Senate, 192

Returned to House: Passed, 449

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1074

Approved by Governor, 1169

House Bill No. 1040. A Bill for an Act to amend and reenact section 64-02-02 and subsections 2 and 3 of section 64-02-10 of the North Dakota Century Code, relating to installation of scales under special permit and vehicle scale inspection fees.

Introduced by Legislative Council (Industry, Business and Labor "A")

Introduction, First Reading, Referred to Committee on Agriculture, 67
Reported Back:

Do Pass, 99

Final Passage: Passed, 107-108

Sent to Senate, 150

Returned to House: Passed, 471

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1074

Approved by Governor, 1169

House Bill No. 1041. A Bill for an Act to create and enact sections 23-10-02.1 and 23-10-07.1 of the North Dakota Century Code, relating to local enforcement and inspection and to service fees of mobile home parks, trailer parks, and campgrounds, and to amend and reenact sections 23-10-01, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to definitions, state laboratories department authority to promulgate regulations, issue licenses, and conduct inspections concerning mobile home parks, trailer parks, and campgrounds, license fees, sanitation and safety requirements, guest records, distribution and posting of regulations, ejection from premises, revocation of licenses, and providing a penalty.

Introduced by Legislative Council (Industry, Business and Labor "A")

Introduction, First Reading, Referred to Committee on Agriculture, 67

Reported Back:

Amended, 208

Not Adopted, 223

Final Passage: Passed, 248

Sent to Senate, 276

Returned to House: Amended, 1308

House does not concur, 1311

Conference Committee:

House, 1311

Senate, 1410

Conference Committee Report: House Adopts, 1507, Senate Adopts, 1718

Conference Committee Amendments: Adopted, 1545

Final Passage:

Passed, 1640

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1042. A Bill for an Act to create and enact a new section to chapter 57-55 of the North Dakota Century Code, relating to actions brought to abate taxes assessed on mobile homes.

Introduced by Legislative Council (Industry, Business and Labor "A")

Introduction, First Reading, Referred to Committee on Finance and Taxation, 67

Reported Back:

Amended, 137

Reconsidered action by which Committee Recommended Amendment
154

Re-referred to Committee on Finance and Taxation, 154

Reported Back:

Amended, 208

Adopted, 223

Engrossed, 245

Final Passage:

Passed, 249

Sent to Senate, 276

Returned to House: Passed, 1100

Enrolled, 1332

Signed by Speaker, 1332

Sent to Senate, Signed by Speaker, 1336

Returned to House, Signed by President, 1352

Sent to Governor, 1353

Approved by Governor, 1538

House Bill No. 1043. A Bill for an Act to limit professional liability of qualifying health care providers to patients electing to be bound, to create a trust fund for the benefit of patients suffering damage caused by negligence of the health care provider, and to establish a commission on medical competency.

Introduced by Legislative Council (Industry, Business and Labor "C")

Introduction, First Reading, Referred to Committee on Judiciary, 67

Reported Back: Do Not Pass, 356

Re-referred to Committee on Judiciary, 368

Reported Back:

Amended, 761-768

Adopted, 843

Engrossed, 863

Final Passage: Passed, 925-926

Sent to Senate, 956

Returned to House: Amended, 1474

House Concurs, 1505

Final Passage: Passed, 1546

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1974

House Bill No. 1044. A Bill for an Act to eliminate the statement of damages in certain pleadings.

Introduced by Legislative Council (Industry, Business and Labor "C")

Introduction, First Reading, Referred to Committee on Judiciary, 67

Reported Back:

Amended, 361
 Adopted, 377
 Engrossed, 387
 Final Passage: Passed, 409, 410
 Sent to Senate, 449
 Returned to House: Failed to Pass, 1020

House Bill No. 1045. A Bill for an Act to provide for reporting and review of medical malpractice claims, settlements, and final judgments.

Introduced by Legislative Council (Industry, Business and Labor "C")
 Introduction, First Reading, Referred to Committee on Judiciary, 68
 Reported Back:
 Amended, 356
 Adopted, 367
 Engrossed, 387
 Final Passage: Passed, 400
 Sent to Senate, 449
 Returned to House: Passed, 1472
 Enrolled, 1847
 Signed by Speaker, 1853
 Sent to Senate, Signed by Speaker, 1853
 Returned to House, Signed by President, 1854
 Sent to Governor, 1855
 Approved by Governor, 1923

House Bill No. 1046. A Bill for an Act to require physicians to give patients informed consent in any cases where there is a grave risk of injury from a proposed course of diagnosis or treatment.

Introduced by Legislative Council (Industry, Business, and Labor "C")
 Introduction, First Reading, Referred to Committee on Social Welfare, 68
 Re-referred to Committee on Judiciary, 270
 Reported Back:
 Amended, 768
 Adopted, 843
 Engrossed, 863
 Returned to House, 270
 Final Passage: Passed, 926
 Sent to Senate, 956
 Returned to House: Failed to Pass, 1576

House Bill No. 1047. A Bill for an Act to establish a medical review panel to review or arbitrate medical malpractice claims, to provide a method by which a panel shall be selected, to prescribe the powers and duties of the panel, and to authorize the panel to make a report which shall be admissible into evidence in any subsequent action based on a medical malpractice claim.

Introduced by Legislative Council (Industry, Business and Labor "C")
 Introduction, First Reading, Referred to Committee on Judiciary, 68

Reported Back:

Amended, 768-769

Adopted, 843

Engrossed, 863

Final Passage: Passed, 927

Sent to Senate, 956

Returned to House: Amended, 1474

House does not concur, 1506

Conference Committee:

House, 1506

Senate, 1566

Reconsidered action by which House did not concur in the Senate amendments, 1602. Conference Committee dissolved, 1602

House Concurs, 1602

Final Passage:

Passed, 1604

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1962

Returned to House, Signed by President, 1964

Sent to Governor, 1974

House Bill No. 1048. A Bill for an Act to prohibit discrimination in the choice of optometric services.

Introduced by Legislative Council (Industry, Business and Labor "C")

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 68

Reported Back:

Amended, 151-152

Adopted, 167

Engrossed, 179

Final Passage: Passed, 185-186

Sent to Senate, 203

Returned to House: Failed to Pass, 553

House Bill No. 1049. A Bill for an Act to create and enact chapter 16.1-01, 16.1-04, 16.1-05, 16.1-06, 16.1-07, 16.1-08, 16.1-09, 16.1-10, 16.1-12, 16.1-13, 16.1-15, and 16.1-16, and sections 16.1-11-03, 16.1-11-04, 16.1-11-05, 16.1-11-06, 16.1-11-07, 16.1-11-08, 16.1-11-09, 16.1-11-10, 16.1-11-11, 16.1-11-12, 16.1-11-13, 16.1-11-14, 16.1-11-15, 16.1-11-16, 16.1-11-17, 16.1-11-19, 16.1-11-20, 16.1-11-21, 16.1-11-22, 16.1-11-23, 16.1-11-24, 16.1-11-26, 16.1-11-27, 16.1-11-28, 16.1-11-29, 16.1-11-30, 16.1-11-31, 16.1-11-32, 16.1-11-33, 16.1-11-34, 16.1-14-01, 16.1-14-02, 16.1-14-03, 16.1-14-04, 16.1-14-05, 16.1-14-06, 16.1-14-07, 16.1-14-08, 16.1-14-09, 16.1-14-10, 16.1-14-11, 16.1-14-12, 16.1-14-13, 16.1-14-14, 16.1-14-15, 16.1-14-16, and 16.1-14-17 of the North Dakota Century Code, relating to a new election code establishing qualifications for electors, initiative and referendum procedures, election offenses, the administration of elections, the establishment of voting precincts, the qualifications and duties of election officers, election supplies, ballots and voting machines, absent voters' ballots, the disclosure of financial interests, corrupt practices, primary elections, nominations at the general election, the conduct of elections, presidential electors, election returns, recounts, and contests; and to repeal chapters 16-01, 16-03, 16-05, 16-06, 16-07, 16-08, 16-09, 16-10, 16-11, 16-12, 16-13, 16-14, 16-15, 16-18, 16-21, and 16-22, and sections 16-04-02.1, 16-04-

03, 16-04-05, 16-04-06, 16-04-07, 16-04-08, 16-04-09, 16-04-10, 16-04-12, subsections 2, 3, and 4 of section 16-04-13, sections 16-04-15.2, 16-04-18, 16-04-19, 16-04-20, 16-04-25, 16-04-26, 16-04-27, 16-04-28, 16-04-29, 16-04-30, 16-04-31, 16-04-32, 16-04-33, 16-04-34, 16-04-35, 16-04-36, 16-16-01, 16-16-02, 16-16-03, 16-16-04, 16-16-05, 16-16-06, 16-16-07, 16-16-08, 16-16-09, 16-16-10, 16-16-11, 16-16-12, 16-16-13, 16-16-14, 16-16-15, 16-16-16, 16-20-04, 16-20-05, 16-20-07, 16-20-08, 16-20-09, 16-20-10, 16-20-12, 16-20-15, 16-20-16, 16-20-17, 16-20-18, 16-20-22, and 16-20-23 of the North Dakota Century Code, and sections 16-04-02, 16-04-04, subsection 1 of section 16-04-13, sections 16-04-16, 16-04-17, 16-04-21, 16-16-03.1, 16-20-01, 16-20-01.1, 16-20-06, 16-20-17.1, 16-20-17.2, 16-20-17.3, 16-20-19 and 16-20-24 of the 1975 Supplement to the North Dakota Century Code, relating to general election provisions, individual nominations, primary elections, nominations for office, general and special elections, the no-party ballot, the establishment of precincts and voting places, election officers and supplies, the conduct of elections, returns and contests of elections, voting by new residents, absent voters' ballots, corrupt practices, voting machines, and the disclosure of financial interests.

Introduced by Committee on Legislative Council (Judiciary "A")
Introduction, First Reading, Referred to Committee on Judiciary, 68
Reported Back:

Amended, 687-691

Adopted, 707

Engrossed, 847

Final Passage: Passed, 853

Sent to Senate, 940

Returned to House: Amended, 1497-1500

House does not concur, 1554

Conference Committee:

House, 1554

Senate, 1566

Conference Committee Report: House Adopted, 1824

Conference Committee Amendments: Not adopted, 1857

Reconsidered action by which House adopted Conference Committee Report, 1857

Conference Committee Report: House does not adopt, 1857

Conference Committee:

House, 1857

Senate, 1862

Conference Committee Report: House does not adopt, 1890

Conference Committee:

House, 1891

Senate, 1892

Conference Committee Report: House does not adopt, 1897

Conference Committee:

House, 1908

Senate, 1912

Conference Committee Report: House Adopts, 1916, Senate Adopts, 1923

Conference Committee Amendments Adopted, 1912-1916

Rules suspended, Conference Committee amendments adopted, properly re-engrossed, placed on second reading and final passage, 1916

Request for Call of the House, granted, 1916

Motion to dispense with Call of the House, prevailed, 1916

Final Passage:

Passed, 1916

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1964

Sent to Governor, 1974

House Bill No. 1050. A Bill for an Act to provide a voter registration system for elections in North Dakota.

Introduced by Legislative Council (Judiciary "A")

Introduction, First Reading, Referred to Committee on Judiciary, 68

Reported Back:

Divided — Majority to Do Not Pass, 617

Minority to Amend, 617

Report of Majority prevailed

Final Passage: Lost, 673

Clincher, 970

House Bill No. 1051. A Bill for an Act to create and enact a new section to chapter 40-21 of the North Dakota Century Code, relating to the establishment of polling places for municipal elections; and to repeal section 16-09-04.1 of the North Dakota Century Code, relating to the establishment of polling places for municipal elections.

Introduced by Legislative Council (Judiciary "A")

Introduction, First Reading, Referred to Committee on Judiciary, 68

Reported Back:

Do Pass, 85

Final Passage: Passed, 102

Sent to Senate, 112

Returned to House: Passed, 449

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1074

Approved by Governor, 1169

House Bill No. 1052. A Bill for an Act to amend and reenact subsection 2 of section 27-20-10 of the North Dakota Century Code, relating to the period of supervision allowed under informal adjustment for a juvenile.

Introduced by Legislative Council (Judiciary "B")

Introduction, First Reading, Referred to Committee on Judiciary, 69

Reported Back:

Do Pass, 86

Final Passage: Passed, 102

Sent to Senate, 112

Returned to House: Amended, 450

House does not concur, 470

Conference Committee:

House, 470

Senate, 536

Conference Committee Report: House Adopts, 1120, Senate Adopts, 1587

Conference Committee Amendments: Adopted, 1128

Final Passage:

Passed, 1183

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1964

Sent to Governor, 1975

House Bill No. 1053. A Bill for an Act to create and enact section 14-10-17.1 of the North Dakota Century Code, relating to emergency treatment of minors without their parents' permission, and to amend and reenact section 14-10-17 of the North Dakota Century Code, relating to the treatment of minors for alcoholism without their parents' permission.

Introduced by Legislative Council (Judiciary "B")

Introduction, First Reading, Referred to Committee on Social Welfare, 69

Reported Back:

Do pass, 265

Final Passage: Passed, 292-293

Sent to Senate, 364

Returned to House: Passed, 1044

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate Signed by Speaker, 1190

Returned to House signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1054. A Bill for an Act to amend and reenact subsection 1 of section 27-20-22 and section 27-20-24 of the North Dakota Century Code, relating to the time for a hearing and the right of dismissal of a petition against a juvenile.

Introduced by Legislative Council (Judiciary "B")

Introduction, First Reading, Referred to Committee on Judiciary, 69

Reported Back:

Do Pass, 137

Final Passage: passed, 156

Sent to Senate, 192

Returned to House: Amended, 450

House concurs, 470

Final Passage:

Passed, 496-497

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1074

Approved by Governor, 1169

House Bill No. 1055. A Bill for an Act to create and enact a new section to chapter 14-10 of the North Dakota Century Code, relating to the emancipation of minors.

Introduced by Legislative Council (Judiciary "B")
 Introduction, First Reading, Referred to Committee on Social Welfare. 69
 Reported Back:
 Amended, 265-266
 Adopted, 284
 Engrossed, 309
 Final Passage: Passed, 312-313
 Sent to Senate, 364
 Returned to House: Failed to pass, 1069

House Bill No. 1056. A Bill for an Act to create and enact a new section of the North Dakota Century Code, relating to the establishment of an office of state juvenile services coordinator.

Introduced by Legislative Council (Judiciary "B")
 Introduction, First Reading, Referred to Committee on Judiciary, 69
 Reported Back:
 Amended, 137
 Adopted, 154
 Engrossed, 167
 Re-referred to Committee on Appropriations, 137
 Reported Back:
 Do pass, 287
 Final Passage: Passed, 313
 Sent to Senate, 364
 Returned to House: Amended, 1422
 House concurs, 1466
 Final Passage:
 Passed, 1515
 Engrossed and Enrolled, 1920
 Signed by Speaker, 1920
 Sent to Senate, Signed by Speaker, 1921
 Returned to House Signed by President, 1931
 Sent to Governor, 1932

House Bill No. 1057. A Bill for an Act to amend and reenact section 27-20-38 of the North Dakota Century Code, relating to emergency medical treatment for juveniles under the supervision of a legal custodian.

Introduced by Legislative Council (Judiciary "B")
 Introduction, First Reading, Referred to Committee on Social Welfare. 69
 Reported Back:
 Do Pass, 186
 Final Passage: Passed, 198
 Sent to Senate, 240
 Returned to House: Passed, 971
 Enrolled, 1127
 Signed by Speaker, 1152

Sent to Senate Signed by Speaker, 1161
 Returned to House, Signed by President, 1163
 Sent to Governor, 1163
 Approved by Governor, 1275

House Bill No. 1058. A Bill for an Act to amend and reenact sections 40-45-15 and 40-46-16 of the North Dakota Century Code, relating to the loss of a policeman's and a city employee's right to retirement benefits upon conviction of a felony, and providing that conviction of a felony shall not cause forfeiture once a person is entitled to be retired.

Introduced by Legislative Council (Judiciary "C")
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 69

Reported Back:

Do pass, 168

Final Passage: Passed, 186

Sent to Senate, 203

Returned to House: Passed, 1044

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

HOUSE Bill No. 1059. A Bill for an Act to provide good conduct and merit sentence reductions for penitentiary and state farm inmates; providing for retroactive effect; and declaring an emergency.

Introduced by Legislative Council (Judiciary "C")

Introduction, First Reading, Referred to Committee on State & Federal Government, 69

Reported Back:

Amended, 152

Adopted, 167

Engrossed, 179

Final Passage: Passed, 188

Emergency clause carried, 189

Sent to Senate, 217

Returned to House: Passed, 971

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1060. A Bill for an Act to amend and reenact section 12-48-15 of the North Dakota Century Code, relating to the disposition of moneys earned by a penitentiary inmate, allowing an inmate to deposit penitentiary earnings in a Bank of North Dakota interest account, and to deposit outside earnings in any bank or organization upon approval of the director of institutions.

Introduced by Legislative Council (Judiciary "C")
Introduction, First Reading, Referred to Committee on State and Federal Government, 70
Reported Back,
Do pass, 152
Final Passage: Passed, 174
Sent to Senate, 203
Returned to House: Passed, 971
Enrolled, 1127
Signed by Speaker, 1152
Sent to Senate, Signed by Speaker, 1161
Returned to House, Signed by President, 1163
Sent to Governor, 1164
Approved by Governor, 1275

House Bill No. 1061. A Bill for an Act to create and enact a new section to chapter 28-32 of the North Dakota Century Code, relating to independent hearing examiners to be provided by the attorney general upon request, assignment of hearing examiners, provision for temporary hearing examiners who are not state government employees, promulgation of procedural rules, hearing officer powers, and a cash fund to cover the cost of supplying hearing examiners; and providing an appropriation.

Introduced by Legislative Council (Judiciary "C")
Introduction, First Reading, Referred to Committee on State & Federal Government, 70
Reported Back:
Do not pass, 228
Final Passage: Lost, 245-246
Clincher, 970

House Bill No. 1062. A Bill for an Act to amend and reenact section 28-32-19 of the North Dakota Century Code, relating to scope of and procedure on appeal from administrative agency determinations.

Introduced by Legislative Council (Judiciary "C")
Introduction, First Reading, Referred to Committee on Judiciary, 70
Reported Back:
Amended, 465
Adopted, 473
Engrossed, 505
Final Passage: Passed, 522
Sent to Senate, 579
Returned to House: Passed, 1020
Enrolled, 1186
Signed by Speaker, 1189
Sent to Senate, Signed by Speaker, 1190
Returned to House, Signed by President, 1224
Sent to Governor, 1228
Approved by Governor, 1316

House Bill No. 1063. A Bill for an Act to create and enact section 28-32-02.1 of the North Dakota Century Code, relating to adopting a rule describing an agency's organization and functions; and to amend and

reenact sections 28-32-01, 28-32-05, 28-32-09, 28-32-12, 28-32-21 of the North Dakota Century Code, relating to definitions, rules of procedure and notice of hearing, depositions and interrogatories, methods of recording testimony, and supreme court review.

Introduced by Legislative Council (Judiciary "C")

Introduction, First Reading, Referred to Committee on State & Federal Government, 70

Reported Back:

Do pass, 208

Final Passage: Passed, 232-233

Sent to Senate, 276

Returned to House: Amended, 971

House concurs, 1184

Final Passage:

Passed, 1196

Engrossed and Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1787

House Bill No. 1064. A Bill for an Act to amend and reenact section 28-32-02 of the North Dakota Century Code, relating to the rulemaking power of an administrative agency, and providing for public opportunity to submit data, views, and arguments and for required oral hearings.

Introduced by Legislative Council (Judiciary "C")

Introduction, First Reading, Referred to Committee on State & Federal Government, 70

Reported Back:

Do Pass, 137

Final Passage: Passed, 156-157

Sent to Senate, 192

Returned to House: Amended, 450

House does not concur, 471

Conference Committee: House, 471 Senate, 536

Reconsidered action by which House did not concur in Senate Amendments, 583

House concurs, 583

Final Passage: Passed, 994

Enrolled, 1127

Signed by Speaker, 1152

Sent to Senate, Signed by Speaker, 1161

Returned to House Signed by President, 1163

Sent to Governor, 1164

Approved by Governor, 1275

House Bill No. 1065. A Bill for an Act to provide for legislative review of administrative rules and regulations when assigned by the legislative council chairman to interim committees, and providing for recommendations by the committees.

Introduced by Legislative Council (Judiciary "C")

Introduction, First Reading, Referred to Committee on State & Federal

Government, 70

Reported Back:

Do not pass, 137

Final Passage: Lost, 157

Clincher, 970

House Bill No. 1066. A Bill for an Act to create and enact sections 28-32-03.1 and 28-32-03.2 of the North Dakota Century Code, providing for an administrative code and code supplement, printing, distribution and sales; to amend and reenact section 28-32-03 of the North Dakota Century Code, relating to the filing and effect of rules and regulations; and providing an appropriation.

Introduced by Legislative Council (Judiciary "C")

Introduction, First Reading, Referred to Committee on State & Federal Government, 71

Reported Back:

Do not pass, 208

Final Passage: Lost, 224

Clincher, 970

House Bill No. 1067. A Bill for an Act to create and enact subsection 21 of section 61-16-11 of the North Dakota Century Code, relating to authorization for a board of water management district commissioners to participate in weather modification activities.

Introduced by Legislative (Natural Resources)

Introduction, First Reading, Referred to Committee on Natural Resources, 71

Reported Back:

Do not pass, 186

Final Passage: Lost, 197-198

Clincher, 970

House Bill No. 1068. A Bill for an Act to create the office of energy coordinator, to provide for the duties and responsibilities of the energy coordinator.

Introduced by Legislative Council (Natural Resources)

Introduction, First Reading, Referred to Committee on Natural Resources, 71

Reported Back:

Amended, 266

Adopted, 284

Engrossed, 309

Final Passage: Passed, 313-314

Sent to Senate, 364

Returned to House: Failed to pass, 1069

House Bill No. 1069. A Bill for an Act to provide for solar easements, and for the contents of instruments creating those easements.

Introduced by Legislative Council (Natural Resources)

Introduction, First Reading, Referred to Committee on Natural Resources, 71

Reported Back:

Do pass, 393

Final Passage: Passed, 415-416
 Sent to Senate, 471
 Returned to House: Passed, 1044
 Enrolled 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1190
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1316

House Bill No. 1070. Alternative 1 — A Bill for an Act to provide for the liability of political subdivisions, to set limitations upon such liability, to establish a political subdivisions liability fund and limit the liability of the fund, to provide for notice and a statute of limitations, to provide a procedure for making payments from the fund for claims and judgments against political subdivisions, to allow the attorney general to administer and defend the fund, to authorize the state and political subdivisions to purchase insurance coverage; to repeal section 40-43-07 of the North Dakota Century Code, relating to the authority of political subdivisions to purchase liability insurance coverage; and to provide an appropriation.

Introduced by Legislative Council (Political Subdivisions)
 Introduction, First Reading, Referred to Committee on Judiciary
 Reported Back:
 Do not pass, 563
 Final Passage: Lost, 608
 Clincher, 970

House Bill No. 1071. A Bill for an Act to provide for the liability of political subdivisions, to require political subdivisions to be insured to certain limits, to set limitations upon such liability, to provide for the certification of coverage, to authorize the purchase of insurance or provision for self-insurance and to authorize a fund and a levy therefor, to prescribe the duties of the insurance commissioner, to provide a statute of limitations, to provide a procedure for making payments for claims and judgments against political subdivisions, to authorize the state to purchase insurance coverage to reinstate certain causes of action; to amend and reenact section 24-08-03 of the North Dakota Century Code, relating to the limit of county liability for negligence in the supervision and repairs of bridges; and to repeal section 40-42-01, 40-42-02, 40-42-03, and 40-43-07 of the North Dakota Century Code, relating to claims for injuries on streets, sidewalks, or bridges.

Introduced by Legislative Council (Political Subdivisions)
 Introduction, First Reading, Referred to Committee on Judiciary, 71
 Reported Back:
 Amended, 563-564
 Adopted, 584
 Engrossed, 605
 Final Passage: Passed, 645
 Sent to Senate, 722
 Returned to House: Amended, 1404-1405
 House does not concur, 1466
 Conference Committee: House, 1467, Senate, 1541

Conference Committee Report: House adopts, 1808-1810, Senate Adopts, 1833

Conference Committee Amendments: Adopted, 1810

Rules suspended, Conference Committee amendments adopted, properly re-engrossed, second reading and final passage, 1810

Final Passage:

Passed, 1810

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1964

Sent to Governor, 1974

House Bill No. 1072. A Bill for an Act to require joinder of the state in court actions against state employees in employment-related actions, to relieve state employees from personal liability in such circumstances, and to prohibit subrogation claims against state employees.

Introduced by Legislative Council (Political Subdivisions)

Introduction, First Reading, Referred to Committee on State & Federal Government, 71

Re-referred to Committee on Judiciary, 223

Reported Back:

Do not pass, 465

Final Passage: Lost, 486-487

Clincher, 970

House Bill No. 1073. A Bill for an Act to provide for an appropriation and transfer to the teachers' fund for retirement.

Introduced by Legislative Council (State and Federal)

Introduction, First Reading, Referred to Committee on Education, 72

Reported Back:

Do Not Pass, 691

Final Passage: Lost, 795-796

Clincher, 970

House Bill No. 1074. A Bill for an Act to amend and reenact sections 15-39.1-09 and 15-39.1-10 of the North Dakota Century Code, relating to assessments for and benefits from the teachers' fund for retirement; and to provide an appropriation.

Introduced by Legislative Council (State and Federal)

Introduction, First Reading, Referred to Committee on Education, 72

Reported Back:

Amended, 691

Adopted, 708

Engrossed, 741

Re-referred to Committee on Appropriations, 708

Reported Back:

Do Pass, 769

Final Passage: Passed, 898-899

Sent to Senate, 940

Returned to House: Passed, 1592

Enrolled, 1958

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1964
 Sent to Governor, 1974

House Bill No. 1075. A Bill for an Act to amend and reenact sections 15-39.1-09 and 15-39.1-10 of the North Dakota Century Code, relating to membership assessments and benefits in the teachers' fund for retirement.

Introduced by Legislative Council (State and Federal)
 Introduction, First Reading, Referred to Committee on Education, 72
 Reported Back:
 Do Not Pass, 152
 Final Passage: Lost, 172
 Clincher, 970

House Bill No. 1076. A Bill for an Act to amend and reenact section 15-47-15 of the North Dakota Century Code, relating to requirements for advertisement for bids on school district contracts.

Introduced by Representative G. Larson
 Introduction, First Reading, Referred to Committee on Education, 72
 Reported Back:
 Amended, 137
 Adopted, 154
 Engrossed, 167
 Final Passage: Passed, 175
 Sent to Senate, 203
 Returned to House: Amended, 472
 House Concurs, 497
 Rules suspended, properly re-engrossed, placed on second reading and final passage, 501
 Final Passage:
 Passed, 501-502
 Enrolled, 1049
 Signed by Speaker, 1070
 Sent to Senate, Signed by Speaker, 1071
 Returned to House, Signed by President, 1073
 Sent to Governor, 1074
 Approved by Governor, 1169

House Bill No. 1077. A Bill for an Act to amend and reenact subsection 1 of section 23-01-17 of the North Dakota Century Code, relating to the promulgation of rules and regulations to prevent and minimize noise harmful to health and safety by July 1, 1977; and declaring an emergency.

Introduced by Representative Erickson
 Introduction, First Reading, Referred to Committee on Social Welfare, 72
 Reported Back:
 Adopted, 124
 Amend & Re-refer, 113
 Engrossed, 151
 Re-referred to Committee on Appropriations, 113
 Reported Back:

Do Not Pass, 287
 Final Passage: Lost, 310
 Clincher, 970

House Bill No. 1078. A Bill for an Act to amend and reenact section 15-28-03 of the North Dakota Century Code, relating to school board elections.

Introduced by Representative Rylance
 Introduction, First Reading, Referred to Committee on Education, 72
 Reported Back:
 Do Pass, 138
 Final Passage: Passed, 158
 Sent to Senate, 192
 Returned to House: Passed, 471
 Enrolled, 1049
 Signed by Speaker, 1070
 Sent to Senate, Signed by Speaker, 1071
 Returned to House, Signed by President, 1073
 Sent to Governor, 1074
 Approved by Governor, 1169

House Bill No. 1079. A Bill for an Act to amend section 28-26-01 of the North Dakota Century Code, relating to the awarding of costs and attorney's fees to the prevailing party in a civil case.

Introduced by Representative Rylance
 Introduction, First Reading, Referred to Committee on Judiciary, 72
 Reported Back:
 Amended, 361
 Adopted, 377
 Engrossed, 387
 Final Passage: Passed, 410
 Sent to Senate, 449
 Returned to House: Amended, 1019
 House Concurr, 1031
 Final Passage:
 Passed, 1091
 Engrossed and Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1080. A Bill for an Act to require that easements specifically describe the rights acquired and the area covered.

Introduced by Representative Mertens
 Introduction, First Reading, Referred to Committee on Agriculture, 72
 Returned to House, 112
 Withdrawn, 112

House Bill No. 1081. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, relating to renewal of drivers license.

Introduced by Representative Mertens
Introduction, First Reading, Referred to Committee on Transportation,
72

Reported Back:

Do Not Pass, 187

Re-referred to Committee on Transportation, 194

Reported Back:

Do Not Pass, 477

Final Passage: Lost, 506-507

Clincher, 970

House Bill No. 1082. A Bill for an Act to amend and reenact section 15-29-14 of the North Dakota Century Code, relating to the destruction of certain school board records.

Introduced by Representative G. Larson

Introduction, First Reading, Referred to Committee on Education, 72

Reported Back:

Do Not Pass, 138

Final Passage: Lost, 158-159

Clincher, 970

House Bill No. 1083. A Bill for an Act to amend and reenact section 57-02-31 of the North Dakota Century Code, relating to the furnishing of assessment books to county assessors by the county auditor.

Introduced by Representative Gronneberg

Introduction, First Reading, Referred to Committee on Political Subdivisions, 73

Reported Back:

Indefinitely Postponed, 105

Adopted, 109

House Bill No. 1084. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code relating to petitions for school district tax levy limitation elections.

Introduced by Representative G. Larson

Introduction, First Reading, Referred to Committee on Education, 73

Reported Back:

Amended, 229

Adopted, 245

Engrossed, 261

Final Passage: Passed, 262-263

Sent to Senate, 297

Returned to House: Amended, 1019

House does not concur, 1031

Conference Committee: House, 1031, Senate, 1045

Conference Committee Report: House Adopts, 1593, Senate Adopts,

1703

Conference Committee Amendments: Adopted, 1603

Final Passage:

Passed, 1606

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1964
 Sent to Governor, 1974

House Bill No. 1085. A Bill for an Act to amend and reenact subsection 2 of section 57-55-10 of the North Dakota Century Code, relating to the exemption of mobile homes from taxation.

Introduced by Representative Gackle
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 73

Reported Back:

Do Pass, 152

Final Passage: Passed, 175-176

Sent to Senate, 203

Returned to House: Passed, 1100

Enrolled, 1332

Signed by Speaker, 1332

Sent to Senate, Signed by Speaker, 1336

Returned to House, Signed by President, 1352

Sent to Governor, 1353

Approved by Governor, 1538

House Bill No. 1086. A Bill for an Act to amend and reenact sections 57-39.2-04.1 and 57-40.2-04.1 of the North Dakota Century Code, to exempt bottled water from sales and use taxes.

Introduced by Representative Rau
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 73

Reported Back:

Indefinitely Postponed, 86

Adopted, 99

House Bill No. 1087. A Bill for an Act to regulate real property easements, servitudes, or any nonappurtenant restriction on the use of real property.

Introduced by Representative Mertens
 Introduction, First Reading, Referred to Committee on Agriculture, 73

Reported Back:

Do Not Pass, 266

Final Passage: Passed, 290

Sent to Senate, 364

Returned to House: Amended, 1185

House Concurr, 1212

Final Passage:

Passed, 1312

Engrossed and Enrolled, 1672

Signed by Speaker, 1677

Sent to Senate, Signed by Speaker, 1690

Returned to House, Signed by President, 1698

Sent to Governor, 1700

Approved by Governor, 1787

House Bill No. 1088. A Bill for an Act to create and enact a new subsection to section 57-15-56 of the North Dakota Century Code, relating to

nonprofit senior citizens' organizations obtaining bonding coverage through the state bonding fund; and declaring an emergency.

Introduced by Representative Powers

Introduction, First Reading, Referred to Committee on Social Welfare,
73

Reported Back:

Amended, 168

Committee Report Amended, 179

Adoption of Amended Amendment, 179

Engrossed, 193

Re-referred to Committee on Social Welfare, 194

Reported Back:

Amended, 251

Adopted, 261

Re-engrossed, 290

Re-referred to Committee on Social Welfare, 293

Reported Back:

Amended, 393

Adopted, 414

Re-engrossed, 433

Final Passage: Passed, 442

Emergency Clause carried, 443

Sent to Senate, 497

Returned to House: Passed, 1069

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1089. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to certain nonprofit senior citizen organizations.

Introduced by Representative Powers

Introduction, First Reading, Referred to Committee on Finance and
Taxation, 73

Reported Back:

Do Not Pass, 208

Final Passage: Lost, 225

Clincher, 970

House Bill No. 1090. A Bill for an Act to amend and reenact section 15-10-28.1 of the North Dakota Century Code, relating to repayment of student loans to the state.

Introduced by Representative Murphy

Introduction, First Reading, Referred to Committee on Education, 73

Reported Back:

Amended, 86

Adopted, 99

Engrossed, 106

Final Passage: Passed, 108
 Sent to Senate, 150
 Returned to House: Passed, 298
 Enrolled, 1049
 Signed by Speaker, 1070
 Sent to Senate, Signed by Speaker, 1071
 Returned to House, Signed by President, 1073
 Sent to Governor, 1074
 Approved by Governor, 1170

House Bill No. 1091. 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, relating to adjustments to North Dakota taxable income for individuals and allowing an additional amount for each exemption claimed.

Introduced by Representative Rued
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 73
 Reported Back: Do Not Pass, 594
 Final Passage: Lost, 636
 Clincher, 970

House Bill No. 1092. A Bill for an Act to amend and reenact subsection 9 of section 39-06-03 of the North Dakota Century Code, relating to circumstances under which the highway commissioner shall not issue a driver's license.

Introduced by Representative Laughlin
 Introduction, First Reading, Referred to Committee on Transportation,
 74
 Withdrawn, 392

House Bill No. 1093. A Bill for an Act to amend and reenact section 54-16-04 of the North Dakota Century Code, relating to the powers of the emergency commission.

Introduced by Representative Wagner
 Introduction, First Reading, Referred to Committee on State and Federal Government, 74
 Reported Back:
 Do Not Pass, 338
 Final Passage: Lost, 362
 Clincher, 970

House Bill No. 1094. A Bill for an Act to create and enact a new subsection to section 50-06-05.1 of the North Dakota Century Code, relating to inquiry into the conditions of children born out of wedlock and authorizing the provision of protective services.

Introduced by Representative Strinden
 Introduction, First Reading, Referred to Committee on Social Welfare,
 74
 Reported Back:
 Amended, 287
 Adopted, 309
 Engrossed, 351

Final Passage: Passed, 352-353
Sent to Senate, 386
Returned to House: Failed to Pass, 1100

House Bill No. 1095. A Bill for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to a mandatory term of imprisonment for using a firearm in the commission of an offense.

Introduced by Representative Marsden
Introduction, First Reading, Referred to Committee on Judiciary, 74
Withdrawn, 254

House Bill No. 1096. A Bill for an Act to create and enact sections 23-13-02.1 through 23-13-02.7 of the North Dakota Century Code, relating to regulation of the operation of self-service motor fuel dispensing devices; and to amend and reenact sections 23-13-02 and 23-13-03 of the North Dakota Century Code, relating to the operation of self-service motor fuel dispensing devices and providing a penalty.

Introduced by Representatives Wagner & Mund
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 74
Reported Back:
Do Pass, 251
Final Passage: Passed, 273
Sent to Senate, 347
Returned to House: Amended, 1272
House Concurr, 1300
Final Passage:
Passed, 1340
Engrossed and Enrolled, 1848
Signed by Speaker, 1853
Sent to Senate, Signed by Speaker, 1853
Returned to House, Signed by President, 1854
Sent to Governor, 1855
Approved by Governor, 1923

House Bill No. 1097. A Bill for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to restrictions on the issuance of construction permits by the public service commission for the location and construction of electric transmission lines.

Introduced by Representative Rau
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 74
Returned to House, 338
Re-referred to Committee on Natural Resources, 338
Reported Back:
Amended, 692
Adopted, 708
Engrossed, 741
Final Passage: Passed, 854
Sent to Senate, 893
Returned to House: Failed to Pass, 1186

House Bill No. 1098. A Bill for an Act to create and enact a new subdivision to subsection 3 of section 52-06-01 of the North Dakota Century Code, relating to eligibility for unemployment benefits for claimants who have voluntarily left work.

Introduced by Representative Marsden
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 74
 Reported Back:
 Do Not Pass, 393
 Final Passage: Lost, 414
 Clincher, 970

House Bill No. 1099. A Bill for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to the purchase of resident hunting and fishing licenses by persons holding title to passenger motor vehicles licensed outside this state or holding a resident license from another state.

Introduced by Representative Marsden
 Introduction, First Reading, Referred to Committee on Natural Resources, 75
 Reported Back:
 Do Not Pass, 266
 Final Passage: Lost, 290-291
 Clincher, 970

House Bill No. 1100. A Bill for an Act to create and enact a new section to chapter 14-02.1 of the North Dakota Century Code providing that participation in the performance of an abortion is not mandatory, and that a person shall not be discriminated against because of refusal to so participate.

Introduced by Representatives Metzger and Rau
 Introduction, First Reading, Referred to Committee on Social Welfare, 75
 Withdrawn, 391

House Bill No. 1101. A Bill for an Act to amend and reenact section 15-20.1-08 of the North Dakota Century Code, relating to a mill levy for cooperative vocational education programs.

Introduced by Representative Erickson
 Introduction, First Reading, Referred to Committee on Education, 75
 Reported Back:
 Do Pass, 138
 Final Passage: Passed, 159
 Sent to Senate, 192
 Returned to House: Passed, 471
 Enrolled, 1049
 Signed by Speaker, 1070
 Sent to Senate, Signed by Speaker, 1071
 Returned to House, Signed by President, 1073
 Sent to Governor, 1074
 Approved by Governor, 1170

House Bill No. 1102. A Bill for an Act to provide funds to counties and cities for the purpose of establishing and operating public transportation systems; and providing an appropriation.

Introduced by Representative Powers

Introduction, First Reading, Referred to Committee on Transportation,

75

Reported Back:

Do Not Pass, 478

Final Passage: Lost, 507-508

Final Passage: Reconsidered, 533

Re-referred to Committee on Appropriations, 533

Reported Back:

Do Not Pass, 730

Final Passage:

Lost, 874

Clincher, 970

House Bill No. 1103. A Bill for an Act to amend and reenact section 57-02-31 of the North Dakota Century Code, relating to the furnishing of assessment books to county assessors by the county auditor.

Introduced by Representative Gackle

Introduction, First Reading, Referred to Committee on Political Subdivisions, 75

Reported Back:

Amended, 105

Adopted, 109

Engrossed, 123

Final Passage: Passed, 139

Sent to Senate, 178

Returned to House: Passed, 1044

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1104. A Bill for an Act to amend and reenact section 28-22-05 of the North Dakota Century Code, relating to the judgment exemptions for a single person.

Introduced by Representative Conmy

Introduction, First Reading, Referred to Committee on Judiciary, 75

Reported Back:

Do Pass, 114

Final Passage: Passed, 143

Sent to Senate, 178

Returned to House: Failed to Pass, 1000

House Bill No. 1105. A Bill for an Act to amend and reenact section 47-18-02 of the North Dakota Century Code, relating to the definition of the head of a family as used for homestead purposes.

Introduced by Representative Conmy
 Introduction, First Reading, Referred to Committee on Judiciary, 75
 Reported Back:
 Do Pass, 197
 Final Passage: Passed, 213
 Sent to Senate, 256
 Returned to House: Passed, 1001
 Enrolled, 1127
 Signed by Speaker, 1152
 Sent to Senate, Signed by Speaker, 1161
 Returned to House, Signed by President, 1163
 Sent to Governor, 1164
 Approved by Governor, 1275

House Bill No. 1106. A Bill for an Act to amend and reenact section 47-18-01 and subsection 4 of section 47-18-04 of the North Dakota Century Code, relating to the definition of a homestead for exemption from judgments and execution and to homesteads subject to execution.

Introduced by Representative Conmy
 Introduction, First Reading, Referred to Committee on Judiciary, 75
 Reported Back:
 Amended, 153
 Adopted, 167
 Engrossed, 179
 Final Passage: Passed, 189
 Final Passage: Reconsidered on division vote, 194
 Re-referred to Committee on Political Subdivisions, 194
 Reconsidered re-referral to Political Subdivisions Committee, 194
 Re-referred to Committee on Judiciary, 194
 Reported Back: Do Pass, 288
 Final Passage:
 Passed, 314
 Clincher, 314
 Sent to Senate, 364
 Returned to House: Passed, 1001
 Enrolled, 1127
 Signed by Speaker, 1152
 Sent to Senate, Signed by Speaker, 1161
 Returned to House, Signed by President, 1163
 Sent to Governor, 1164
 Approved by Governor, 1275

House Bill No. 1107. A Bill for an Act to amend and reenact sections 47-30-24 and 47-30-26 of the North Dakota Century Code, relating to the administration of the abandoned property laws.

Introduced by Committee on Natural Resources
Introduction, First Reading, Referred to Committee on Natural Resources, 75

Reported Back:

Do Pass, 168

Final Passage: Passed, 189-190

Sent to Senate, 217

Returned to House: Passed, 471

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1074

Approved by Governor, 1170

House Bill No. 1108. A Bill for an Act to repeal section 38-09-01.3 of the North Dakota Century Code, relating to the sale of state land.

Introduced by Committee on Natural Resources

Introduction, First Reading, Referred to Committee on Natural Resources, 76

Reported Back:

Do Not Pass, 266

Final Passage: Lost, 291

Clincher, 970

House Bill No. 1109. A Bill for an Act to create and enact section 15-05-12.1 of the North Dakota Century Code, relating to improvements placed on state lands; to amend and reenact section 15-08-26 of the North Dakota Century Code, relating to improvements placed on state lands; and to repeal section 15-05-12 of the North Dakota Century Code, relating to improvements placed on state lands.

Introduced by Committee on Natural Resources

Introduction, First Reading, Referred to Committee on Natural Resources, 76

Reported Back:

Amended, 251

Adopted, 261

Engrossed, 284

Final Passage: Passed, 293-294

Sent to Senate, 364

Returned to House: Passed, 1044

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1110. A Bill for an Act to amend and reenact sections 15-04-09, 15-06-25, and 15-07-05 of the North Dakota Century Code, relating to notices of school land sales and leases.

Introduced by Committee on Natural Resources

Introduction, First Reading, Referred to Committee on Natural Resources, 76

Reported Back:

Do Not Pass, 251

Re-referred to Committee on Natural Resources, 270

Reported Back:

Amended, 393-394

Adopted, 414

Reconsidered action by which House adopted amendments, 433

Reconsidered Committee Recommendation, 433

Re-referred to Committee on Natural Resources, 433

Reported Back:

Amended, 478

Adopted, 506

Engrossed, 539

Final Passage:

Passed, 545

Sent to Senate, 590

Returned to House: Passed, 1185

Enrolled, 1487

Signed by Speaker, 1488

Returned to House, Signed by President, 1503

Sent to Governor, 1504

Approved by Governor, 1573

House Bill No. 1111. A Bill for an Act to create and enact section 15-08-21.1 of the North Dakota Century Code, relating to criminal trespass on state lands; to amend and reenact sections 15-05-08 and 15-08-20 of the North Dakota Century Code, relating to illegal mining activities and trespassing on state lands; and providing a penalty.

Introduced by Committee on Natural Resources

Introduction, First Reading, Referred to Committee on Natural Resources, 76

Reported Back:

Amended, 266-267

Re-referred to Committee on Natural Resources, 284

Reported Back:

Amended, 372

Adopted, 392

Engrossed, 413

Final Passage: Passed, 416

Sent to Senate, 471

Returned to House: Passed, 1069

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1112. A Bill for an Act to amend and reenact subsection 2 of section 20.1-03-07 and sections 20.1-03-09 and 20.1-03-10 of the North Dakota Century Code, relating to the issuance and contents of nonresident fur-bearer licenses; and to repeal subsection 6 of section 20.1-03-12 of the North Dakota Century Code, relating to fees for nonresident fur-bearer licenses.

Introduced by Representative Gronneberg
Introduction, First Reading, Referred to Committee on Natural Resources, 76

Reported Back:

Amended, 251

Adopted, 261

Engrossed, 284

Final Passage: Passed, 294

Sent to Senate, 364

Returned to House: Passed, 1069

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1113. A Bill for an Act to create and enact subsection 5 of section 39-10-07.2 of the North Dakota Century Code, relating to red reflectors within the right-of-way of any highway.

Introduced by Representative Gronneberg

Introduction, First Reading, Referred to Committee on Transportation, 76

Reported Back:

Amended, 187

Adopted, 193

Engrossed, 205

Final Passage: Passed, 214

Sent to Senate, 256

Returned to House: Passed, 971

Enrolled, 1127

Signed by Speaker, 1152

Sent to Senate, Signed by Speaker, 1161

Returned to House, Signed by President, 1163

Sent to Governor, 1164

Approved by Governor, 1275

House Bill No. 1114. A Bill for an Act to amend and reenact sections 40-21-02 and 40-21-03 of the North Dakota Century Code, relating to polling hours for municipal elections.

Introduced by Representative Gackle

Introduction, First Reading, Referred to Committee on Judiciary, 76

Reported Back:

Amended, 361-362

Adopted, 377

Engrossed, 387

Final Passage: Passed, 410-411

Sent to Senate, 449

Returned to House: Failed to pass, 1020

House Bill No. 1115. A Bill for an Act to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for truck-mounted haystack movers.

Introduced by Representative Erickson

Introduction, First Reading, Referred to Committee on Transportation,
76

Reported Back:

Amended, 105

Adopted, 109

Engrossed, 123

Final Passage: Passed, 144

Sent to Senate, 178

Returned to House: Passed, 498

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House Signed, by President, 1073

Sent to Governor, 1074

Approved by Governor, 1170

House Bill No. 1116. A Bill for an Act to create and enact a new section to chapter 63-01.1 of the North Dakota Century Code, requiring telephone, telegraph, and electric companies and cooperatives to control noxious weeds and grasses, and providing for cutting and tax assessment upon failure to do so.

Introduced By Representative Gronneberg

Introduction, First Reading, Referred to Committee on Agriculture, 77

Returned to House, 112

Withdrawn, 112

House Bill No. 1117. A Bill for an Act to amend and reenact section 21-03-18 of the North Dakota Century Code, relating to the form and content of bonds, their coupons, and number of bonds.

Introduced by Representative Strinden

Introduction, First Reading, Referred to Committee on Industry,
Business & Labor, 77

Reported Back:

Do pass, 138

Final Passage: Passed, 159-160

Sent to Senate, 192

Returned to House: Passed, 471

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1074

Approved by Governor, 1170

House Bill No. 1118. A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to make loans.

Introduced by Representative Langley

Introduction, First Reading, Referred to Committee on Industry,
Business, & Labor, 77

Reported Back:

Do Pass, 138

Final Passage: Passed, 160
 Sent to Senate, 192
 Returned to House: Failed to pass, 1334

House Bill No. 1119. A Bill for an Act to amend and reenact section 23-01-02 of the North Dakota Century Code, relating to the compensation, mileage and travel expenses for members of the Health Council.

Introduced by Committee on Social Welfare
 Introduction, First Reading, Referred to Committee on Social Welfare,

77

Reported Back:
 Amended, 114
 Adopted, 124
 Engrossed, 151
 Final Passage: Passed, 160-161
 Sent to Senate, 192
 Returned to House: Passed, 471
 Enrolled, 1049
 Signed by Speaker, 1070
 Sent to Senate, Signed by Speaker, 1071
 Returned to House Signed by President, 1073
 Sent to Governor, 1074
 Approved by Governor, 1170

House Bill No. 1120. A Bill for an Act requiring all beverage containers to be returnable; providing a penalty; and providing an effective date.

Introduced by Representative Meier
 Introduction, First Reading, Referred to Committee on Natural Resources, 77

Reported Back:
 Divided — Majority to do not pass
 Minority to do pass
 Final Passage: Lost, 579
 Clincher, 970

House Bill No. 1121. A Bill for an Act making an appropriation to provide for the preparation, printing, and distribution of the North Dakota blue book.

Introduced by Representative Rylance
 Introduction, First Reading, Referred to Committee on State & Federal Government, 77

Reported Back:
 Do pass, 209
 Re-referred to Committee on Appropriations, 223

Reported Back:
 Do not pass, 372
 Final Passage: Lost, 395-396
 Clincher, 970

House Bill No. 1122. A Bill for an Act to amend and reenact sections 11-10-05 and 44-01-03 of the North Dakota Century Code relating to the time county and district officers take office when elected to fill an unexpired term.

Introduced by Committee on Judiciary
 Introduction, First Reading, Referred to Committee on Judiciary, 77
 Reported Back:
 Do pass, 153
 Final Passage: Passed, 176
 Sent to Senate, 203
 Returned to House: Passed, 471
 Enrolled, 1049
 Signed by Speaker, 1070
 Sent to Senate, Signed by Speaker, 1071
 Returned to House, Signed by President, 1073
 Sent to Governor, 1074
 Approved by Governor, 1170

House Bill No. 1123. A Bill for an Act to amend and reenact section 4-12-03.1 of the North Dakota Century Code, relating to establishment of bee locations.

Introduced by Committee on Agriculture
 Introduction, First Reading, Referred to Committee on Judiciary, 77
 Reported Back:
 Do Pass, 105
 Final Passage: Passed, 112
 Sent to Senate, 163
 Returned to House: Passed, 471
 Enrolled, 1049
 Signed by Speaker, 1070
 Sent to Senate, Signed by Speaker, 1071
 Returned to House, Signed by President, 1073
 Sent to Governor, 1074
 Approved by Governor, 1170

House Bill No. 1124. Transfer from Bank of North Dakota — 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.

Introduced by Committee on Appropriations
 Introduction, First Reading, Referred to Committee on Appropriations,
 77
 Reported Back:
 Amended, 372
 Adopted, 392
 Engrossed, 413
 Final Passage: Passed, 416-417
 Sent to Senate, 471
 Returned to House: Passed, 1272
 Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Approved by Governor, 1787

House Bill No. 1125. A Bill for an Act to amend and reenact section 57-15-14 and subsection 1 of section 57-15-16 of the North Dakota Century

Code, relating to petition requirements to authorize or discontinue certain mill levies in school districts.

Introduced by Representative Rau

Introduction, First Reading, Referred to Committee on Education, 78

Reported Back:

Do Not Pass, 209

Final Passage: Lost, 225-226

Clincher, 970

House Bill No. 1126. A Bill for an Act to prohibit an employment agency or an employer from requesting an applicant for employment or an employee to take a polygraph test, to prohibit unauthorized disclosure of a polygraph test given at the employee's request, to provide certain exemptions for police officers, and providing penalties.

Introduced by Representative Mertens

Introduction, First Reading, Referred to Committee on Industry, Business & Labor, 78

Reported Back:

Do Not Pass, 209

Final Passage: Lost, 226

Clincher, 970

House Bill No. 1127. A Bill for an Act to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for recreational vehicles.

Introduced by Representative Rued

Introduction, First Reading, Referred to Committee on Transportation, 78

Reported Back:

Amended, 105

Adopted, 109

Engrossed, 123

Final Passage: Passed, 144

Sent to Senate, 178

Failed to Pass, 970

House Bill No. 1128. A Bill for an Act to amend and reenact section 57-15-31.1 of the North Dakota Century Code, relating to the date by which a taxing district must certify taxes or submit budget amendments.

Introduced by Representative Rued

Introduction, First Reading, Referred to Committee on Finance and Taxation, 78

Reported Back:

Do Pass, 153

Final Passage: Passed, 176-177

Sent to Senate, 203

Returned to House: Passed, 1100

Enrolled, 1332

Signed by Speaker, 1332

Sent to Senate, Signed by Speaker, 1336

Returned to House, Signed by President, 1352

Sent to Governor, 1353

Approved by Governor, 1538

House Bill No. 1129. A Bill for an Act to amend and reenact sections 24-06-28, 24-06-30, 24-07-03, 24-07-19, 24-10-01, 24-10-02, and 24-10-04 of the North Dakota Century Code, relating to obstruction of section lines, removal of fences, section lines as public roads, removal of fences when public roads have been laid out, erection of cattle guards, construction of cattle guards, and removal of cattle guards.

Introduced by Representative Murphy
 Introduction, First Reading, Referred to Committee on Agriculture, 78
 Reported Back:
 Amended, 187
 Adopted, 193
 Engrossed, 205
 Final Passage: Passed, 214
 Sent to Senate, 256
 Returned to House: Amended, 1225-1226
 House Concurs, 1261
 Final Passage:
 Passed, 1312
 Engrossed and Enrolled, 1672
 Signed by Speaker, 1677
 Sent to Senate, Signed by Speaker, 1690
 Returned to House, Signed by President, 1695
 Sent to Governor, 1700
 Approved by Governor, 1787

House Bill No. 1130. A Bill for an Act to amend and reenact sections 10-18.1-09, 23-14-14, 27-07-40, subdivisions a and e of subsection 1 of section 30.1-20-16, sections 40-35-12, 40-36-07, 40-57-13, subsection 2 of section 40-61-14, section 40-61-15, subsections 8, 9, and 10 of section 47-19-02, sections 47-19-06, and 47-19-07 of the North Dakota Century Code, relating to references to estate taxes and exemptions from taxation; to repeal chapter 57-37.1 of the North Dakota Century Code, relating to the estate tax; and to provide an effective date.

Introduced by Representative Murphy
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 78
 Returned to House, 741
 Withdrawn, 741

House Bill No. 1131. A Bill for an Act to provide for the transfer of the trade commission fund to the general fund of the state treasury; and to repeal Chapters 51-10 and 51-11 of the North Dakota Century Code, relating to the Unfair Trade Practices Act and the fair trade law.

Introduced by Representative Murphy
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 78
 Reported Back:
 Do Not Pass, 197
 Amended, 187
 Final Passage: Lost, 205-206
 Clincher, 970

House Bill No. 1132. A Bill for an Act prohibiting the unauthorized starting of fires under certain circumstances, and providing a penalty.

Introduced by Representative Murphy
Introduction, First Reading, Referred to Committee on Natural Resources, 79

Returned to House, 297

Re-referred to Committee on Agriculture, 297

Reported Back:

Amended, 618

Adopted, 634

Engrossed, 667

Final Passage: Passed, 682

Sent to Senate, 813

Returned to House: Failed to Pass, 1186

House Bill No. 1133. A Bill for an Act to provide for standards of health for public water systems; to provide for system approval, limitations on water contaminants, records and reporting procedure, variances and exemptions, enforcement process; and to provide for imposition of penalties.

Introduced by Committee on Social Welfare

Introduction, First Reading, Referred to Committee on Social Welfare, 79

Reported Back:

Do pass, 187

Final Passage: Passed, 198-199

Sent to Senate, 240

Returned to House: Passed, 971

Enrolled, 1127

Signed by Speaker, 1152

Sent to Senate Signed by Speaker, 1161

Returned to House, Signed by President, 1163

Sent to Governor, 1164

Approved by Governor, 1275

House Bill No. 1134. A Bill for an Act to amend and reenact subsection 1 of section 21-02-11 of the North Dakota Century Code, relating to waiver of bid advertisement when certificates of indebtedness are to be sold to the Bank of North Dakota.

Introduced by Committee on Political Subdivisions

Introduction, First Reading, Referred to Committee on Industry, Business & Labor, 79

Reported Back:

Do pass, 197

Final Passage: passed, 215

Sent to Senate, 256

Returned to House: Passed, 1001

Enrolled, 1127

Signed by Speaker, 1152

Sent to Senate, Signed by Speaker, 1161

Returned to House, Signed by President, 1163

Sent to Governor, 1164

Approved by Governor, 1275

House Bill No. 1135. Transfer From Mill and Elevator — A Bill for an Act to transfer moneys from the accumulated and undivided profits of the North Dakota Mill and Elevator Association to the general fund of the state.

Introduced by Committee on Appropriations
Introduction, First Reading, Referred to Committee on Appropriations,
79

Reported Back:

Amended, 267

Adopted, 284

Engrossed, 309

Final Passage: Passed, 339

Sent to Senate, 386

Returned to House: Passed, 1272

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1787

House Bill No. 1136. A Bill for an Act to amend and reenact section 12.1-04-03 of the North Dakota Century Code, relating to lack of criminal responsibility as a defense.

Introduced by Representative Winkjer

Introduction, First Reading, Referred to Committee on Judiciary, 79

Reported Back:

Amended, 424

Adopted, 434

Engrossed, 453

Final Passage: Passed: 458-459

Sent to Senate, 535

Returned to House: passed, 1020

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1137. A Bill for an Act to provide for financing of senior citizens' activities with funds received from the federal Mineral Lands Leasing Act; and to amend and reenact section 15-40.1-13 of the North Dakota Century Code, relating to state school aid funds from the federal Mineral Lands Leasing Act.

Introduced by Representative Lundene

Introduction, First Reading, Referred to Committee on Social Welfare,
79

Reported Back:

Amended, 169

Adopted, 179

Engrossed, 193

Final Passage: Lost, 199-200
Clincher, 970

House Bill No. 1138. 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; and to repeal subsection 10 of section 57-02-01 of the North Dakota Century Code, relating to a presumption of a farm for tax purposes.

Introduced by Representative Olson
Introduction, First Reading, Referred to Committee on Finance & Taxation, 79

Reported Back:

Do not pass, 153

Final Passage: Lost, 173

Clincher, 970

House Bill No. 1139. A Bill for an Act to create and enact a new section to chapter 49-13 of the North Dakota Century Code, relating to spark arresters on railroad locomotives; and to provide a penalty.

Introduced by Representative Langley
Introduction, First Reading, Referred to Committee on Transportation, 79

Reported Back:

Do Not Pass, 168

Re-referred to Committee on Transportation, 179

Reported Back:

Do not pass, 478

Final Passage: Lost, 508

Clincher, 970

House Bill No. 1140. A Bill for an Act to create and enact new subsections to sections 57-39.2-04, 57-40.2-04, and 57-40.3-04 of the North Dakota Century Code, relating to sales and use tax and motor vehicle excise tax exemptions on sales of farm machinery and motor vehicles; and to amend and reenact subsection 6 of section 57-39.2-01 and subsection 9 of section 57-40.3-01 of the North Dakota Century Code, relating to definitions for sales tax and motor vehicle excise tax purposes.

Introduced by Representative Murphy
Introduction, First Reading, Referred to Committee on Finance & Taxation, 86

Reported Back:

Do not pass, 288

Final Passage: Lost, 310-311

Clincher, 970

House Bill No. 1141. A Bill for an Act to amend and reenact section 39-06.1-03 of the North Dakota Century Code, relating to administrative hearings for traffic offenses.

Introduced by Representatives Meiers, Olson

Introduction, First Reading, Referred to Committee on Judiciary, 80

Reported Back:

Do Pass, 288

Final Passage: Passed, 340
 Sent to Senate, 386
 Returned to House: Passed, 1100
 Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1142. A Bill for an Act to amend and reenact subsection 2 of section 20.1-02-07 of the North Dakota Century Code, relating to the number of district deputy game wardens the commissioner may appoint.

Introduced by Committee on Natural Resources
 Introduction, First Reading, Referred to Committee on Natural Resources, 80

Reported Back:
 Amended, 478
 Adopted, 506
 Engrossed, 539
 Final Passage: Passed, 546
 Sent to Senate, 590
 Returned to House: Passed, 1069
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1190
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1316

House Bill No. 1143. A Bill for an Act to amend and reenact sections 43-15-32 and 43-15-35 of the North Dakota Century Code, relating to who may engage in the pharmacy business and acquire a permit to do so.

Introduced by Representatives Unhjem and Meiers
 Introduction, First Reading, Referred to Committee on Social Welfare, 80

Reported Back:
 Do not pass, 197
 Final Passage: Lost, 206
 Clincher, 970

House Bill No. 1144. A Bill for an Act to repeal sections 15-53.1-37 and 15-53.1-38 of the North Dakota Century Code, relating to proportionate tax rates in reorganized school districts and for the alteration of proportionate rates; and to provide that such repeal shall be effective on districts with proportionate tax rates.

Introduced by Representative Berger
 Introduction, First Reading, Referred to Committee on Education, 80
 Reported Back:
 Returned to House, 112
 Re-referred to Committee on Finance and Taxation, 112
 Returned to House, 238
 Withdrawn, 238

House Bill No. 1145. A Bill for an Act to prohibit requiring a fingerprint or thumbprint upon a check for identification or other check cashing purposes.

Introduced by Representative Kelly
 Introduction, First Reading, Referred to Committee on Industry, Business & Labor, 80
 Reported Back:
 Do Not Pass, 138
 Final Passage: Passed, 161-162
 Sent to Senate, 192
 Failed to Pass, 535

House Bill No. 1146. A Bill for an Act to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for motor vehicles.

Introduced by Representative Tweten
 Introduction, First Reading, Referred to Committee on Transportation, 80

Reported Back:
 Do Pass, 168
 Final Passage: Passed, 190
 Sent to Senate, 217
 Returned to House: Passed, 498
 Enrolled, 1049
 Signed by Speaker, 1070
 Sent to Senate, Signed by Speaker, 1071
 Returned to House, Signed by President, 1073
 Sent to Governor, 1074
 Approved by Governor, 1170

House Bill No. 1147. A Bill for an Act to amend and reenact section 20.1-02-25 of the North Dakota Century Code, relating to the months of the year during which advisory board members shall hold public meetings.

Introduced by Committee on Natural Resources
 Introduction, First Reading, Referred to Committee on Natural Resources, 80

Reported Back:
 Do Pass, 478
 Final Passage: Passed, 522-523
 Sent to Senate, 579
 Returned to House: Passed, 1044
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1190
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1316

House Bill No. 1148. A Bill for an Act to amend and reenact sections 39-24-03 and 39-24-05 of the North Dakota Century Code, relating to snowmobile registration fees and the disposition of same.

Introduced by Committee on Transportation

Introduction, First Reading, Referred to Committee on Transportation,
81

Reported Back:

Amended, 172

Adopted, 179

Engrossed, 193

Final Passage: Passed, 200

Sent to Senate, 240

Returned to House: Amended, 1101

House does not concur, 1124

Conference Committee:

House, 1124

Senate, 1271

Conference Committee Report: House Adopts, 1322, Senate Adopts,
1587

Conference Committee Amendments: Adopted, 1339

Final Passage:

Passed, 1417

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1149. A Bill for an Act to require fire and police protection to be provided for certain mobile home parks and to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to the authority of the board of county commissioners; and to amend and reenact section 40-20-05 of the North Dakota Century Code, relating to the authority of the chief of police and police officers.

Introduced by Representative Metzger

Introduction, First Reading, Referred to Committee on Political
Subdivisions, 81

Reported Back:

Do Not Pass, 168

Final Passage: Lost, 184-185

Clincher, 970

House Bill No. 1150. A Bill for an Act to amend and reenact section 23-02.1-27 of the North Dakota Century Code, relating to when disclosure of vital record information is allowed.

Introduced by Representatives Kelly and Eagles

Introduction, First Reading, Referred to Committee on Social Welfare,
81

Withdrawn, 247

House Bill No. 1151. A Bill for an Act to amend and reenact section 6-06-08 of the North Dakota Century Code, relating to supervision of credit unions by the state credit union board, reports, examinations, and fees.

Introduced by Committee on Industry, Business & Labor

Introduction, First Reading, Referred to Committee on Industry,

Business & Labor, 81

Reported Back:

Amended, 153

Adopted, 167

Engrossed, 179

Final Passage: Passed, 191

Sent to Senate, 217

Returned to House: Passed, 535

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate, Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1074

Approved by Governor, 1170

House Bill No. 1152. A Bill for an Act to amend and reenact section 54-27-21 of the North Dakota Century Code, relating to the minimum fixed assets reporting value for financial statements for state agencies.

Introduced by Committee on State & Federal Government

Introduction, First Reading, Referred to Committee on Finance & Taxation, 81

Reported Back:

Do pass, 209

Final Passage: Passed, 233

Sent to Senate, 276

Returned to House: Passed, 1001

Enrolled, 1127

Signed by Speaker, 1152

Sent to Senate, Signed by Speaker, 1161

Returned to House, Signed by President, 1163

Sent to Governor, 1164

Approved by Governor, 1275

House Bill No. 1153. A Bill for an Act to amend and reenact subsection 2 of section 6-01-03 of the North Dakota Century Code, relating to the state credit union board.

Introduced by Committee on Industry, Business & Labor

Introduction, First Reading, Referred to Committee on Industry, Business & Labor, 81

Reported Back:

Do Pass, 153

Final Passage: Passed, 177

Sent to Senate, 203

Returned to House: Passed, 535

Enrolled, 1049

Signed by Speaker, 1070

Sent to Senate Signed by Speaker, 1071

Returned to House, Signed by President, 1073

Sent to Governor, 1074

Approved by Governor, 1170

House Bill No. 1154. A Bill for an Act to amend and reenact sections 24-02-41 and 24-02-42 of the North Dakota Century Code, relating to certain highway department revenues and the time for deposit of such revenues with the state treasurer, and changing the interest rate on engineering scholarships.

Introduced by Committee on Transportation

Introduction, First Reading, Referred to Committee on Transportation,
81

Reported Back:

Do Pass, 187

Final Passage: Passed, 200-201

Sent to Senate, 240

Returned to House: Passed, 1069

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1190

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1316

House Bill No. 1155. A Bill for an Act to amend and reenact subsections 1 and 2 of section 39-12-04 of the North Dakota Century Code, relating to width, height, and length limitations on vehicles.

Introduced by Committee on Transportation

Introduction, First Reading, Referred to Committee on Transportation,
86

Reported Back:

Amended, 172

Adopted, 179-180

Engrossed, 193

Final Passage: Passed, 201

Sent to Senate, 240

Returned to House: Passed, 1001

Enrolled, 1127

Signed by Speaker, 1152

Sen. to Senate, Signed by Speaker, 1161

Returned to House, Signed by President, 1163

Sent to Governor, 1164

Approved by Governor, 1275

House Bill No. 1156. A Bill for an Act to amend and reenact section 54-23A-06 of the North Dakota Century Code relating to law enforcement radio equipment prohibited in private automobiles without permit.

Introduced by Representative Mund

Introduction, First Reading, Referred to Committee on Transportation,
82

Reported Back:

Amended, 187

Adopted, 193

Engrossed, 205
 Final Passage: Passed, 215-216
 Sent to Senate, 256
 Returned to House: Amended, 1001
 House does not concur, 1017
 Conference Committee: House, 1017, Senate, 1045
 Conference Committee Report:
 House Adopts, 1129-1130
 Senate Adopts, 1587
 Final Passage: Passed, 1193
 Engrossed and Enrolled, 1959
 Signed by Speaker, 1960
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1157. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to examination of applicants; to repeal subsection 2 of section 39-06-14 of the North Dakota Century Code, relating to licenses issued to operators.

Introduced by Committee on Transportation
 Introduction, First Reading, Referred to Committee on Transportation,
 82
 Reported Back:
 Do Pass, 188
 Final Passage: Passed, 202
 Sent to Senate, 240
 Returned to House: Passed, 1001
 Enrolled, 1127
 Signed by Speaker, 1152
 Sent to Senate, Signed by Speaker, 1161
 Returned to House, Signed by President, 1163
 Sent to Governor, 1164
 Approved by Governor, 1275

House Bill No. 1158. A Bill for an Act to amend and reenact subsection 1 of section 57-15-17 of the North Dakota Century Code, relating to the disposition of school building funds and providing for the use of such funds for vocational education facilities financed under the Municipal Industrial Development Act.

Introduced by Representative Unhjem
 Introduction, First Reading, Referred to Committee on Education, 82
 Reported Back:
 Do Pass, 209
 Final Passage: Passed, 233-234
 Sent to Senate, 276
 Returned to House: Passed, 1001
 Enrolled, 1127
 Signed by Speaker, 1152
 Sent to Senate, Signed by Speaker, 1161

Returned to House, Signed by President, 1163
 Sent to Governor, 1164
 Approved by Governor, 1275

House Bill No. 1159. A Bill for an Act to create and enact chapter 57-02.3 of the North Dakota Century Code, relating to property tax relief for low income individuals; to repeal sections 57-02-08.1 and 57-02-08.2 of the North Dakota Century Code, relating to the homestead credit; providing a penalty; providing an effective date; and providing an appropriation.

Introduced by Representatives Lundene and Rylance
 Introduction, First Reading, Referred to Committee on Appropriations
 Motion to return House Bill 1159 to House, prevailed, 107
 Re-referred to Committee on Finance and Taxation, 106
 Reported Back:
 Amended, 465, Adopted, 473
 Re-referred to Committee on Appropriations, 465
 Reported Back:
 Amended, 769, Adopted, 843
 Engrossed, 505
 Re-engrossed, 863
 Final Passage: Lost, 927
 Clincher, 970

House Bill No. 1160. A Bill for an Act relating to changing the name of the workmen's compensation bureau of North Dakota to the workers' compensation bureau.

Introduced by Committee on Industry, Business and Labor
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 82
 Reported Back: Do Pass, 209
 Final Passage: Lost, 234
 Clincher, 970

House Bill No. 1161. A Bill for an Act to create and enact a new section to chapter 65-04 of the North Dakota Century Code relating to the increase of base premium; and to amend and reenact section 65-04-04 of the North Dakota Century Code, relating to assessment of premiums based on the average wage in the state.

Introduced by Committee on Industry, Business and Labor
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 82
 Reported Back: Do not pass, 356
 Re-referred to Committee on Industry, Business and Labor, 360
 Reported Back:
 Amended, 424, Adopted, 434
 Engrossed, 453
 Final Passage: Passed, 459
 Sent to Senate, 535
 Returned to House: Failed to Pass, 1334

House Bill No. 1162. A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances, payment of supplementary benefits, establishment of a supplementary benefit fund within the workmen's compensation fund, and providing an appropriation.

Introduced by Committee on Industry, Business and Labor
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 82

Reported Back: Do Pass, 229

Re-referred to Committee on Appropriations, 229

Reported Back: Do Not Pass, 511

Final Passage: Lost, 542

Final Passage: Reconsidered, 559

Final Passage: Passed, 559

Clincher, 559

Sent to Senate, 590

Returned to House: Failed to Pass, 1335

House Bill No. 1163. A Bill for an Act to create and enact a new section to chapter 24-17 of the North Dakota Century Code, relating to limitations of outdoor advertising; to amend and reenact section 24-17-03 of the North Dakota Century Code, relating to limitations of outdoor advertising.

Introduced by Committee on Transportation

Introduction, First Reading, Referred to Committee on Transportation,
83

Reported Back: Do Not Pass, 267

Re-referred to Committee on Transportation, 285

Reported Back: Do Pass, 511

Final Passage: Passed, 546

Sent to Senate, 590

Returned to House: Amended, 1405

House Concurr, 1466

Final Passage: Passed, 1515

Engrossed and Enrolled, 1920

Signed by Speaker, 1920

Sent to Senate, Signed by Speaker, 1921

Returned to House, Signed by President, 1931

Sent to Governor, 1932

House Bill No. 1164. A Bill for an Act to amend and reenact subsection 1 of section 43-23-07 of the North Dakota Century Code, relating to exemptions from real estate licensing.

Introduced by Committee on State and Federal Government

Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 83

Reported Back: Do Not Pass, 209

Final Passage: Lost, 227

Clincher, 970

House Bill No. 1165. A Bill for an Act to amend and reenact section 43-23-08 of the North Dakota Century Code, relating to license standards under the real estate commission.

Introduced by Committee on State and Federal Government
 Introduction, First Reading, Referred to Committee on State and Federal Government, 83
 Reported Back: Do Pass, 229
 Final Passage: Passed, 249
 Sent to Senate, 276
 Returned to House: Amended, 1043
 House Concurr, 1185
 Final Passage: Passed, 1196-1197
 Engrossed and Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Approved by Governor, 1787

House Bill No. 1166. A Bill for an Act to provide for destruction of records maintained by the filing officer under the uniform commercial code.

Introduced by Committee on State and Federal Government
 Introduction, First Reading, Referred to Committee on State and Federal Government, 83
 Reported Back: Do Pass, 209
 Final Passage: Passed, 234-235
 Sent to Senate, 276
 Returned to House: Passed, 1001
 Enrolled, 1127
 Signed by Speaker, 1152
 Sent to Senate, Signed by Speaker, 1161
 Returned to House, Signed by President, 1163
 Sent to Governor, 1164
 Approved by Governor, 1275

House Bill No. 1167. A Bill for an Act to amend and reenact section 46-04-19 of the North Dakota Century Code, relating to disposal of certain volumes of the law.

Introduced by Committee on State and Federal Government
 Introduction, First Reading, Referred to Committee on State and Federal Government, 83
 Reported Back: Do Pass, 210
 Final Passage: Passed, 235
 Sent to Senate, 276
 Returned to House: Passed, 1001
 Enrolled, 1127
 Signed by Speaker, 1152
 Sent to Senate, Signed by Speaker, 1161
 Returned to House, Signed by President, 1163

Sent to Governor, 1164
Approved by Governor, 1275

House Bill No. 1168. A Bill for an Act to amend and reenact section 46-06-01 of the North Dakota Century Code, relating to selection of official county newspapers.

Introduced by Committee on Political Subdivisions
Introduction, First Reading, Referred to Committee on Political Subdivisions, 83
Reported Back:
Amended, 168, Adopted, 180
Engrossed, 193
Final Passage: Passed, 202
Sent to Senate, 240
Returned to House: Passed, 1044
Enrolled, 1186
Signed by Speaker, 1189
Sent to Senate, Signed by Speaker, 1190
Returned to House, Signed by President, 1224
Sent to Governor, 1228
Approved by Governor, 1316

House Bill No. 1169. A Bill for an Act to amend and reenact sections 20.1-01-18, 20.1-01-19, and 20.1-01-20 of the North Dakota Century Code, relating to hunting on lands belonging to another; to amend and reenact section 53-08-05 of the North Dakota Century Code, relating to landowner liability to others who use land for recreational purposes; and to repeal sections 20.1-01-17 and 20.1-01-22 of the North Dakota Century Code, relating to posting of lands to prohibit hunting and hunting on lands having unharvested crops.

Introduced by Representatives Meyer, Tinjum, Gunderson, Murphy and Gackle
Introduction, First Reading, Referred to Committee on Natural Resources, 83
Reported Back: Do Pass, 654
Final Passage: Lost, 877-878
Clincher, 970

House Bill No. 1170. A Bill for an Act to create and enact a new section to chapter 24-17 of the North Dakota Century Code, relating to administrative hearings; to amend and reenact section 24-17-11 of the North Dakota Century Code, relating to unlawful advertising.

Introduced by Committee on Transportation
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 87
Reported Back: Do Not Pass, 288
Final Passage: Lost, 311
Clincher, 970

House Bill No. 1171. A Bill for an Act to amend and reenact section 54-

24-09 of the North Dakota Century Code, relating to the distribution of state publications.

Introduced by Committee on State and Federal Government
Introduction, First reading, Referred to Committee on State and Federal Government, 87

Reported Back:

Amended, 288, Adopted, 309

Engrossed, 351

Final Passage: Passed, 353-354

Sent to Senate, 386

Returned to House: Passed, 1020

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1172. A Bill for an Act to create and enact a new section to chapter 50-09, a new subsection to section 50-09-02, a new subsection to section 50-09-03, and a new subsection to section 50-09-08 of the North Dakota Century Code, relating to partial reimbursement of county social service board costs in administering the child support enforcement program, duties of the state social service board regarding the child support enforcement program, duties of the county social service boards regarding administration of the child support enforcement program, and the furnishing of information regarding absent parents by state and local agencies for the administration of the child support enforcement program; to amend and reenact section 50-09-06, section 50-09-07, and section 50-09-21 of the North Dakota Century Code, relating to the assignment of rights to support upon application for aid to dependent children, notification of deserting parent to state's attorney by the county social service board, and the appropriation of county social service board funds for the administration of the child support enforcement program.

Introduced by Committee on Social Welfare

Introduction, First Reading, Referred to Committee on Social Welfare,
87

Reported Back:

Amended, 394, Adopted, 414

Engrossed, 433

Final Passage: Passed, 443-444

Sent to Senate, 497

Returned to House: Passed, 1069

Senate requests return, 1314

House Accedes, 1314

Returned to House: Amended, 1414

House Concurs, 1506

Final Passage: Passed, 1546

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate Signed by Speaker, 1963

Returned to House, Signed by President, 1965
Sent to Governor, 1975

House Bill No. 1173. A Bill for an Act to provide an appropriation to the North Dakota state department of health for the purpose of supplementing all local health services' resources, and the distribution of such moneys.

Introduced by Representatives Winkjer, Mushik, Wagner, Peterson, Mertens

Introduction, First Reading, Referred to Committee on Social Welfare, 100

Reported Back: Do Pass, 267

Re-referred to Committee on Appropriations, 267

Reported Back:

Amended, 511, Adopted, 541

Engrossed, 555

Final Passage: Passed, 558

Sent to Senate 590

Returned to House: Passed, 1833

Enrolled, 1958

Signed by Speaker, 1961

Sent to Senate Signed, by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1174. A Bill for an Act to amend and reenact section 57-15-06.4 of the North Dakota Century Code, relating to the levy authorized for county veterans' service officers' salary, traveling and office expenses.

Introduced by Representative Rau

Introduction, First Reading, Referred to Committee on Veterans Affairs, 100

Reported Back:

Amended, 373, Adopted, 392

Engrossed, 413

Final Passage: Passed, 418

Sent to Senate, 471

Returned to House: Amended, 1125

House does not concur, 1144

Conference Committee:

House, 1144

Senate, 1227

Conference Committee Report:

House Adopts, 1323

Senate Adopts, 1587

Conference Committee Amendments: Adopted, 1339

Final Passage: Passed, 1417-1418

Engrossed and Enrolled, 1959

Signed by Speaker, 1960

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965
Sent to Governor, 1974

House Bill No. 1175. A Bill for an Act to authorize the administrative committee of veterans affairs to obtain a loan from the Bank of North Dakota to match federal funds available for an addition to the soldiers' home, and to provide an appropriation.

Introduced by Committee on Veteran Affairs
Introduction, First Reading, Referred to Committee on Veterans Affairs, 100
Reported Back: Amended, 373
Re-referred to Committee on Appropriations, 373
Do Pass, 618
Final Passage: Passed, 682-683
Sent to Senate, 813
Returned to House: Passed, 1420
Enrolled, 1847
Signed by Speaker, 1853
Sent to Senate, Signed by Speaker, 1853
Returned to House, Signed by President, 1854
Sent to Governor, 1855
Approved by Governor, 1923

House Bill No. 1176. A Bill for an Act to create and enact five new subsections to section 20.1-01-02 of the North Dakota Century Code, relating to definitions; to amend and reenact subsection 9 of section 20.1-01-02 and subsection 16 of section 20.1-02-05 of the North Dakota Century Code, relating to a definition, the power of the state game and fish commissioner to protect endangered species, and the creation of a penalty; and to repeal subsection 29 of section 20.1-01-02 of the North Dakota Century Code, relating to a definition.

Introduced by Committee on Natural Resources
Introduction First Reading, Referred to Committee on Natural Resources, 100
Reported Back:
Amended, 533, Adopted, 541
Engrossed, 555
Final Passage: Passed, 567
Sent to Senate, 615
Returned to House, Passed, 1185
Enrolled, 1487
Signed by Speaker, 1488
Sent to Senate, Signed by Speaker, 1495
Returned to House, Signed by President, 1503
Sent to Governor, 1504
Approved by Governor, 1573

House Bill No. 1177. A Bill for an Act to create a new section in Chapter 20.1-08 of the North Dakota Century Code, relating to designation of a moose hunting season and providing that recipients of a moose hunting license shall not be eligible to apply for another such license.

Introduced by Committee on Natural Resources
 Introduction, First Reading, Referred to Committee on Natural Resources, 100
 Reported Back: Do Pass, 511
 Final Passage: Passed, 551
 Sent to Senate, 590
 Returned to House: Passed, 1070
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1178. A Bill for an Act to create and enact subsection 8 of section 38-14-03.1, and subsection 16 of section 38-14-05, relating to powers of the public service commission, and duties of the operator; to amend and reenact subsections 3 and 8 of section 38-14-02, subsection 2 of section 38-14-04, subsections 1, 2, 3, and 14 of section 38-14-05, subsection 6 of section 38-14-05.1, and section 38-14-12, relating to definitions, data required to be filed in the application for a mining permit, expedited amendments to existing permits and waiver or modification of time schedules or procedures, limitations, and civil penalties.

Introduced by Committee on Natural Resources
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 101
 Returned to House, 150
 Re-referred to Committee on Natural Resources, 150
 Reported Back:
 Amended, 692, Adopted, 708
 Engrossed, 741
 Final Passage: Passed, 855
 Sent to Senate, 893
 Returned to House: Amended, 1405-1406
 House does not concur, 1466
 Conference Committee:
 House, 1467
 Senate, 1541
 Conference Committee Report:
 House Adopts, 1629
 Senate Adopts, 1794
 Conference Committee Amendments: Adopted, 1649
 Final Passage: Passed, 1652
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1179. A Bill for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to the recovery of medical costs incurred by the social service board on behalf of medical assistance recipients; and to amend and reenact section 50-

24.1-02 of the North Dakota Century Code, relating to eligibility for medical assistance and to provide for the application of proceeds received from accident and health care coverage to the costs of medical care and to the assignment of rights accruing under health care coverage to the social service board by applicants or recipients of medical assistance.

Introduced by Committee on Social Welfare
Introduction, First Reading, Referred to Committee on Social Welfare,
101
Reported Back: Do Pass, 267
Re-referred to Committee on Social Welfare, 285
Reported Back:
Amended, 425
Adopted, 434
Reconsidered action by which House adopted amendments, 453
Re-referred to Committee on Social Welfare, 453
Reported Back:
Amended, 499
Adopted, 515
Engrossed, 539
Final Passage: Passed, 567-568
Sent to Senate, 615
Returned to House: Passed, 1160
Enrolled, 1487
Signed by Speaker, 1488
Sent to Senate, Signed by Speaker, 1495
Returned to House, Signed by President, 1503
Sent to Governor, 1504
Approved by Governor, 1573

House Bill No. 1180. A Bill for an Act to amend and reenact subsection 1 of section 50-25.1-02 and section 50-25.1-08 of the North Dakota Century Code, relating to the definition of "abused child", and the appointment of a guardian ad litem.

Introduced by Committee on Social Welfare
Introduction, First Reading, Referred to Committee on Social Welfare,
101
Reported Back: Do Pass, 267
Final Passage: Passed, 294-295
Sent to Senate, 364
Returned to House: Passed, 1044
Enrolled, 1186
Signed by Speaker, 1189
Sent to Senate, Signed by Speaker, 1191
Returned to House, Signed by President, 1224
Sent to Governor, 1228
Approved by Governor, 1317

House Bill No. 1181. A Bill for an Act to continue the Devils Lake basin advisory committee, and providing an appropriation.

Introduced by Representatives Mertens and Berg
 Introduction, First Reading, Referred to Committee on Natural Resources, 106
 Reported Back: Do Pass, 511
 Re-referred to Committee on Appropriations, 511
 Reported Back:
 Do Pass, 730
 Final Passage: Passed, 878
 Sent to Senate, 910
 Returned to House: Passed, 1420
 Enrolled, 1847
 Signed by Speaker, 1853
 Sent to Senate, Signed by Speaker, 1854
 Returned to House, Signed by President, 1855
 Sent to Governor, 1856
 Approved by Governor, 1923

House Bill No. 1182. A Bill for an Act to amend and reenact section 11-32-01 of the North Dakota Century Code, relating to county commissioners' authorization to erect war memorials.

Introduced by Representative Mertens
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 106
 Reported Back:
 Do Pass, 252
 Final Passage: Passed, 273-274
 Sent to Senate, 347
 Returned to House: Passed, 1044
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1183. A Bill for an Act to amend and reenact sections 37-15-12 and 37-15-15 of the North Dakota Century Code, relating to moneys in the soldiers' home fund.

Introduced by Representative Laughlin
 Introduction, First Reading, Referred to Committee on Veterans Affairs, 106
 Reported Back:
 Do Pass, 373
 Final Passage: Passed, 401
 Sent to Senate, 449
 Returned to House: Passed, 1044
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1184. A Bill for an Act to amend section 54-52-25 of the North Dakota Century Code, relating to the limitation of powers.

Introduced by Committee on State & Federal Government
Introduction, First Reading, Referred to Committee on Finance & Taxation, 106

Reported Back:

Do Pass, 288

Final Passage: Passed, 340

Sent to Senate, 386

Returned to House: Passed, 1335

Enrolled, 1672

Signed by Speaker, 1677

Sent to Senate, Signed by Speaker, 1690

Returned to House, Signed by President, 1695

Sent to Governor, 1700

Approved by Governor, 1787

House Bill No. 1185. A Bill for an Act to amend and reenact subsection 3 of section 57-39.2-01 of the North Dakota Century Code, relating to definitions of words, terms and phrases when used in the sales tax chapter of the North Dakota Century Code.

Introduced by Committee on Finance and Taxation
Introduction, First Reading, Referred to Committee on Finance and Taxation, 106

Reported Back:

Amended, 229-230

Adopted, 245

Engrossed, 261

Final Passage: Lost, 263

Clincher, 970

House Bill No. 1186. A Bill for an Act to amend and reenact subsection 2 of section 39-24-08 of the North Dakota Century Code, relating to the regulation and use of snowmobiles upon the state highways; and declaring an emergency.

Introduced by Committee on Transportation
Introduction, First Reading, Referred to Committee on Transportation, 106

Reported Back:

Amended, 267-268

Adopted, 284

Engrossed, 309

Final Passage: Passed, 341

Emergency Clause carried, 341

Sent to Senate, 386

Returned to House: Passed, 1100

Enrolled, 1332

Signed by Speaker, 1332

Sent to Senate, Signed by Speaker, 1336

Returned to House, Signed by President, 1352

Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1187. A Bill for an Act to amend and reenact subsection 3 of section 54-11-01 and sections 54-11-04 and 54-11-05 of the North Dakota Century Code, relating to the numbering, retention, and storage of certain documents by the state treasurer.

Introduced by Committee on State and Federal Government
 Introduction, First Reading, Referred to Committee on State and Federal Government, 106
 Reported Back:
 Do Pass, 210
 Final Passage: Passed, 235-236
 Sent to Senate, 276
 Returned to House: Passed, 1001
 Enrolled, 1127
 Signed by Speaker, 1152
 Sent to Senate, Signed by Speaker, 1161
 Returned to House, Signed by President, 1163
 Sent to Governor, 1164
 Approved by Governor, 1275

House Bill No. 1188. A Bill for an Act to create and enact a new section to chapter 34-06 of the North Dakota Century Code, relating to an established minimum wage for adults and minors; 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, and 34-06-13 of the North Dakota Century Code, relating to the authority of the commissioner of labor to determine minimum wage standards.

Introduced by Representative Marsden
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 110
 Reported Back:
 Do Not Pass, 210
 Final Passage: Lost, 231-232
 Clincher, 970

House Bill No. 1189. A Bill for an Act to amend and reenact sections 27-08.1-01 and 27-08.1-03 of the North Dakota Century Code, relating to the jurisdictional limits of the small claims court and the answer and counterclaim.

Introduced by Representative Marsden
 Introduction, First Reading, Referred to Committee on Judiciary, 110
 Reported Back:
 Do Pass, 210
 Final Passage: Passed, 236
 Sent to Senate, 276
 Returned to House: Passed, 1001
 Enrolled, 1127
 Signed by Speaker, 1152

Sent to Senate, Signed by Speaker, 1161
 Returned to House, Signed by President, 1163
 Sent to Governor, 1164
 Approved by Governor, 1275

House Bill No. 1190. A Bill for an Act to amend and reenact section 14-10-17 of the North Dakota Century Code, relating to the provision of family planning services and the treatment of minors for alcoholism without their parents' permission.

Introduced by Representatives Meiers, and Eagles
 Introduction, First Reading, Referred to Committee on Social Welfare,
 110

Reported Back:
 Amended, 373
 Adopted, 392
 Engrossed, 413
 Re-referred to Committee on Judiciary, 418
 Reported Back:
 Amended, 549
 Adopted, 556
 Re-engrossed, 583
 Final Passage: Passed, 587
 Sent to Senate, 651
 Returned to House: Failed to Pass, 1186

House Bill No. 1191. A Bill for an Act to create and enact a new section of the North Dakota Century Code, relating to referral of patients of the state hospital upon discharge.

Introduced by Representatives Eagles and Meiers
 Introduction, First Reading, Referred to Committee on State and
 Federal Government, 110

Reported Back:
 Amended, 230
 Adopted, 245
 Engrossed, 261
 Final Passage: Passed, 263
 Sent to Senate, 297
 Returned to House: Amended, 1043
 House Concurs, 1184
 Final Passage: Passed, 1197
 Engrossed and Enrolled, 1626
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Approved by Governor, 1787

House Bill No. 1192. A Bill for an Act to amend and reenact sections 15-40.1-01, 15-40.1-05, 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-14, 15-40.1-16, 15-40.1-16.1, 15-40.1-18, subsection 4 of section 57-01-05, sections 57-15-06, 57-15-

08, and 57-15-14 of the North Dakota Century Code, to provide for the elimination of the county equalization fund for schools, to provide for the distribution of school funds, relating to the duties of the state supervisor of assessments, and relating to increased mill levy limitations for counties, cities, and school districts; to repeal sections 15-40.1-03, 15-40.1-04, 15-40.1-10, 15-40.1-11, 15-40.1-12, 57-01-06, 57-01-06.1, 57-01-07, and 57-15-24 of the North Dakota Century Code, relating to the county equalization fund for schools, the sales, market, and productivity studies, and the county mill levy for schools; and to provide an appropriation.

Introduced by Representative Murphy

Introduction, First Reading, Referred to Committee on Education, 110

Returned to House, 285

Re-referred to Committee on Finance & Taxation, 285

Reported Back:

Amended, 769-771

Adopted, 834

Engrossed, 863

Re-referred to Committee on Appropriations, 834

Reported Back:

Do Not Pass, 861

Final Passage: Lost, 908-909

Clincher, 970

House Bill No. 1193. A Bill for an Act to replace the twenty-one mill county levy for schools with a school district levy; to amend and reenact sections 15-40.1-01 and 15-40.1-05, subsection 4 of section 15-40.1-06, sections 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-14, 15-40.1-16, 15-40.1-16.1, 15-40.1-18, and subsection 4 of section 57-01-05 of the North Dakota Century Code, to increase the equalization factor for schools, to provide for the elimination of the county equalization fund for schools, to provide for the distribution of school funds, and relating to the duties of the state supervisor of assessments; and to repeal sections 15-40.1-03, 15-40.1-04, 15-40.1-10, 15-40.1-11, 15-40.1-12, 57-01-06, 57-01-06.1, 57-01-07, and 57-15-24 of the North Dakota Century Code, relating to the county equalization fund for schools, to the sales, market, and productivity studies, and to the county mill levy for schools.

Introduced by Representative Murphy

Introduction, First Reading, Referred to Committee on Education, 110

Re-referred to Committee on Finance & Taxation, 285

Reported Back:

Without recommendation, 771

Withdrawn, 832

House Bill No. 1194. A Bill for an Act to create and enact a new section to chapter 36-06 of the North Dakota Century Code, relating to the enforcement of chapter 36-06 by the state's attorney of each county; and to amend and reenact section 36-06-02 of the North Dakota Century Code, relating to livestock purchases directly from a private seller at a packing plant, and providing for inspectors from the livestock sanitary board to assist the weighmasters in identifying livestock and in verifying the resulting grade and weight after slaughter.

Introduced by Representative Murphy

Introduction, First Reading, Referred to Committee on Agriculture, 110

Reported Back:

Do Not Pass, 268

Final Passage: Lost, 292

Clincher, 970

House Bill No. 1195. A Bill for an Act to create and enact a new section to chapter 10-13, a new section to chapter 40-33, and a new section to chapter 49-20 of the North Dakota Century Code, relating to the discontinuance of electrical service by electrical cooperatives, municipal utilities, and public utilities for nonpayment after at least seven days' written notice and at least forty-eight hours' actual notice to a customer prior to actual disconnection.

Introduced by Representative Murphy

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 111

Reported Back:

Do Not Pass, 252

Final Passage: Lost, 270

Final Passage: Reconsidered, 309

Final Passage: Lost, 346

Clincher, 970

House Bill No. 1196. A Bill for an Act to create and enact a new section to chapter 9-10 of the North Dakota Century Code, relating to care administered at the scene of an emergency; and to repeal section 39-08-04.1 of the North Dakota Century Code, relating to emergency care at the scene of an accident.

Introduced by Representatives Olson and Solberg

Introduction, First Reading, Referred to Committee on Judiciary, 111

Withdrawn, 276

House Bill No. 1197. A Bill for an Act to amend and reenact subsections 1 and 4 of section 51-10-01, sections 51-10-03, 51-10-05, and 51-10-07 of the North Dakota Century Code, relating to the definition of cost; unfair advertising, offer to sell, or sale; advertising, offering, or selling articles at less than cost; and the application of provisions of this chapter.

Introduced by Representative Metzger

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 111

Reported Back:

Do Pass, 252

Final Passage: Passed, 274

Sent to Senate, 347

Returned to House: Failed to Pass, 1000

House Bill No. 1198. A Bill for an Act to provide for the tort liability of governmental entities and their employees.

Introduced by Representative Solberg

Introduction, First Reading, Referred to Committee on Judiciary, 111

Reported Back:

Do Not Pass, 466

Final Passage: Lost, 487

Clincher, 970

House Bill No. 1199. A Bill for an Act to create and enact a new subsection to section 39-24-09 of the North Dakota Century Code, relating to the towing of sleds behind snowmobiles.

Introduced by Representative Rued

Introduction, First Reading, Referred to Committee on Transportation, 127

Reported Back:

Amended, 252

Adopted, 261

Engrossed, 284

Final Passage: Passed, 295

Sent to Senate, 364

Returned to House: Passed, 1001

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1200. A Bill for an Act to amend and reenact section 39-21-01 of the North Dakota Century Code, relating to the use of lighted lamps on motor vehicles.

Introduced by Representative Rued

Introduction, First Reading, Referred to Committee on Transportation, 127

Reported Back:

Do Pass, 373

Final Passage: Passed, 401-402

Sent to Senate, 449

Returned to House: Failed to Pass, 1100

House Bill No. 1201. A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and to adjustments to taxable income for corporations; to repeal section 57-38-66 of the North Dakota Century Code, providing for a business and corporation privilege tax; and to provide an effective date.

Introduced by Representative Rylance

Introduction, First Reading, Referred to Committee on Finance and Taxation, 127

Reported Back: Without recommendation, 771

Final Passage: Lost, 903
Clincher, 970

House Bill No. 1202. A Bill for an Act to amend and reenact section 51-14-03 of the North Dakota Century Code, relating to maximum interest charges on revolving charge accounts.

Introduced by Representatives Rylance and G. Martin
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 127

Reported Back:

Do Not Pass, 466

Final Passage: Lost, 487-488

Clincher, 970

House Bill No. 1203. A Bill for an Act to create and enact section 43-23-06.1 of the North Dakota Century Code and to repeal section 43-23-06 of the North Dakota Century Code, all relating to the definition of real estate brokers, mortgage brokers, and salesman.

Introduced by Committee on Industry, Business and Labor
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 128

Reported Back:

Amended, 288

Adopted, 310

Engrossed, 351

Final Passage: Passed, 354

Sent to Senate, 386

Returned to House: Passed, 1001

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1204. A Bill for an Act to amend and reenact section 64-02-07 of the North Dakota Century Code, relating to duties of the director.

Introduced by Committee on Industry, Business and Labor
Introduction, First Reading, Referred to Committee on State and
Federal Government, 128

Reported Back:

Do Pass, 230

Final Passage: Passed, 253-254

Sent to Senate, 297

Returned to House: Passed, 1001

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1205. A Bill for an Act to create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to requiring maintenance of a patient profile record system by pharmacies.

Introduced by Committee on Social Welfare
 Introduction, First Reading, Referred to Committee on Social Welfare,
 128

Reported Back:
 Do Pass, 394
 Final Passage: Passed, 418
 Sent to Senate, 471
 Returned to House: Passed, 1272
 Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Approved by Governor, 1787

House Bill No. 1206. A Bill for an Act to prohibit registering in a hotel under a fictitious name and providing a penalty.

Introduced by Committee on Judiciary
 Introduction, First Reading, Referred to Committee on Judiciary, 128
 Reported Back:
 Do Pass, 210
 Final Passage: Lost, 237
 Clincher, 970

House Bill No. 1207. A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 39-01-01 of the North Dakota Century Code, relating to the definition of class C emergency vehicles.

Introduced by Committee on Transportation
 Introduction, First Reading, Referred to Committee on Transportation,
 128

Reported Back:
 Amended, 252
 Adopted, 261
 Engrossed, 284
 Final Passage: Passed, 295-296
 Sent to Senate, 364
 Returned to House: Failed to Pass, 1160

House Bill No. 1208. A Bill for an Act to amend and reenact section 57-54-16 of the North Dakota Century Code, relating to the deduction of the cost of collecting motor vehicle fuel tax.

Introduced by Committee on Finance and Taxation

Introduction, First Reading, Referred to Committee on Finance and Taxation, 128

Reported Back:

Do Not Pass, 230

Final Passage: Lost, 246-247

Clincher, 970

House Bill No. 1209. A Bill for an Act to amend and reenact section 39-01-02 of the North Dakota Century Code, relating to department names being painted on the side of state-owned vehicles.

Introduced by Committee on Transportation

Introduction, First Reading, Referred to Committee on State and Federal Government, 128

Reported Back:

Amended, 230

Adopted, 245

Engrossed, 261

Final Passage: Passed, 264

Sent to Senate, 297

Returned to House: Amended, 1020

House Concurs, 1184

Final Passage: Passed, 1198

Engrossed and Enrolled, 1626

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1787

House Bill No. 1210. A Bill for an Act to repeal sections 57-22-26, 57-22-27, and 57-22-28 of the North Dakota Century Code, relating to the deduction of personal property taxes from salaries, wages, and claims against public funds.

Introduced by Committee on Finance and Taxation

Introduction, First Reading, Referred to Committee on Finance and Taxation, 128

Reported Back:

Do Pass, 230

Final Passage: Passed, 254

Sent to Senate, 297

Returned to House: Passed, 1001

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1211. A Bill for an Act to amend and reenact subsection 1 of section 12.1-21-02 of the North Dakota Century Code, relating to the crime of endangering by fire or explosion.

Introduced by Committee on Judiciary
Introduction, First Reading, Referred to Committee on Judiciary, 128
Reported Back:

Do Pass, 289
Final Passage: Passed, 341-342
Sent to Senate, 386
Returned to House: Amended, 1138
House Concurs, 1159
Final Passage: Passed, 1193-1194
Engrossed and Enrolled, 1625
Signed by Speaker, 1626
Sent to Senate, Signed by Speaker, 1647
Returned to House, Signed by President, 1664
Sent to Governor, 1671
Approved by Governor, 1787

House Bill No. 1212. A Bill for an Act to amend and reenact section 61-16-19.1 of the North Dakota Century Code, relating to contracts for construction or maintenance of project.

Introduced by Representative Berg
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 129
Returned to House, 360
Re-referred to Committee on Agriculture, 360
Withdrawn, 608

House Bill No. 1213. A Bill for an Act to amend and reenact subsection 2 of section 16.1-16-01 of the North Dakota Century Code as created by section 15 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, or, in the alternative, to amend and reenact section 16-13-47.1 of the North Dakota Century Code, both relating to the time for demanding election recounts.

Introduced by Representative Lee
Introduction, First Reading, Referred to Committee on Judiciary, 129
Reported Back:
Do Not Pass, 564
Final Passage: Lost, 609
Clincher, 970

House Bill No. 1214. A Bill for an Act to declare the purpose of marking personal property, and making it an offense, to remove from or have possession of personal property, on which the serial numbers or owners identification mark has been changed or obliterated, and providing a penalty.

Introduced by Representatives Peterson, Kermott, Benedict, Winge,
L. Hausauer
Introduction, First Reading, Referred to Committee on Judiciary, 129
Reported Back:
Amended, 356

Adopted, 368
 Engrossed, 387
 Final Passage: Passed, 402
 Sent to Senate, 449
 Returned to House: Failed to Pass, 1273

House Bill No. 1215. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to the filing time for the refund of motor fuel tax.

Introduced by Committee on Finance and Taxation
 Introduction, First Reading, Referred to Committee on Transportation, 129

Reported Back:
 Amended, 268
 Adopted, 284
 Engrossed, 309
 Final Passage: Passed, 342
 Sent to Senate, 386
 Returned to House: Passed, 1100
 Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1216. A Bill for an Act to amend and reenact sections 23-11-31, 23-11-32, 23-11-33, 23-11-34, and subsection 8 of section 23-11-35 of the North Dakota Century Code, relating to housing for veterans.

Introduced by Representative A. Hausauer
 Introduction, First Reading, Referred to Committee on Veterans Affairs, 129

Reported Back:
 Do Pass, 374
 Final Passage: Passed, 402-403
 Sent to Senate, 449
 Returned to House: Passed, 1044
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1217. A Bill for an Act to amend and reenact section 4-10.1-09 of the North Dakota Century Code, relating to potato promotion assessment.

Introduced by Representatives Tweten, Fleming, Nicholas and Olson
 Introduction, First Reading, Referred to Committee on Agriculture, 129
 Reported Back:

Do Pass, 252
 Re-referred to Committee on Appropriations, 252
 Reported Back:
 Do Pass, 357
 Final Passage: Passed, 370
 Sent to Senate, 411
 Returned to House: Passed, 1044
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1218. A Bill for an Act to amend and reenact subsection 2 of section 43-28-02 of the North Dakota Century Code, relating to persons exempt for the licensing provisions for dentists.

Introduced by Representatives Langley and Larson
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 129
 Reported Back:
 Do Pass, 478
 Final Passage: Passed, 523
 Sent to Senate, 579
 Returned to House: Amended, 1020
 House Concurs, 1031
 Final Passage: Passed, 1092
 Engrossed and Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1219. A Bill for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to restrictions on long electric transmission lines.

Introduced by Representative Strinden
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 129
 Withdrawn, 474

House Bill No. 1220. 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 Committee on Industry, Business and Labor
 Introduction, First Reading, Referred to Committee on Political
 Subdivisions, 130
 Reported Back:

Amended, 252-253
 Adopted, 261
 Engrossed, 284
 Final Passage: Passed, 296
 Sent to Senate, 364
 Returned to House: Passed, 1044
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1221. A Bill for an Act to provide for a solvency contribution to the unemployment compensation fund and declaring an emergency.

Introduced by Committee on Industry, Business and Labor
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 130
 Reported Back:
 Do Pass, 512
 Final Passage: Passed, 551
 Emergency Clause carried, 552
 Sent to Senate, 590
 Returned to House: Passed, 1125
 Enrolled, 1435
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1222. A Bill for an Act to repeal section 12-59-19 of the North Dakota Century Code, relating to reports by the governor and the board of pardons to the legislature.

Introduced by Committee on Judiciary
 Introduction, First Reading, Referred to Committee on Judiciary, 1222
 Reported Back:
 Do Not Pass, 357
 Final Passage: Lost, 368-369
 Clincher, 970

House Bill No. 1223. A Bill for an Act to create and enact a new subsection to section 29-28-07 of the North Dakota Century Code, relating to an appeal by the state of an order suppressing evidence.

Introduced by Committee on Judiciary
 Introduction, First Reading, Referred to Committee on Judiciary, 130
 Reported Back
 Do Pass, 357

Final Passage: Passed, 370
 Sent to Senate, 411
 Returned to House: Passed, 1420
 Enrolled, 1847
 Signed by Speaker, 1853
 Sent to Senate, Signed by Speaker, 1854
 Returned to House, Signed by President, 1855
 Sent to Governor, 1856
 Approved by Governor, 1923

House Bill No. 1224. A Bill for an Act to amend and reenact section 27-08-38 of the North Dakota Century Code, relating to a change of judge for trial of a criminal action in county court with increased jurisdiction.

Introduced by Committee on Judiciary
 Introduction, First Reading, Referred to Committee on Judiciary, 130
 Reported Back:
 Amended, 618
 Adopted, 634
 Engrossed, 667
 Final Passage: Passed, 683
 Sent to Senate, 813
 Returned to House: Passed, 1125
 Enrolled, 1435
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1225. A Bill for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to the disclosure of information contained in social service board records and providing a penalty; and to repeal sections 50-06.1-11 and 50-09-13, relating to the disclosure of information contained in vocational rehabilitation records and aid to dependent children records.

Introduced by Committee on Social Welfare
 Introduction, First Reading, Referred to Committee on Social Welfare, 130
 Reported Back:
 Amended, 500
 Adopted, 515
 Engrossed, 539
 Final Passage: Passed, 568
 Sent to Senate, 615
 Returned to House: Passed, 1160
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1503
 Sent to Governor, 1504
 Approved by Governor, 1573

House Bill No. 1226. A Bill for an Act to amend and reenact sections 12-53-06, 12-53-07, 12-53-09, 12-53-10, 12-53-14, and 12-53-16 of the North Dakota Century Code, relating to the functions and procedures of the parole board; to amend and reenact sections 12-59-09 and 12-59-15 of the North Dakota Century Code, relating to parole applications and the hearing and parole board procedures following a breach of parole; and to repeal sections 12-53-08 and 12-59-19 of the North Dakota Century Code, relating to the parole board furnishing forms to the court clerk, and reports of the parole board.

Introduced by Committee on Judiciary

Introduction, First Reading, Referred to Committee on Judiciary, 130

Reported Back:

Amended, 374

Adopted, 392

Adoption of Amendments Reconsidered, 413

Re-referred to Committee on Judiciary, 413

Reported Back:

Amended, 466

Adopted, 473

Engrossed, 505

Final Passage: Passed, 523-524

Sent to Senate, 579

Returned to House: Passed, 1020

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

House Bill No. 1227. A Bill for an Act to create and enact sections 49-22-05.1, 49-22-07.1, 49-22-07.2, 49-22-12.1, and 49-22-14.1 of the North Dakota Century Code, relating to inventory of exclusion areas, letters of intent prior to construction of energy conversion or transmission facilities, waiver of procedures and time schedules, emergency certification, and cooperation with state and federal agencies; to amend and reenact subsections 8, 10, 11, and 12 of section 49-22-03, sections 49-22-04, 49-22-07, 49-22-08, 49-22-10, 49-22-11, 49-22-13, 49-22-19, 49-22-21, and subsections 1 and 2 of section 49-22-22 of the North Dakota Century Code, relating to definitions, ten-year plans of utilities, certificates of site compatibility, application for a certificate of site compatibility, designation of sites and corridors, approval of routes within corridors, public hearings, requests for rehearings, penalties, and application fees; to repeal sections 49-22-05, 49-22-06, and 49-22-12, relating to inventory of potential sites, energy conversion and transmission facility development plans, and emergency certification.

Introduced by Committee on Natural Resources

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 131

Motion to return House Bill 1227 to the House, prevailed, 297

Returned to House, 297

Re-referred to Committee on Natural Resources, 297

Returned to House, 672
 Withdrawn, 672

House Bill No. 1228. A Bill for an Act to create and enact new sections to chapters 57-52 and 57-53 of the North Dakota Century Code, relating to special fuel shrinkage provisions; and to amend and reenact sections 57-35-06, 57-35.1-02, 57-50-04, 57-52-12, 57-52-17, 57-54-11 and 57-54.1-12 of the North Dakota Century Code, relating to the subjection of banks, trust companies and building and loan associations to motor fuel tax, occasional trip permits and general penalty provisions.

Introduced by Committee on Finance and Taxation
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 131

Reported Back:

Amended, 210

Adopted, 223

Engrossed, 245

Final Passage: Passed, 255

Sent to Senate, 296

Returned to House: Passed, 1100

Enrolled, 1332

Signed by Speaker, 1332

Sent to Senate, Signed by Speaker, 1336

Returned to House, Signed by President, 1352

Sent to Governor, 1353

Approved by Governor, 1538

House Bill No. 1229. A Bill for an Act to provide for the regulation of off-road vehicles; to provide a short title; to provide for declaration of policy; to provide for definitions; to provide for exemptions; to provide for operating restrictions; to provide to municipalities, counties and state agencies authority to regulate time periods and zones of use for off-road vehicles; to provide for enforcement and providing a penalty.

Introduced by Committee on Transportation

Introduction, First Reading, Referred to Committee on Transportation, 131

Reported Back:

Do Not Pass, 253

Final Passage: Lost, 271-272

Clincher, 970

House Bill No. 1230. A Bill for an Act to provide funds to reimburse the federal government for the state's twenty-five percent share of three individual and family grant programs that were conducted in North Dakota following the spring flood of 1975, the severe storm and summer floods of 1975, and the spring flood of 1976.

Introduced by Committee on Appropriations

Introduction, First Reading, Referred to Committee on Appropriations, 131

Reported Back:

Amended, 374
 Adopted, 392
 Engrossed, 413
 Final Passage: Passed, 418-419
 Sent to Senate, 471
 Returned to House: Passed, 1020
 Enrolled, 1186
 Signed by Speaker, 1189
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228

House Bill No. 1231. A Bill for an Act to amend and reenact subsection 3 of section 57-38-45 of the North Dakota Century Code, relating to a penalty for failing to file or fraudulently filing a North Dakota income tax return.

Introduced by Committee on Finance and Taxation

Introduction, First Reading, Referred to Committee on Judiciary, 131

Reported Back:

Amended, 230-231
 Adopted, 245
 Engrossed, 261
 Final Passage: Passed, 265
 Sent to Senate, 297
 Returned to House: Passed, 1223
 Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Vetoed by Governor, 1797
 Reconsideration of vetoed measure, 1798
 Rules suspended, moved to foot of the calendar, 1798
 Placed on second reading and final passage for purpose of reconsideration as a vetoed measure, 1832
 Final Passage: Failed to pass over Governor's veto, 1832
 House Bill 1231 delivered to Secretary of State, 1861

House Bill No. 1232. A Bill for an Act to amend and reenact section 2-05-01 of the North Dakota Century Code, relating to the aeronautics commission, its creation, membership and salary of its members.

Introduced by Committee on Transportation

Introduction, First Reading, Referred to Committee on State and Federal Government, 131

Reported Back:

Do Pass, 231
 Final Passage: Passed, 255
 Sent to Senate, 297
 Returned to House: Passed, 1001
 Enrolled, 1186
 Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1191
Returned to House, Signed by President, 1224
Sent to Governor, 1228
Approved by Governor, 1317

House Bill No. 1233. A Bill for an Act to provide a method of reimbursing counties for certain court costs incurred in the prosecution and defense of felonies involving physical violence; to amend and reenact sections 29-07-01.1, 29-26-22, and 29-32-05 of the North Dakota Century Code, relating to the reimbursement of certain court costs and fees of counsel appointed to defend indigents; and providing an appropriation.

Introduced by Committee on Judiciary
Introduction, First Reading, Referred to Committee on Judiciary, 132
Reported Back:
 Amended, 374-375
 Adopted, 392
Engrossed, 413
Re-referred to Committee on Appropriations, 392
Reported Back:
 Do Pass, 618
Final Passage: Passed, 683-684
Sent to Senate, 813
Returned to House: Failed to Pass, 1335

House Bill No. 1234. A Bill for an Act to create and enact section 36-04-11.1 of the North Dakota Century Code, relating to rules and regulations; and to amend and reenact subsection 4 of section 36-04-02, subsection 1 of section 36-04-04, and sections 36-04-07 and 36-04-21 of the North Dakota Century Code, relating to licensing of livestock dealers.

Introduced by Committee on Industry, Business and Labor
Introduction, First Reading, Referred to Committee on Agriculture, 132
Reported Back:
 Do Pass, 253
Final Passage: Passed, 275
Sent to Senate, 347
Returned to House: Passed, 1001
Enrolled, 1186
Signed by Speaker, 1189
Sent to Senate, Signed by Speaker, 1191
Returned to House, Signed by President, 1224
Sent to Governor, 1228
Approved by Governor, 1317

House Bill No. 1235. A Bill for an Act to create and enact three new sections to chapter 55-08, relating to the functions of the recreation division of the North Dakota parks and recreation department and the outdoor recreation interagency council; to amend and reenact section 55-08-01 of the North Dakota Century Code, relating to the combination of the North Dakota park service and the state outdoor recreation agency into the North Dakota parks and recreation department; and to repeal

chapter 53-07 of the North Dakota Century Code, relating to the state outdoor recreation agency.

Introduced by Committee on Natural Resources

Introduction, First Reading, Referred to Committee on Natural Resources, 132

Reported Back:

Amended, 394

Adopted, 414

Engrossed, 433

Final Passage: Passed, 444

Sent to Senate, 497

Returned to House: Passed, 1044

Enrolled, 1186

Signed by Speaker, 1189

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1236. A Bill for an act to create and enact a new section to chapter 61-03 of the North Dakota Century Code, relating to the authorization of dikes and dams; to amend and reenact section 61-16-15 of the North Dakota Century Code, relating to the removal of unauthorized dikes and dams by the state engineer.

Introduced by Committee on Natural Resources

Introduction, First Reading, Referred to Committee on Natural Resources, 132

Reported Back:

Do Not Pass, 654

Final Passage: Lost, 710

Clincher, 970

House Bill No. 1237. A Bill for an Act to provide state assistance for local law enforcement effort, to establish procedures for provision of that assistance, and to provide for the setting of standards of eligibility for assistance; to provide penalties; and to provide an appropriation.

Introduced by Committee on Political Subdivisions

Introduction, First Reading, Referred to Committee on Political Subdivisions, 132

Reported Back:

Amended, 268

Adopted, 284

Engrossed, 309

Re-referred to Committee on Appropriations, 284

Reported Back:

Do Not Pass, 549

Final Passage: Lost, 556-557

Clincher, 970

House Bill No. 1238. A Bill for an Act to amend and reenact sections 5-02-03 and 5-02-04 of the North Dakota Century Code, relating to establishing exclusive on sale alcoholic beverage licenses and fees therefor.

Introduced by Committee on Industry, Business and Labor
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 132

Reported Back:

Amended, 289

Adopted, 310

Engrossed, 351

Final Passage: Passed, 354

Sent to Senate, 386

Returned to House: Passed, 1020

Enrolled, 1186

Signed by Speaker, 1190

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1239. A Bill for an Act to amend and reenact sections 53-06-01 and 53-06-08 of the North Dakota Century Code, relating to the licensing of dance halls, and halls owned privately and used for public purposes.

Introduced by Committee on Industry, Business and Labor
Introduction, First Reading, Referred to Committee on Social Welfare,
133

Reported Back:

Do Pass, 394

Final Passage: Passed, 419

Sent to Senate, 471

Returned to House: Passed, 1100

Senate requests return, 1314

House Accedes, 1314

Returned to House: Amended, 1474

House Concurs, 1506

Final Passage: Passed, 1547

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1975

House Bill No. 1240. A Bill for an Act to provide for the impanelling, powers, duties, composition and function of a state grand jury, and authorizing the attorney general to request that a state grand jury be impanelled in certain cases.

Introduced by Committee on Judiciary

Introduction, First Reading, Referred to Committee on Judiciary, 133
 Reported Back:
 Do Pass, 357
 Re-referred to Committee on Appropriations, 357
 Reported Back:
 Do Pass, 619
 Final Passage: Passed, 684
 Sent to Senate, 813
 Returned to House: Amended, 1406
 House Concurr, 1466
 Final Passage: Passed, 1516
 Engrossed and Enrolled, 1920
 Signed by Speaker, 1921
 Sent to Senate, Signed by Speaker, 1921
 Returned to House, Signed by President, 1931
 Sent to Governor, 1932

House Bill No. 1241. A Bill for an Act to create and enact chapter 49-10.1 of the North Dakota Century Code relating to the regulation of railroads by the public service commission; to amend and reenact section 49-04-09 of the North Dakota Century Code, relating to long and short haul rates; and to repeal chapters 49-12, 49-13, 49-14, 49-15 and 49-17, and sections 49-16-01, 49-16-06, 49-16-07, 49-16-09 and 49-16-10 of the North Dakota Century Code relating generally to railroads.

Introduced by Committee on Industry, Business and Labor
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 133
 Reported Back:
 Amended, 425-426
 Adopted, 434
 Engrossed, 453
 Final Passage: Passed, 459-460
 Sent to Senate, 535
 Returned to House: Passed, 1020
 Enrolled, 1186
 Signed by Speaker, 1190
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1242. A Bill for an Act to amend and reenact section 5-02-06 of the NDCC, relating to permitting a person under twenty-one years of age to remain on the licensed premises while alcoholic beverages are being sold or displayed.

Introduced by Committee on Industry, Business and Labor
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 133
 Reported Back:
 Do Pass, 289
 Final Passage: Passed, 342-343

Sent to Senate, 386
 Returned to House: Passed, 1020
 House requests return, 1314
 Senate Accedes, 1314
 Returned to House: Amended, 1472
 House Concurs, 1506
 Final Passage: Passed, 1548
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1975

House Bill No. 1243. A Bill for an Act to create and enact a new section to chapter 12-55 of the North Dakota Century Code, relating to confidentiality of pardon board records and disclosure to certain persons and under certain conditions.

Introduced by Committee on Judiciary
 Introduction, First Reading, Referred to Committee on Judiciary, 133
 Reported Back:
 Do Pass, 289
 Final Passage: Passed, 343
 Sent to Senate, 386
 Returned to House: Passed, 1100
 Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1244. A Bill for an Act to amend and reenact subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the adjustments to the taxable income of a corporation under North Dakota income taxation; and providing for an effective date.

Introduced by Committee on Finance and Taxation
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 133
 Reported Back:
 Without recommendation, 654
 Final Passage: Lost, 850-851
 Clincher, 970

House Bill No. 1245. A Bill for an Act to amend and reenact section 39-20-14 of the North Dakota Century Code, relating to chemical screening tests.

Introduced by Committee on Transportation
 Introduction First Reading, Referred to Committee on Transportation, 133
 Reported Back:

Amended, 269
 Adopted, 285
 Floor Amendment, 344
 Engrossed, 309
 Rules suspended, properly Re-engrossed, placed on second reading and final passage, 344
 Final Passage: Passed, 344
 Sent to Senate, 386
 Returned to House: Amended, 1225
 House does not concur, 1261
 Conference Committee:
 House, 1261
 Senate, 1336
 Conference Committee Report:
 House Adopts, 1397
 Senate Adopts, 1587
 Conference Committee amendments: Adopted, 1460
 Final Passage: Passed, 1491
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1246. A Bill for an Act to amend and reenact sections 11-07-03.1, 11-10-04, and 11-11-02 of the North Dakota Century Code, relating to the election of county commissioners.

Introduced by Representative Gackle
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 163
 Reported Back:
 Do Not Pass, 253
 Final Passage: Lost, 272
 Clincher, 970

House Bill No. 1247. A Bill for an Act to amend and reenact sections 11-33-09, 11-33-10, and 11-33-13 of the North Dakota Century Code, relating to publication and approval of a county zoning ordinance proposed by a county planning commission and adopted by the board of county commissioners, separate hearings thereon, and the effect on existing uses of land.

Introduced by Representative Murphy
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 163
 Reported Back:
 Do Not Pass, 253
 Final Passage: Lost, 272-273
 Clincher, 970

House Bill No. 1248. A Bill for an Act to amend and reenact section 57-15-19.2 of the North Dakota Century Code, relating to township special road funds.

Introduced by Representative Opedahl
 Introduction, First Reading, Referred to Committee on Political
 Subdivisions, 164
 Reported Back:
 Do Pass, 253
 Final Passage: Passed, 275-276
 Sent to Senate, 347
 Returned to House: Passed, 1044
 Enrolled, 1186
 Signed by Speaker, 1190
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1249. A Bill for an Act to amend and reenact section 15-53.1-06 of the North Dakota Century Code, relating to the annexation of school districts.

Introduced by Representative Meyer
 Introduction, First Reading, Referred to Committee on Education, 164
 Reported Back:
 Do Pass, 357
 Final Passage: Passed, 371
 Sent to Senate, 411
 Returned to House: Passed, 1001
 Enrolled, 1186
 Signed by Speaker, 1190
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1250. A Bill for an Act to amend and reenact sections 22-01-06.3, 22-01-10, 22-01-11, 22-01-15 and subsection 5 of section 41-03-53 of the North Dakota Century Code, relating to accounts furnished surety or guarantor, liability of guarantor upon default of principal, when notice to guarantor is required, when guarantor exonerated, and the contract of guarantor.

Introduced by Representative Gronneberg
 Introduction First Reading, Referred to Committee on Judiciary, 164
 Reported Back:
 Do Not Pass, 466
 Final Passage: Lost, 488
 Clincher, 970

House Bill No. 1251. 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 Representatives Richie, Gronneberg, Conmy, and Dotzenrod

Introduction, First Reading, Referred to Committee on Judiciary, 164
 Reported Back:
 Do Pass, 210
 Final Passage: Passed, 237
 Sent to Senate, 276
 Returned to House: Passed, 1125
 Enrolled, 1435
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1252. A Bill for an Act to provide an appropriation to the state penitentiary for the purpose of pheasant propagation.

Introduced by Representatives Peterson, Strinden, Backes, Kermott and Winge

Introduction, First Reading, Referred to Committee on Appropriations, 169

Reported Back:

Do Pass, 357

Final Passage: Passed, 371-372

Sent to Senate, 411

Returned to House: Amended, 1160

House does not concur, 1183

Conference Committee:

House, 1183

Senate, 1227

Conference Committee Report:

House Adopts, 1587

Senate does not adopt, 1707

Conference Committee:

House, 1734

Senate, 1707

Conference Committee Report:

House Adopts, 1793

Senate Adopts, 1833

Returned to House: Failed to pass, 1833

House Bill No. 1253. A Bill for an Act to provide an appropriation to the national guard to indemnify E. P. Price for the loss of turkeys and property due to activities of the North Dakota national guard.

Introduced by Representatives Horgan and Winge

Introduction, First Reading, Referred to Committee on Appropriations, 169

Reported Back:

Amended, 375

Adopted, 392

Engrossed, 413

Final Passage: Passed, 420

Sent to Senate, 471
 Returned to House: Amended, 1044
 House Concurr, 1056
 Final Passage: Passed, 1098
 Engrossed and Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1254. A Bill for an Act to create and enact a new subsection to section 39-04-19 of the North Dakota Century Code, relating to the use of farm vehicles for custom combine operations.

Introduced by Representative Mertens
 Introduction, First Reading, Referred to Committee on Agriculture, 169
 Reported Back:
 Do Pass, 375
 Final Passage: Passed, 403
 Sent to Senate, 449
 Returned to House: Passed, 1185
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1503
 Sent to Governor, 1504
 Approved by Governor, 1573

House Bill No. 1255. A Bill for an Act to amend and reenact section 27-11-17 of the North Dakota Century Code, relating to fees for admission to the bar upon examination, and for admission to the bar upon motion.

Introduced by Representative Conmy
 Introduction, First Reading, Referred to Committee on Judiciary, 169
 Reported Back:
 Do Pass, 357
 Final Passage: Passed, 378
 Clincher failed, 378
 Sent to Senate, 432
 House Concurr, 1159
 Final Passage: Passed, 1194
 Engrossed and Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Approved by Governor, 1787

House Bill No. 1256. A Bill for an Act authorizing an easement over certain property of the state of North Dakota to the city of Bismarck for the construction and maintenance of a street and the reversion thereof in the event of nonuse.

Introduced by Representatives Conmy and Martinsen
 Introduction, First Reading, Referred to Committee on Judiciary, 169
 Reported Back:
 Amended, 269
 Adopted, 285
 Engrossed, 309
 Final Passage: Passed, 344-345
 Sent to Senate, 386
 Returned to House: Passed, 1100
 Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1257. A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to the salary of juvenile supervisors.

Introduced by Representatives Conmy and Eagles
 Introduction, First Reading, Referred to Committee on Judiciary, 169
 Reported Back:
 Final Passage: Passed, 378
 Sent to Senate, 432
 Returned to House: Passed, 1160
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1503
 Sent to Governor, 1504
 Approved by Governor, 1573

House Bill No. 1258. A Bill for an Act to provide for a local governmental services tax, to provide procedures for the imposition, collection, and administration of such tax, and to provide for the allocation of revenues to local governmental units, to provide for an inflation credit against income taxes payable by individuals; to amend and reenact sections 57-35.2-02, 57-35.2-04, subdivision f of subsection 1 of section 57-38-01.2, and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the imposition and disposition of privilege taxes on banks, trust companies, and building and loan associations and adjustments to taxable income for individuals, fiduciaries, and corporations; to repeal section 57-38-66 and chapter 57-58 of the North Dakota Century Code and sections 1 and 3 of House Bill No. 1004 as approved by the forty-fifth legislative assembly providing for a business and corporation privilege tax, personal property tax allocations, and the appropriation for the replacement of personal property taxes; to provide an appropriation; and to provide effective dates.

Introduced by Representative Marsden
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 170

Reported Back:

Amended, 771-775
Adopted, 843
Engrossed, 863
Final Passage: Passed, 957-958
Sent to Senate, 971
Returned to House: Failed to Pass, 1335

House Bill No. 1259. A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, relating to the membership of the state board of higher education and providing for an advisory student representative; and providing an appropriation.

Introduced by Representative McCaffrey

Introduction, First Reading, Referred to Committee on Education, 170

Reported Back:

Amended, 358
Adopted, 368
Engrossed, 387
Final Passage: Passed, 404
Sent to Senate, 449
Returned to House: Amended, 1272
House Concurs, 1300
Final Passage: Passed, 1340
Engrossed and Enrolled, 1848
Signed by Speaker, 1853
Sent to Senate, Signed by Speaker, 1854
Returned to House, Signed by President, 1855
Sent to Governor, 1856
Approved by Governor, 1923

House Bill No. 1260. A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, relating to membership of the state board of higher education, providing for an advisory faculty representative; and providing an appropriation.

Introduced by Representative McCaffrey

Introduction, First Reading, Referred to Committee on Education, 170

Reported Back:

Amended, 358-359
Adopted, 368
Engrossed, 387
Final Passage: Passed, 404-405
Sent to Senate, 449
Returned to House: Failed to Pass, 1000

House Bill No. 1261. A Bill for an Act to amend and reenact section 15-38-17 of the North Dakota Century Code, to assure that members of the commission shall not lose their regular salary or commission compensation while serving on official business of the teachers' professional practices commission.

Introduced by Representative McCaffrey

Introduction, First Reading, Referred to Committee on Education, 170
 Reported Back:
 Amended, 338
 Adopted, 351
 Engrossed, 367
 Final Passage: Passed, 379
 Final Passage: Reconsidered, 409
 Re-referred to Committee on Education, 409
 Reported Back:
 Do Pass, 479
 Final Passage: Passed, 552
 Sent to Senate, 590
 Returned to House: Amended, 1044
 House Concurs, 1056
 Final Passage: Passed, 1098
 Engrossed and Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1262. A Bill for an Act to provide for a severance tax upon all coal mined; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide an impact program for impacted school districts, cities, counties, and other taxing districts; to provide for the establishment of a coal impact office in the office of the governor; to provide for impact loans to be administered by the board of university and school lands; to provide a penalty; and to provide that the provisions of this Act shall be temporary.

Introduced by Representative Strinden
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 170
 Reported Back: Without recommendation, 775
 Final Passage: Passed, 904
 Sent to Senate, 940
 House requests return, 941
 Request Denied, 971
 Returned to House: Amended, 1617-1622
 House does not concur, 1661
 Conference Committee:
 House, 1663
 Senate, 1690
 Motion to consider bill at this time withdrawn, 1825
 Conference Committee Report:
 House does not adopt by recorded roll call vote, 1825
 Conference Committee:
 House, 1826
 Senate, 1834
 Conference Committee Report: 1851

- Call of the House asked for adoption of Conference Committee Report, 1852
- Motion to dissolve the Call of the House, resisted, 1852
- Motion to dispense with the Call of the House, failed, 1852
- Motion to dispense with Call of the House, prevailed, 1852
- Motion to adopt Conference Report shown on page 1851 of House Journal, 1856
- Motion to move the previous question, prevailed, 1856
- Request for Call of the House, granted, 1856
- Motion to dispense with Call of the House, prevailed, 1856
- Conference Committee Report, failed, 1856
- Conference Committee:
 - House, 1857
 - Senate, 1862
- Conference Committee Report: 1867
- Call of the House asked for adoption of Conference Committee Report, 1868
- Request for Call of the House, granted, 1868
- Motion to dispense with Call of the House, prevailed, 1868
- Conference Committee Report, failed, 1868
- Conference Committee:
 - House, 1869
 - Senate, 1870
- Request for Call of the House, granted, 1918
- Motion to dispense with Call of the House, prevailed, 1918
- Conference Committee Report:
 - House Adopts, 1918
 - Senate,
- Reconsider adoption of Conference Committee Report prevails on recorded roll call vote, 1918
- Conference Committee Report: House does not adopt, 1919
- Conference Committee:
 - House, 1919
 - Senate, 1923
- Request for Call of the House, granted, 1933
- Motion to dispense with Call of the House, prevailed, 1933
- Conference Committee Report: House does not adopt, 1933
- Conference Committee:
 - House, 1933
 - Senate, 1934
- Conference Committee Report, 1934
- Request for Call of the House, granted, 1935
- Motion to dispense with Call of the House, prevailed, 1935
- Request for roll call vote, granted, 1935
- Conference Committee Report: House does not adopt, 1935
- Conference Committee:
 - House, 1936
 - Senate, 1938
- Motion to reconsider action by which Conference Committee Report not adopted, failed, 1935
- Request for Call of the House, granted, 1938
- Motion to dispense with Call of the House, prevailed, 1938
- Conference Committee Report:

House Adopts, 1938

Senate Adopts,

Conference Committee Amendments: Adopted, 1939

Rules suspended, Conference Committee amendments adopted, properly engrossed, second reading and final passage, 1939

Final Passage: Passed, 1939

Conference Committee report sent to Senate, 1939

Senate does not adopt, 1940

Conference Committee:

House, 1940

Senate, 1940

Request for Call of the House, granted, 1941

Conference Committee Report: House does not adopt, 1941

Motion to reconsider action by which House failed to adopt Conference Committee report, failed, 1941

Conference Committee:

House, 1942

Senate, 1942

Request for Call of the House, granted, 1943

Motion to dispense with Call of the House, prevailed, 1943

Request of recorded roll call vote to adopt Conference Committee report, granted, 1943

Conference Committee Report: House does not adopt, 1943

Conference Committee:

House, 1944

Senate,

Motion to reconsider action by which House did not adopt Conference Committee report, prevailed, 1947

Conference Committee:

House adopts, 1947

Senate adopts, 1956

Rules suspended, Conference Committee amendments adopted, properly engrossed, second reading and final passage, 1947

Final Passage: Passed, 1948

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1263. A Bill for an Act to create and enact a new subsection to section 20.1-03-11 of the North Dakota Century Code, relating to limitations on licenses to hunt big game.

Introduced by Representative Nordby

Introduction, First Reading, Referred to Committee on Natural Resources, 170

Reported Back:

Do Not Pass, 654

Final Passage: Lost, 710

Clincher, 970

House Bill No. 1264. A Bill for an Act to allow nonprofit veterans,

charitable, educational, religious, and fraternal organizations, civic and service clubs, and public-spirited organizations to conduct games of chance; and providing for definitions, licensure by the attorney general, city and county approval in certain instances, restrictions on the conduct of games of chance, bookkeeping requirements, expense requirements, examination of books and records, licensure of distributors, a tax based on expenses, an expiration date, and a criminal penalty for violation of this Act; to amend and reenact sections 12.1-28-01 and 12.1-28-02 of the North Dakota Century Code, relating to gambling definitions and classification of gambling offenses; and declaring an emergency.

Introduced by Representatives Strinden, Backes, and Kretschmar

Introduction, First Reading, Referred to Committee on Judiciary, 170-171

Reported Back:

Amended, 594-595

Adopted, 606

Engrossed, 633

Final Passage: Passed, 674

Emergency Clause carried, 674

Sent to Senate, 813

Amended, 1225

House does not concur, 1300

Conference Committee: House, 1300; Senate, 1410

Conference Committee Report: House does not adopt, 1697; Senate adopts, 1833

Conference Committee: House, 1698; Senate, 1718

Conference Committee Report: House Adopts, 1723-1725; Senate does not adopt, 1768

Conference Committee Amendments: Adopted, 1737

Conference Committee: House, 1768; Senate, 1768

Conference Committee Report: House adopts, 1826

Rules suspended, Conference Committee amendments adopted, properly re-engrossed, second reading and final passage, 1829

Final Passage: Passed, 1829

Emergency Clause carried, 1829

Final Passage: Passed, 1739

Emergency Clause carried, 1740

Sent to Senate, 1741

Engrossed and Enrolled, 1920

Signed by Speaker, 1920

Sent to Senate, Signed by Speaker, 1921

Returned to House, Signed by President, 1931

Sent to Governor, 1932

House Bill No. 1265. A Bill for an Act to create and enact a new section to chapter 27-08 of the North Dakota Century Code, requiring judges of county courts having increased jurisdiction to be learned in the law; and declaring an emergency.

Introduced by Representatives Stenehjem and Unhjem

Introduction, First Reading, Referred to Committee on Judiciary, 180

Reported Back:

Do Pass, 435

Final Passage: Passed, 460

Clincher, 461

Sent to Senate, 535

Returned to House: Passed, 1020

Enrolled, 1127

Signed by Speaker, 1252

Sent to Senate, Signed by Speaker, 1161

Returned to House, Signed by President, 1163

Sent to Governor, 1164

Approved by Governor, 1275

House Bill No. 1266. A Bill for an Act to repeal section 27-15-07 of the North Dakota Century Code, relating to the duties of the judicial council to gather information relating to crime and criminal and civil litigation and to the preparation of a semi-annual report of district court case activity.

Introduced by Representatives Stenehjem and Unhjem

Introduction, First Reading, Referred to Committee on Judiciary, 180

Reported Back:

Do Pass, 435

Final Passage: Passed, 461

Sent to Senate, 535

Passed, 1100

Enrolled, 1332

Signed by Speaker, 1332

Sent to Senate, Signed by Speaker, 1336

Returned to House, Signed by President, 1352

Sent to Governor, 1353

Approved by Governor, 1538

House Bill No. 1267. A Bill for an Act to create and enact new subsections to sections 15-40.1-07 and 15-40.1-08 of the North Dakota Century Code to provide private elementary and secondary schools with foundation aid payments.

Introduced by Representative Rylance

Introduction, First Reading, Referred to Committee on Education, 180

Withdrawn, 247

House Bill No. 1268. A Bill for an Act to create and enact a new subdivision of subsection 1 of section 57-38-01.2 of the North Dakota Century Code to provide a deduction from state income taxes for parents whose minor children attend private elementary or secondary schools.

Introduced by Representative Rylance

Introduction, First Reading, Referred to Committee on Finance and Taxation, 180

Reported Back:

Amended, 479

Adopted, 506

Engrossed, 539

Final Passage: Lost, 557-558

Clincher, 970

House Bill No. 1269. A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to income tax credits for charitable contributions to nonprofit private institutions of education.

Introduced by Representative Rylance

Introduction, First Reading, Referred to Committee on Finance and Taxation, 180

Reported Back:

Do Not Pass, 479

Final Passage: Lost 508-509

Clincher, 970

House Bill No. 1270. A Bill for an Act to provide for an inflation credit against income taxes payable by individuals.

Introduced by Representatives A. Hausauer, Mund and Wagner
Introduction, First Reading, Referred to Committee on Finance and Taxation, 180

Reported Back:

Do Pass, 654

Final Passage: Lost, 718

Clincher, 970

House Bill No. 1271. A Bill for an Act to amend and reenact subsection 1 of section 39-10.2-06 of the North Dakota Century Code, relating to the equipment for motorcycle riders.

Introduced by Representatives Timm, Scofield, Gengler, Richard and Gackle

Introduction, First Reading, Referred to Committee on Finance and Taxation, 180

Withdrawn, 583

House Bill No. 1272. A Bill for an Act to amend and reenact subsection 24 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to hospitals licensed by the state health department.

Introduced by Representatives Gackle, Thorsgard, Metzger, Timm and Richard

Introduction, First Reading, Referred to Committee on Finance and Taxation, 180

Reported Back:

Do Pass, 619

Final Passage: Lost, 685

Motion to Reconsider, Failed, 709

Clincher, 970

House Bill No. 1273. A Bill for an Act to amend and reenact section 54-03-20.1 of the North Dakota Century Code, relating to compensation for attending legislators; and declaring an emergency.

Introduced by Representative Kloubec

Introduction, First Reading, Referred to Committee on State and Federal Government, 181

Reported Back:

Amended, 289

Adopted, 310

Engrossed, 351

Re-referred to Committee on Appropriations, 310

Reported Back:

Do Pass, 466

Final Passage: Passed, 490-491

Emergency Clause carried, 491

Sent to Senate, 552

Returned to House: Amended, 1226

House Concurs, 1261

Final Passage: Passed, 1313

Emergency Clause carried, 1313

Engrossed and Enrolled, 1672

Signed by Speaker, 1677

Sent to Senate, Signed by Speaker, 1690

Returned to House, Signed by President, 1695
Sent to Governor, 1700
Approved by Governor, 1787

House Bill No. 1274. A Bill for an Act to authorize the board of higher education to deed property to the city of Wahpeton for use as a fire station.

Introduced by Representatives L. Hausauer and Peterson
Introduction, First Reading, Referred to Committee on State and Federal Government, 181
Reported Back:
Do Pass, 289
Final Passage: Passed, 345
Sent to Senate, 386
Returned to House: Passed, 1001
Enrolled, 1186
Signed by Speaker, 1190
Sent to Senate, Signed by Speaker, 1191
Returned to House, Signed by President, 1224
Sent to Governor, 1228

House Bill No. 1275. A Bill for an Act to amend and reenact section 30.1-15-07 of the North Dakota Century Code, relating to burden of proof in contested will cases.

Introduced by Representatives Winkjer and Richie
Introduction, First Reading, Referred to Committee on Judiciary, 181
Returned to House, 413
Withdrawn, 413

House Bill No. 1276. A Bill for an Act to create an enact two new sections to chapter 57-39.2, a new section to chapter 57-40.2, and a new section to chapter 57-40.3 of the North Dakota Century Code, relating to the sales and use tax and motor vehicle excise tax and providing new rates for such taxes; to provide for the dedication of certain revenues derived from such taxes for state revenue sharing, allocation to counties, cities, townships, school and public libraries, and certain entities for recreation purposes; to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and to adjustments to taxable income for corporations; to repeal sections 1, 2, and 3 of Initiated Measure No. 1 approved by the electors at the general election of November 2, 1976, relating to sales and use tax rates and brackets; to repeal section 57-38-66 of the North Dakota Century Code, providing for a business and corporation privilege tax; and to provide an effective date.

Introduced by Representative Berg
Introduction, First Reading, Referred to Committee on Finance and Taxation, 181
Reported Back:
Amended, 775-776

Adopted, 844
 Engrossed, 863
 Final Passage: Lost, 960
 Clincher, 970

House Bill No. 1277. A Bill for an Act to amend and reenact section 14-05-24 of the North Dakota Century Code, relating to permanent alimony and division of property.

Introduced by Representatives Rylance and Eagles
 Introduction, First Reading, Referred to Committee on Judiciary, 181
 Returned to House, 672
 Withdrawn, 672

House Bill No. 1278. A Bill for an Act to require that a statement of full consideration be filed with the state tax commissioner or county auditor, and providing a penalty.

Introduced by Representative Berger
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 181
 Reported Back:
 Amended, 375
 Adopted, 392
 Engrossed, 413
 Final Passage: Lost, 420
 Clincher, 970

House Bill No. 1279. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit; and to provide an appropriation.

Introduced by Representatives Strinden and A. Hausauer
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 181
 Reported Back:
 Amended, 466-467
 Adopted, 473
 Engrossed, 505
 Re-referred to Committee on Appropriations, 473
 Reported Back:
 Do Pass, 776
 Final Passage: Lost, 899-900
 Clincher, 970

House Bill No. 1280. A Bill for an Act to provide an appropriation for the construction, additions to, remodeling, and equipping of buildings at state agencies, departments, and institutions and to repeal sections 1 and 4 of chapter 23 of the 1975 Session Laws of the state of North Dakota.

Introduced by Representatives Peterson, L. Hausauer, Unhjem, Kelly and Kuchera
 Introduction, First Reading, Referred to Committee on Appropriations, 194

Reported Back:

Amended, 595-596

Adopted, 606

Re-refer to Committee on Appropriations, failed, 717

Requests ruling from Chair on Constitutionality of bill, 717

Engrossed, 633

Final Passage: Passed, 717

Returned to House: Amended, 1500-1502

House does not concur, 1554

Conference Committee:

House, 1554

Senate, 1566

Conference Committee Report:

House adopts by recorded roll call vote, 1738

Senate does not adopt, 1768

Conference Committee:

House, 1768

Senate, 1768

Conference Committee Report:

House Adopts, 1813-1815

Senate Adopts, 1956

Conference Committee Amendments: Adopted, 1815

Rules suspended, Conference Committee amendments adopted, properly re-engrossed, second reading and final passage, 1815

Motion that the question of final passage be divided, failed, 1815

Final Passage: Passed, 1815

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1281. A Bill for an Act to provide for the payment of school aid for any high school student on active duty while a member of the North Dakota national guard.

Introduced by Representatives Knudson and Martin

Introduction, First Reading, Referred to Committee on Education, 194

Reported Back:

Do Pass, 426

Final Passage: Passed, 444-445

Sent to Senate, 497

Returned to House: Passed, 1001

Enrolled, 1181

Signed by Speaker, 1190

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

House Bill No. 1282. A Bill for an Act to amend and reenact sections 11-10.1-01, 11-10.1-05 and 11-10.1-07 of the North Dakota Century Code, relating to qualifications, duties and term of office of county director of tax equalization, city assessor, and township assessor.

Introduced by Representative Gackle
 Introduction, First Reading, Referred to Committee on Finance and
 Taxation, 194
 Reported Back:
 Do Not Pass, 359
 Final Passage: Lost, 369-370
 Clincher, 970

House Bill No. 1283. A Bill for an Act to create and enact two new sections to chapter 57-39.2, a new section to chapter 57-40.2, and a new section to chapter 57-40.3 of the North Dakota Century Code, relating to the sales and use tax and motor vehicle excise tax and providing new rates for such taxes; to amend and reenact section 57-37.1-04, subdivision f of subsection 1 of section 57-38-01.2, and subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the computation of estate taxes, adjustments to taxable income for individuals and fiduciaries, and to adjustments to taxable income for corporations; to repeal sections 1, 2, and 3 of Initiated Measure No. 1 approved by the electors at the general election of November 2, 1976, and section 57-38-66 of the North Dakota Century Code, relating to sales and use tax rates and brackets, and business and corporation privilege taxes; to provide a dedication of certain revenues; to provide that the provisions of the Act are not severable; to provide effective dates; and to provide an appropriation.

Introduced by Representatives Peterson, L. Hausauer, C. Martin and Unhjem
 Introduction, First Reading, Referred to Committee on Finance and
 Taxation, 194
 Reported Back:
 Do Not Pass, 776
 Withdrawn, 849

House Bill No. 1284. A Bill for an Act to create and enact a new subsection to section 57-02-08.1 of the North Dakota Century Code, to exclude medical expenses in determining income for eligibility under the homestead credit law; and providing an appropriation.

Introduced by Representatives Jacobson and Meiers
 Introduction, First Reading, Referred to Committee on Finance and
 Taxation, 195
 Reported Back:
 Amended, 467-468
 Adopted, 473
 Engrossed, 505
 Re-referred to Committee on Appropriations, 473
 Reported Back:
 Without recommendation, 776
 Final Passage: Passed, 904
 Sent to Senate, 940
 Returned to House: Amended, 1406
 House Concurs, 1466
 Final Passage: Passed, 1516
 Engrossed and Enrolled, 1920

Signed by Speaker, 1920
 Sent to Senate, Signed by Speaker, 1921
 Returned to House, Signed by President, 1931
 Sent to Governor, 1932

House Bill No. 1285. A Bill for an Act to create and enact a new section to chapter 57-02 and subsection 28 to section 57-02-08 of the North Dakota Century Code, relating to a general fund payment to political subdivisions for revenue lost due to the residential credit, and to an exemption of a part of the assessed value of structures and improvements used as a place of residence; to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to an increase in property tax credits for persons sixty-five years of age or older with limited income; to appropriate to the state treasurer and to the tax commissioner sufficient funds for the administration of the residential credit and the credit for the aged.

Introduced by Representative Gackle
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 195
 Returned to House, 741
 Withdrawn, 741

House Bill No. 1286. A Bill for an Act to amend and reenact sections 15-10-28 and 15-10-28.1 of the North Dakota Century Code, relating to agreements with other states' institutions of higher learning and notes from veterinary medicine, optometry, or dental students.

Introduced by Representative Murphy
 Introduction, First Reading, Referred to Committee on Education, 195
 Reported Back:
 Amended, 359
 Adopted, 368
 Engrossed, 387
 Re-referred to Committee on Education, 392
 Reported Back:
 Amended, 426
 Adopted, 434
 Re-engrossed, 453
 Final Passage: Passed, 461-462
 Sent to Senate, 535
 Returned to House: Passed, 1001
 Enrolled, 1186
 Signed by Speaker, 1190
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228

House Bill No. 1287. A Bill for an Act to allow school districts to levy for the cost of district-owned buses.

Introduced by Representatives Jacobson, McGauvran, Schindler and Erickson

Introduction, First Reading, Referred to Committee on Education, 195
Reported Back:

Amended, 619

Adopted, 634

Engrossed, 667

Final Passage: Passed, 685-686

Sent to Senate, 813

Returned to House: Passed, 1100

Enrolled, 1332

Signed by Speaker, 1332

Sent to Senate, Signed by Speaker, 1336

Returned to House, Signed by President, 1352

Sent to Governor, 1353

Approved by Governor, 1538

House Bill No. 1288. A Bill for an Act to prohibit trespassing on the land of another person; and to provide a penalty.

Introduced by Representatives Murphy and Meyer

Introduction, First Reading, Referred to Committee on Agriculture, 195

Reported Back:

Do Not Pass, 395

Final Passage: Lost, 415

Clincher, 970

House Bill No. 1289. A Bill for an Act to amend and reenact section 57-38-29 of the North Dakota Century Code, relating to the rate of tax on individuals; and to provide for an effective date.

Introduced by Representatives Weber and Gackle

Introduction, First Reading, Referred to Committee on Finance and Taxation, 195

Reported Back:

Do Pass, 654

Final Passage: Lost, 718-719

Clincher, 970

House Bill No. 1290. A Bill for an Act to amend and reenact section 21-03-15 of the North Dakota Century Code, to provide for a tax on income of school district residents to pay the interest on and principal of school district bond issues and to provide an additional tax on the income of corporations for the state general fund.

Introduced by Representative Murphy

Introduction, First Reading, Referred to Committee on Finance and Taxation, 195

Reported Back:

Amended, 776-777

Adopted, 844

Engrossed, 863

Final Passage: Lost, 928-929

Final Passage: Reconsidered, 929

Final Passage: Lost, 929

Clincher, 970

House Bill No. 1291. A Bill for an Act to amend and reenact section 55-08-05 of the North Dakota Century Code, relating to charges for services within state parks.

Introduced by Representative Reed

Introduction, First Reading, Referred to Committee on Social Welfare,
196

Reported Back:

Do Pass, 512

Final Passage: Passed, 569

Sent to Senate, 615

Returned to House: Amended, 1272

House Concurs, 1300

Final Passage: Passed, 1341

Engrossed and Enrolled, 1853

Signed by Speaker, 1854

Sent to Senate, Signed by Speaker, 1854

Returned to House, Signed by President, 1855

Sent to Governor, 1856

Approved by Governor, 1923

House Bill No. 1292. A Bill for an Act to create and enact a new section to chapter 39-10, a new subsection to section 39-06.1-06, and a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to prohibiting the use of radar detection devices; and providing a penalty.

Introduced by Representatives Lardy and Vander Vorst

Introduction, First Reading, Referred to Committee on Transportation,
196

Reported Back:

Do Not Pass, 479

Final Passage: Lost, 509

Clincher, 970

House Bill No. 1293. 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 foundation aid payments for kindergarten, and to provide an appropriation.

Introduced by Representatives Strinden, Black and Reed

Introduction First Reading, Referred to Committee on Education, 196

Reported Back:

Do Not Pass, 619

Final Passage: Lost, 674-675

Clincher, 970

House Bill No. 1294. A Bill for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, requiring the game and fish department to plant trees for wildlife purposes on not less than five percent of each one hundred sixty acre or larger tract of land owned by the department.

Introduced by Representatives Metzger, Berg, Rau and Langley
Introduction, First Reading, Referred to Committee on Natural
Resources, 196

Reported Back:

Amended, 692

Adopted, 708

Engrossed, 741

Floor Amendment, 855

Rules suspended, properly re-engrossed, placed on second reading and
final passage, 855

Final Passage: Passed, 855-856

Sent to Senate, 940

Returned to House: Failed to Pass, 1576

House Bill No. 1295. A Bill for an Act to amend and reenact section 43-34-05 of the North Dakota Century Code, relating to license fees for nursing home administrators.

Introduced by Representative Winkjer

Introduction, First Reading, Referred to Committee on State and
Federal Government, 217

Reported Back:

Do Pass, 426

Final Passage: Passed, 445

Sent to Senate, 495

Returned to House: Amended, 1020

House Concurs, 1184

Final Passage: Passed, 1198

Engrossed and Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1787

House Bill No. 1296. A Bill for an Act to enact the Uniform Disclaimer of Transfers under Nontestamentary Instruments Act relating to the disclaimer of interests under a nontestamentary instrument, contract, or power of appointment.

Introduced by Representative Winkjer

Introduction, First Reading, Referred to Committee on Judiciary, 218

Reported Back:

Do Pass, 426

Final Passage: Passed, 445-446

Sent to Senate, 497

Returned to House: Passed, 1223

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1787

House Bill No. 1297. A Bill for an Act to amend and reenact section 14-03-02 of the North Dakota Century Code, relating to the lawful age for marriage.

Introduced by Representative Olson
Introduction, First Reading, Referred to Committee on Social Welfare,
218

Reported Back:

Do Pass, 375

Final Passage: Passed, 405

Sent to Senate: 449

Returned to House: Passed, 1100

Enrolled, 1332

Signed by Speaker, 1332

Sent to Senate, Signed by Speaker, 1336

Returned to House, Signed by President, 1352

Sent to Governor, 1353

Approved by Governor, 1538

House Bill No. 1298. A Bill for an Act to amend and reenact subsection 7 of section 27-23-03 of the North Dakota Century Code, and to amend and reenact section 27-23-12 of the North Dakota Century Code, relating to the power, authority, and responsibility of the commission on judicial qualifications and providing for administrative services by the administrator of the supreme court to such commission.

Introduced by Representative Wentz

Introduction, First Reading, Referred to Committee on Judiciary, 218

Reported Back:

Do Pass, 435

Final Passage: Passed, 462

Sent to Senate, 535

Returned to House: Passed, 1223

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1787

House Bill No. 1299. A Bill for an Act to create and enact a new chapter to title 43, a new section to chapter 43-12, and a new subsection to section 43-12-31 of the North Dakota Century Code, relating to the regulation of nursing, the provision for a state board of nursing, and the definition of powers and duties of the board, including licensure of practitioners of nursing, establishment of standards for educational programs preparing for nursing practice, and definitions and collection procedures for nursing scholarship loans; and to repeal sections 43-12-01 through 43-12-26 and chapter 43-21 of the North Dakota Century Code, relating to professional nurses and practical nurses; and to provide a penalty.

Introduced by Representatives Wagner and Mund

Introduction, First Reading, Referred to Committee on State and Federal Government, 218

Reported Back:

Amended, 619-620

Adopted, 634

Engrossed, 667

Floor Amendment, 719

Rules suspended properly re-engrossed, placed on second reading and final passage, 719

Final Passage: Passed, 719-720

Sent to Senate, 722

Returned to House: Amended, 1273

House Concurs, 1300

Final Passage: Passed, 1342

Engrossed and Enrolled, 1848

Signed by Speaker, 1853

Sent to Senate, Signed by Speaker, 1854

Returned to House, Signed by President, 1855

Sent to Governor, 1856

Approved by Governor, 1923

House Bill No. 1300. A Bill for an Act to provide for the conduct of bingo and raffles by nonprofit veterans, charitable, educational, religious, or fraternal organizations, civic and service clubs; and allowing public-spirited organizations to also conduct bingo and raffles with the definition to include retail liquor establishments and public restaurants; providing definitions, issuance of permits by the state's attorney of each county, restrictions on conduct of games and proceed uses, bookkeeping requirements, expense allowances, examination of books and records, and forfeiture of a permit and a fine upon violation of the Act; and to amend and reenact sections 12.1-28-01 and 12.1-28-02 of the North Dakota Century Code, relating to gambling definitions and gambling offense classifications.

Introduced by Representative Gronneberg

Introduction, First Reading, Referred to Committee on Judiciary, 218

Reported Back:

Do Not Pass, 564

Final Passage: Lost, 609-610

Clincher, 970

House Bill No. 1301. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code, relating to tax levy limitations in school districts.

Introduced by Representatives Erickson, Horgan, Meyer and Jacobson

Introduction, First Reading, Referred to Committee on Finance and Taxation, 218

Returned to House, 433

Re-referred to Committee on Education, 433

Reported Back:

Amended, 480

Adopted, 506

Engrossed, 539
 Final Passage: Lost, 569-570
 Clincher, 970

House Bill No. 1302. A Bill for an Act to amend and reenact section 31-01-11 of the North Dakota Century Code, relating to the right to subpoena an interpreter for a witness.

Introduced by Representatives Winkjer and Richie
 Introduction, First Reading, Referred to Committee on Judiciary, 218
 Reported Back:
 Amended, 435
 Adopted, 454
 Engrossed, 473
 Final Passage: Passed, 474-475
 Sent to Senate, 535
 Returned to House: Amended, 1020
 House Concurs, 1031
 Final Passage: Passed, 1092
 Engrossed and Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1303. A Bill for an Act to amend and reenact section 29-10.1-10 of the North Dakota Century Code, relating to challenge of selection of grand jurors.

Introduced by Representatives Winkjer and Richie
 Introduction, First Reading, Referred to Committee on Judiciary, 219
 Reported Back:
 Do Pass, 468
 Final Passage: Passed, 491
 Sent to Senate, 552
 Returned to House: Passed, 1001
 Enrolled, 1186
 Signed by Speaker, 1190
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1304. A Bill for an Act to amend and reenact subsection 1 of section 29-28-07 of the North Dakota Century Code, relating to the right of the state to appeal in a criminal action.

Introduced by Representatives Winkjer and Richie
 Introduction, First Reading, Referred to Committee on Judiciary, 219
 Reported Back:
 Do Not Pass, 468
 Final Passage: Lost, 489
 Clincher, 970

House Bill No. 1305. A Bill for an Act to create and enact section 20.1-01-17.1 of the North Dakota Century Code, relating to countywide posting of land for hunting; and to amend and reenact section 20.1-08-04 of the North Dakota Century Code, relating to hunting season proclamations by the governor.

Introduced by Representatives Nordby and Riehl
Introduction, First Reading, Referred to Committee on Natural Resources, 219
Reported Back:
Do Not Pass, 750
Final Passage: Lost, 888
Clincher, 970

House Bill No. 1306. A Bill for an Act to provide for a mill levy for the rental of buildings, property or classroom space by school districts.

Introduced by Representatives McGauvran, Horgan, Meyer and Erickson

Introduction, First Reading, Referred to Committee on Education, 219

Reported Back:

Amended, 480

Adopted, 506

Engrossed, 539

Final Passage: Passed, 570

Sent to Senate, 615

Returned to House: Passed, 1020

Enrolled, 1186

Signed by Speaker, 1190

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1307. A Bill for an Act to amend and reenact sections 36-11-07 and 36-11-10 of the North Dakota Century Code, to prevent the owner or possessor of livestock in a grazing area from being liable for property damage or trespass caused by such livestock, to provide establishment of a grazing area by petition to the board of county commissioners, to provide for release of wrongfully distrained livestock in grazing areas and for damages; and to repeal section 36-11-08 of the North Dakota Century Code.

Introduced by Representative Murphy

Introduction, First Reading, Referred to Committee on Agriculture, 219

Reported Back:

Do Pass, 533

Final Passage: Passed, 570-571

Sent to Senate, 615

Returned to House: Passed, 1160

Enrolled, 1487

Signed by Speaker, 1488

Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1503
 Sent to Governor, 1504
 Approved by Governor, 1573

House Bill No. 1308. A Bill for an Act relating to the promotion, advertising, research and development of edible beans, creating a state edible bean council and prescribing its powers, duties, and authority, prescribing a tax on edible bean production, providing for its collection, and providing penalties for the violation of the Act; providing an appropriation; and declaring an emergency.

Introduced by Representatives Olson, Weber, Gunderson, Fleming and Nicholas

Introduction, First Reading, Referred to Committee on Agriculture, 219
 Reported Back:

Amended, 533-534

Adopted, 541

Engrossed, 555

Re-referred to Committee on Appropriations, 541

Reported Back:

Do Pass, 730

Final Passage: Passed, 880

Emergency Clause carried, 880

Sent to Senate, 910

Returned to House: Amended, 1475

House Concurs, 1506

Final Passage: Passed, 1548

Emergency Clause carried, 1549

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1309. A Bill for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to providing anatomical gift donor documents to applicants for motor vehicle operator's licenses and designation of donors on motor vehicle operator's licenses; and providing an appropriation.

Introduced by Representatives Olson, Lee, Walsh, Reed and Swiontek
 Introduction, First Reading, Referred to Committee on Transportation, 219

Returned to House, 249

Withdrawn, 249

House Bill No. 1310. A Bill for an Act to create and enact section 44-08-04.3 of the North Dakota Century Code, relating to allowances for moving expenses.

Introduced by Representatives Martinson and A. Hausauer
 Introduction, First Reading, Referred to Committee on State and

Federal Government, 220

Reported Back:

Do Pass, 339

Re-referred to Committee on Appropriations, 339

Reported Back:

Do Pass, 468

Final Passage: Passed, 492

Sent to Senate, 552

Returned to House: Amended, 1376-1377

House Concurs, 1398

Final Passage: Passed, 1452

Engrossed and Enrolled, 1848

Signed by Speaker, 1853

Sent to Senate, Signed by Speaker, 1854

Returned to House, Signed by President, 1855

Sent to Governor, 1856

Approved by Governor, 1923

House Bill No. 1311. A Bill for an Act to create and enact a new subsection to section 12.1-30-02 of the North Dakota Century Code, relating to the sale of horses on Sunday.

Introduced by Representatives Nordby, Murphy and Langley

Introduction, First Reading, Referred to Committee on Agriculture, 220

Returned to House, 223

Withdrawn, 224

House Bill No. 1312. A Bill for an Act to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to nonresident waterfowl hunting licenses.

Introduced by Representatives Berg and Winkjer

Introduction, First Reading, Referred to Committee on Natural Resources, 220

Reported Back:

Amended, 620

Adopted, 634

Engrossed, 667

Final Passage: Lost, 720

Clincher, 970

House Bill No. 1313. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to the definition of a nonresident student for tuition purposes at institutions under the board of higher education, and reducing the age from twenty-one to eighteen.

Introduced by Representative Matchie

Introduction, First Reading, Referred to Committee on Education, 220

Reported Back:

Amended, 435-436

Adopted, 454

Engrossed, 473

Re-referred to Committee on Appropriations, 454

Reported Back:

Do Not Pass, 62¹

Final Passage: Lost, 675

Sent to Senate, 1676

Final Passage: Reconsidered, 1661

Final Passage: Passed, 1662

Returned to House: Passed, 1794

Enrolled, 1958

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1314. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for sales to certain nonprofit meal delivery organizations.

Introduced by Representative Reed

Introduction, First Reading, Referred to Committee on Social Welfare, 220

Re-referred to Committee on Finance and Taxation, 505

Reported Back:

Do Pass, 730

Final Passage: Passed, 882

Sent to Senate, 910

Returned to House: Passed, 1126

Enrolled, 1436

Signed by Speaker, 1436

Sent to Senate, Signed by Speaker, 1438

Returned to House, Signed by President, 1463

Sent to Governor, 1464

Approved by Governor, 1561

House Bill No. 1315. A Bill for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to the closing or limiting of hunting in counties by the action of the board of county commissioners.

Introduced by Representative Maxiner

Introduction, First Reading, Referred to Committee on Natural Resources, 220

Reported Back:

Amended, 692-693

Adopted, 708

Engrossed, 741

Final Passage: Passed, 856

Sent to Senate, 910

Returned to House: Failed to Pass, 1576

House Bill No. 1316. A Bill for an Act to amend and reenact section 57-62-02 of the North Dakota Century Code, relating to the coal development fund allocation formula; and to repeal section 18 of chapter 563 of the 1975

Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Introduced by Representatives Hickle, Christensen and Gunsch
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 220
Returned to House, 247
Withdrawn, 247

House Bill No. 1317. A Bill for an Act relating to adverse possession of severed mineral interests which have not been developed or are not subject to a lease.

Introduced by Representative Maxiner
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 220
Reported Back:
Amended, 621
Adopted, 634
Engrossed, 667
Floor Amendment, 801
Rules suspended, properly re-engrossed, placed on second reading and final passage, 801
Final Passage: Passed, 801-802
Sent to Senate, 813
Returned to House: Failed to Pass, 1576

House Bill No. 1318. A Bill for an Act to amend and reenact subsection 1 of section 39-10-28 of the North Dakota Century Code relating to stopping for pedestrians in crosswalks.

Introduced by Representative Conmy
Introduction, First Reading, Referred to Committee on Transportation,
241
Reported Back:
Do Not Pass, 376
Final Passage: Lost, 396
Clincher, 970

House Bill No. 1319. A Bill for an Act to require motor vehicle repair estimates.

Introduced by Representatives McCaffrey, G. Martin, Murphy and Kelly
Introduction, First Reading, Referred to Committee on Transportation,
241
Returned to House, 540
Withdrawn, 540

House Bill No. 1320. A Bill for an Act to provide for landlord and tenant obligations to maintain residential dwelling units; and to repeal section 47-16-12 of the North Dakota Century Code, relating to the obligations of a lessor to repair dwelling units.

Introduced by Representatives Stenejhem, Swiontek and Unhjelm
 Introduction, First Reading, Referred to Committee on Judiciary, 241
 Reported Back:
 Amended, 777-779
 Adopted, 844
 Engrossed, 863
 Final Passage: Passed, 929-930
 Sent to Senate, 956
 Returned to House: Amended, 1422-1423
 House does not concur, 1466
 Conference Committee:
 House, 1467
 Senate, 1541
 Conference Committee Report:
 House Adopts, 1782
 Senate Adopts, 1819
 Conference Committee Amendments: Adopted —
 Enrolled, 1958
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1321. A Bill for an Act to create and enact a new section to chapter 30.1-04, a new subsection to section 30.1-05-02, and a new subsection to section 30.1-14-01 of the North Dakota Century Code, relating to persons related to decedent through two lines, bona fide purchaser, and applicant's submission to jurisdiction; to amend and reenact sections 30.1-04-09 and 30.1-05-02, subsection 1 of section 30.1-05-05, section 30.1-05-06, subsection 1 of section 30.1-05-07, sections 30.1-08-04, 30.1-09-08, 30.1-09-11, 30.1-10-01, subsection 2 of section 30.1-10-02, sections 30.1-12-06, 30.1-14-01, 30.1-15-07, 30.1-19-02, 30.1-19-14, 30.1-20-10, 30.1-21-04, 30.1-31-04, and 30.1-31-06 of the North Dakota Century Code, to provide amendments to the Uniform Probate Code and relating to meaning of child, augmented estate, proceeding for elective share, effect of election on benefits by will or statute, charging spouse with gifts received, self-proved will, nonademption of specific devises in certain cases, construction of generic terms to accord with relationships as defined for intestate succession, renunciation of succession, definition of surviving spouse, proceedings within the exclusive jurisdiction of court, informal probate or appointment proceedings, formal testacy proceedings, statute of limitations, encumbered assets, purchasers from distributees protected, liability of distributees to claimants, right of survivorship, and accounts and transfers nontestamentary.

Introduced by Representative Winkjer
 Introduction, First Reading, Referred to Committee on Judiciary, 241
 Reported Back:
 Amended, 468
 Adopted, 474
 Engrossed, 505
 Final Passage: Passed, 524-525
 Sent to Senate, 580

Returned to House: Amended, 1101
House Concurr, 1124
Final Passage: Passed, 1181-1182
Engrossed and Enrolled, 1488
Signed by Speaker, 1488
Sent to Senate, Signed by Speaker, 1495
Returned to House, Signed by President, 1504
Sent to Governor, 1504
Approved by Governor, 1583

House Bill No. 1322. A Bill for an Act to change the name of the business privilege tax to the business and professional governmental services tax, to provide for the allocation of revenues from such tax to the counties and cities where collected, and to provide a statement of legislative intent concerning property tax relief; to amend and reenact sections 57-35.2-04 and 57-38-55, and subsections 1, 2, and 5 of section 57-38-66 of the North Dakota Century Code, relating to disposition of privilege and income taxes and to the business and professional governmental services tax; and to provide an effective date.

Introduced by Representatives Strinden and Richie
Introduction, First Reading, Referred to Committee on Finance and Taxation, 241
Reported Back:
Do Not Pass, 780
Final Passage: Lost, 889-890
Clincher, 970

House Bill No. 1323. A Bill for an Act to amend and reenact section 24-05-04.1 of the North Dakota Century Code, relating to the rental fee charged by counties for use of their equipment.

Introduced by Representatives Backes and Peterson
Introduction, First Reading, Referred to Committee on Political Subdivision, 242
Reported Back:
Do Pass, 376
Final Passage: Passed, 405-406
Sent to Senate, 449
Returned to House: Passed, 1160
Enrolled, 1487
Signed by Speaker, 1488
Sent to Senate, Signed by Speaker, 1495
Returned to House, Signed by President, 1503
Sent to Governor, 1504
Approved by Governor, 1573

House Bill No. 1324. A Bill for an Act to provide for partial waiver of tuition fees for all members of the national guard in any post secondary educational program; and to provide an appropriation.

Introduced by Representatives Knudson and C. Martin
Introduction, First Reading, Referred to Committee on Education, 242

Reported Back:

Amended, 426-427

Adopted, 434

Engrossed, 453

Re-referred to Committee on Appropriations, 434

Reported Back:

Do Pass, 596

Final Passage: Passed, 646

Sent to Senate, 722

Returned to House: Passed, 1272

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1788

House Bill No. 1325. A Bill for an Act to amend and reenact section 11-14-16 of the North Dakota Century Code, relating to when treasurer shall pay over the funds collected.

Introduced by Representatives G. Larson and Rued
Introduction, First Reading, Referred to Committee on State and Federal Government, 242

Reported Back:

Amended, 359

Adopted, 368

Engrossed, 387

Final Passage: Passed, 406

Sent to Senate, 449

Returned to House: Amended, 1044

House does not concur, 1184

Conference Committee:

House, 1184

Senate, 1227

Conference Committee Report:

House Adopts, 1397

Senate Adopts, 1625

Conference Committee Amendments: Adopted, 1460

Final Passage: Passed, 1491

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1326. A Bill for an Act to amend and reenact section 39-09-01 of the North Dakota Century Code, relating to the care required in operating a motor vehicle, and providing a penalty.

Introduced by Representative Rued

Introduction, First Reading, Referred to Committee on Transportation,
242

Reported Back:

Do Pass, 376

Final Passage: Passed, 407

Sent to Senate, 449

Returned to House: Failed to Pass, 1100

House Bill No. 1327. A Bill for an Act to create and enact a new subsection to section 41-02-81 of the North Dakota Century Code, relating to seller's remedies on discovery of buyer's insolvency.

Introduced by Representatives B. Larson, Meyer, Langley and Murphy
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 242

Reported Back:

Do Pass, 621

Final Passage: Passed, 802

Sent to Senate, 812

Returned to House: Passed, 1126

Enrolled, 1436

Signed by Speaker, 1436

Sent to Senate, Signed by Speaker, 1438

Returned to House, Signed by President, 1463

Sent to Governor, 1464

Approved by Governor, 1561

House Bill No. 1328. A Bill for an Act to create and enact a new subsection to section 40-05-01 of the North Dakota Century Code, relating to the authority of municipalities to control noise pollution.

Introduced by Representative Conmy

Introduction, First Reading, Referred to Committee on Political
Subdivisions, 242

Reported Back:

Do Pass, 376

Final Passage: Passed, 407

Sent to Senate, 449

Returned to House: Failed to Pass, 1160

House Bill No. 1329. A Bill for an Act to create and enact a new section to chapter 62-01 of the North Dakota Century Code, requiring firearms to be in cases or containers while being transported in any vehicle, with certain exceptions for authorized persons.

Introduced by Representative Kuchera

Introduction, First Reading, Referred to Committee on State and
Federal Government, 242

Reported Back:

Do Not Pass, 436

Final Passage: Lost, 454

Clincher, 970

House Bill No. 1330. A Bill for an Act to create and enact a new section to chapter 25-07 of the North Dakota Century Code, relating to a home intervention program for hearing impaired preschoolers.

Introduced by Representative Berg
 Introduction, First Reading, Referred to Committee on Education, 242
 Reported Back:
 Amended, 469
 Adopted, 474
 Engrossed, 505
 Re-referred to Committee on Appropriations, 474
 Reported Back:
 Do Pass, 730
 Final Passage: Passed, 882-883
 Sent to Senate, 910
 Returned to House: Passed, 1335
 Enrolled, 1672
 Signed by Speaker, 1677
 Sent to Senate, Signed by Speaker, 1690
 Returned to House, Signed by President, 1698
 Sent to Governor, 1700
 Approved by Governor, 1788

House Bill No. 1331. A Bill for an Act to amend and reenact section 43-31-14 of the North Dakota Century Code, relating to examination and license fees for detection of deception examiners.

Introduced by Representative Stenehjem
 Introduction, First Reading, Referred to Committee on State and Federal Government, 242
 Reported Back:
 Do Pass, 339
 Final Passage: Passed, 362-363
 Sent to Senate, 411
 Returned to House: Amended, 1138
 House Concurr, 1184
 Final Passage: Passed, 1199
 Engrossed and Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Approved by Governor, 1788

House Bill No. 1332. A Bill for an Act to create and enact subsection 4 to section 43-33-07 of the North Dakota Century Code, commonly relating to establishing a fee for examination to determine qualifications for license as a hearing aid dealer and fitter.

Introduced by Representative Stenehjem
 Introduction, First Reading, Referred to Committee on State and Federal Government, 243
 Reported Back:
 Do pass, 339
 Final Passage: Passed, 363
 Sent to Senate, 411
 Returned to House: Passed, 1020

Enrolled, 1886
 Signed by Speaker, 1190
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1333. A Bill for an Act to amend and reenact section 43-30-11 of the North Dakota Century Code, relating to the renewal date and grace period for private detective and private detective agency licenses; and providing for expiration date of existing licenses.

Introduced by Representative Stenehjem
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 243
 Reported Back:
 Do Pass, 359
 Final Passage: Passed, 379-380
 Sent to Senate, 432
 Returned to House: Passed, 1020
 Senate requests return, 1314
 House Accedes, 1314
 Returned to House: Amended, 1476
 House Concurs, 1506
 Final Passage: Passed, 1549
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1334. A Bill for an Act to establish a state building code council to adopt a uniform building code on a statewide basis; to provide a penalty.

Introduced by Representative Metzger
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 243
 Reported Back:
 Amended, 655
 Adopted, 671
 Engrossed, 707
 Re-referred to Committee on Appropriations, 671
 Reported Back:
 Amended, 780
 Adopted, 844
 Re-engrossed, 836
 Final Passage: Lost, 909-910
 Clincher, 970

House Bill No. 1335. A Bill for an Act to amend and reenact sections 16-22-02 and 16-22-05 of the North Dakota Century Code, relating to the disclosure of financial interests by candidates for office, or, in the

alternative, to amend and reenact sections 16.1-09-02 and 16.1-09-05 of the North Dakota Century Code as created by section 8 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the disclosure of financial interests of candidates for office.

Introduced by Representative Metz

Introduction, First Reading, Referred to Committee on Judiciary, 243

Reported Back:

Do Pass, 564

Final Passage: Passed, 646-647

Sent to Senate, 722

Returned to House: Failed to Pass, 1126

House Bill No. 1336. A Bill for an Act to amend and reenact section 16-12-14 of the North Dakota Century Code, relating to the residency of poll challengers and poll checkers.

Introduced by Representatives Olson and Lee

Introduction, First Reading, Referred to Committee on Judiciary, 243

Reported Back:

Do Not Pass, 564

Final Passage: Lost, 610

Clincher, 970

House Bill No. 1337. A Bill for an Act to amend and reenact section 15-62.2-01 of the North Dakota Century Code, relating to the North Dakota student financial assistance program, and providing assistance to persons who are attending postsecondary institutions out of state due to a physical or mental handicap and the lack of special services and facilities necessary for the handicapped students within North Dakota.

Introduced by Representative Mund

Introduction, First Reading, Referred to Committee on Education, 243

Reported Back:

Amended, 549-550

Adopted, 556

Engrossed, 583

Re-referred to Committee on Appropriations, 587

Reported Back:

Do Pass, 655

Final Passage: Passed, 802-803

Sent to Senate, 813

Returned to House: Amended, 1161

House Concurs, 1184

Final Passage: Passed, 1199-1200

Engrossed and Enrolled, 1626

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1788

House Bill No. 1338. A Bill for an Act to provide for payroll deduction for dues to teacher representative organization.

Introduced by Representatives Swiontek, Lipsiea, McCaffrey and Meyer

Introduction, First Reading, Referred to Committee on Education, 243

Reported Back:

Do Pass, 436

Final Passage: Passed, 462-463

Sent to Senate, 535

Returned to House: Passed, 1160

Enrolled, 1487

Signed by Speaker, 1488

Sent to Senate, Signed by Speaker, 1495

Returned to House, Signed by President, 1503

Sent to Governor, 1504

Approved by Governor, 1573

House Bill No. 1339. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit; and to provide for an appropriation.

Introduced by Representatives Gackle and Weber

Introduction, First Reading, Referred to Committee on State and Federal Government, 258

Re-referred to Committee on Finance & Taxation, 270

Returned to House, 741

Withdrawn, 741

House Bill No. 1340. A Bill for an Act to amend and reenact sections 40-46-04, 40-46-06, 40-46-09, 40-46-13, 40-46-20, and 40-46-27 of the North Dakota Century Code, relating to employees' pension plans in cities.

Introduced by Representative Wentz

Introduction, First Reading, Referred to Committee on Political Subdivisions, 258

Reported Back:

Amended, 395

Adopted, 414

Engrossed, 433

Final Passage: Passed, 440

Sent to Senate, 497

Returned to House: Passed, 1305

Enrolled, 1672

Signed by Speaker, 1677

Sent to Senate, Signed by Speaker, 1690

Returned to House Signed by President, 1698

Sent to Governor, 1700

Approved by Governor, 1788

House Bill No. 1341. A Bill for an Act to create and enact a new subsection to section 39-10-46 of the North Dakota Century Code, relating to the authority of school bus drivers to turn on flashing lights within city limits.

Introduced by Representative Herman

Introduction, First Reading, Referred to Committee on Transportation,
258

Reported Back:

Do Pass, 480

Final Passage: Passed, 525

Sent to Senate, 586

Returned to House: Failed to Pass, 1160

House Bill No. 1342. A Bill for an Act to create and enact a new subsection to section 12.1-30-02 and a new subsection to section 12.1-30-03 of the North Dakota Century Code, relating to the sale of horses on Sunday.

Introduced by Representatives Nordby, Murphy and Langley

Introduction, First Reading, Referred to Committee on Agriculture, 258

Reported Back:

Do Not Pass, 395

Re-referred to Committee on Agriculture, 413

Reported Back:

Amended, 534

Adopted, 541

Engrossed, 555

Final Passage: Passed, 571

Sent to Senate, 615

Returned to House: Failed to Pass, 1575

House Bill No. 1343. A Bill for an Act to amend and reenact section 39-03A-09, 39-03A-12 and 39-03A-14 of the North Dakota Century Code, relating to the North Dakota highway patrolmen's retirement system.

Introduced by Representatives Scofield and Powers

Introduction, First Reading, Referred to Committee on Transportation,
258

Reported Back:

Amended, 376

Adopted, 392

Engrossed, 413

Final Passage: Passed, 421

Sent to Senate, 471

Returned to House: Passed, 1100

Enrolled, 1332

Signed by Speaker, 1332

Sent to Senate, Signed by Speaker, 1336

Returned to House, Signed by President, 1352

Sent to Governor, 1353

Approved by Governor, 1538

House Bill No. 1344. A Bill for an Act to provide a state matching program for county and city senior citizen programs and activities; and to provide an appropriation.

Introduced by Representatives McCaffrey, Lundene, C. Martin,
Swiontek and Lokken

Introduction, First Reading, Referred to Committee on Social Welfare,
258

Reported Back:

Do Pass, 512

Re-referred to Committee on Appropriations, 512

Reported Back:

Do Not Pass, 750

Final Passage: Passed, 895-896

Sent to Senate, 960

Returned to House: Amended, 1575-1576

House does not concur, 1601

Conference Committee:

House, 1602

Senate, 1673

Conference Committee Amendments: Adopted, 1811

Conference Committee Report:

House Adopts, 1816

Senate Adopts, 1876

Rules suspended, Conference Committee amendments adopted, properly engrossed, second reading and final passage, 1816

Final Passage: Passed, 1816

Returned to House: Failed to Pass, 1876

House Bill No. 1345. A Bill for an Act to amend and reenact subsection 2 of section 57-39.2-12 and subsection 4 of section 57-40.2-07 of the North Dakota Century Code, to provide a discount on the amount of sales and use taxes remitted to compensate retailers for keeping tax records, filing reports, and remitting taxes.

Introduced by Representatives Maixner and G. Martin

Introduction, First Reading, Referred to Committee on Finance and Taxation, 258

Reported Back:

Amended, 780

Adopted, 844

Engrossed, 863

Final Passage: Passed, 930

Sent to Senate, 956

Returned to House: Failed to Pass, 1335

House Bill No. 1346. A Bill for an Act to allow the construction superintendent to adopt a uniform standards code for energy conservation in new building construction.

Introduced by Representatives Metzger and Winkjer

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 258

Reported Back:

Amended, 596

Adopted, 606-607

Engrossed, 633

Re-referred to Committee on Appropriations, 672

Reported Back: Without recommendation, 780

Final Passage: Passed, 905

Sent to Senate, 940

Returned to House: Amended, 1394
 House Concurs, 1398
 Final Passage: Passed, 1452
 Engrossed and Enrolled, 1848
 Signed by Speaker, 1853
 Sent to Senate, Signed by Speaker, 1854
 Returned to House, Signed by President, 1855
 Sent to Governor, 1856
 Approved by Governor, 1923

House Bill No. 1347. A Bill for an Act to amend and reenact section 47-14-05 of the North Dakota Century Code, relating to the legal right of interest for legal indebtedness.

Introduced by Representative Kloubec
 Introduction, First Reading, Referred to Committee on Judiciary, 259
 Reported Back: Do Not Pass, 469
 Final Passage: Lost, 489-490
 Clincher, 970

House Bill No. 1348. A Bill for an Act to authorize the construction of a medical research and educational center at Fargo using federal funds, providing for use of the center by the university of North Dakota school of medicine, providing for construction on land owned by the United States of America under the jurisdiction of the United States Veterans Administration, and providing for a ninety-nine year lease to the state of North Dakota doing business as the university of North Dakota; providing an appropriation; and declaring an emergency.

Intorudced by Representatives Metzger, Kloubec, Berger and Kelly
 Introduction, First Reading, Referred to Committee on Appropriations, 259

Reported Back:
 Do Pass, 395
 Final Passage: Passed, 421-422
 Emergency Clause carried, 422
 Sent to Senate, 471
 Returned to House: Passed, 1020
 Enrolled, 1127
 Signed by Speaker, 1153
 Sent to Senate, Signed by Speaker, 1161
 Returned to House, Signed by President, 1163
 Sent to Governor, 1164
 Approved by Governor, 1276

House Bill No. 1349. A Bill for an Act to create and enact section 57-15-27.2 of the North Dakota Century Code, relating to authorizing a mill levy by counties for the maintenance of abandoned cemeteries; and to amend and reenact section 23-06-30 of the North Dakota Century Code, relating to the duty of counties to maintain abandoned cemeteries.

Introduced by Representatives Nicholas, Weber, Tinjum and Olson
 Introduction, First Reading, Referred to Committee on Political

Subdivisions, 259

Reported Back:

Do Pass, 395

Final Passage: Passed, 422

Sent to Senate, 471

Returned to House: Passed, 1160

Enrolled, 1487

Signed by Speaker, 1488

Sent to Senate, Signed by Speaker, 1495

Returned to House, Signed by President, 1503

Sent to Governor, 1504

Approved by Governor, 1573

House Bill No. 1350. A Bill for an Act to create and enact a new section to chapter 5-02 of the North Dakota Century Code, relating to the authorization of special alcoholic beverage permits; and to amend and reenact sections 53-02-05 and 53-02-09 of the North Dakota Century Code, relating to applications for permits and the refusal and revocation of permits for cause; and declaring an emergency.

Introduced by Representative Gerl

Introduction, First Reading, Referred to Committee on Political Subdivisions, 259

Reported Back:

Amended, 399-400

Committee Report Recommendation Reconsidered, 414

Re-referred to Committee on Political Subdivisions, 414

Reported Back:

Amended, 500-501

Adopted, 515

Engrossed, 539

Final Passage: Passed, 572

Emergency Clause carried, 572

Sent to Senate, 615

Returned to House: Passed, 1160

Enrolled, 1487

Signed by Speaker, 1488

Sent to Senate, Signed by Speaker, 1495

Returned to House, Signed by President, 1504

Sent to Governor, 1504

Vetoed by Governor, 1642

Reconsideration of Vetoed Measure, 1643

Placed on second reading and final passage for purpose of reconsideration as a vetoed measure, 1643

Final Passage: Passed and the Emergency Clause carried over Governor's Veto, 1644

Sent to Senate, 1718

Senate failed to pass over Governor's veto, 1749

Returned to House, 1749

Senate requests return of bill, 1760

Sent to Senate, 1761

Senate passed over Governor's Veto, 1778

Returned to House, 1778

Certificated, 1862

Speaker signs Certification by which House Bill 1350 was passed over Governor's Veto, 1862

Sent to Senate, 1862.

Returned to House, President signed certification over the Governor's Veto, 1869

House Bill 1350 delivered to Secretary of State, 1871

House Bill No 1351. A Bill for an Act to provide for the confidentiality of records maintained on individuals obtaining mental health counseling.

Introduced by Representative Rylance

Introduction, First Reading, Referred to Committee on State and Federal Government, 259

Reported Back:

Amended, 621

Adopted, 634

Engrossed, 667

Floor Amendment, 803

Rules suspended, properly re-engrossed, placed on second reading and final passage, 803

Final Passage: Passed, 803-804

Sent to Senate, 813

Returned to House: Failed to Pass, 1138

House Bill No. 1352. A Bill for an Act to amend and reenact subsection 3 of section 19-03.1-23 of the North Dakota Century Code, relating to penalties for the possession of a controlled substance.

Introduced by Representatives Conmy and Gengler

Introduction, First Reading, Referred to Committee on Judiciary, 259

Reported Back:

Amended, 655-656

Adopted, 671

Engrossed, 707

Final Passage: Lost, 804

Clincher, 970

House Bill No. 1353. 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, providing an income tax deduction for residential utility bills; and to provide an effective date.

Introduced by Representative Weber

Introduction, First Reading, Referred to Committee on Judiciary, 259

Reported Back:

Do Not Pass, 427

Final Passage: Lost, 438

Clincher, 970

House Bill No. 1354. A Bill for an Act to prohibit metered telephone usage.

Introduced by Representative Thorsgard

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 260

Reported Back:

Do Not Pass, 480

Final Passage: Lost, 510

Clincher, 970

House Bill No. 1355. A Bill for an Act to amend and reenact subsection 2 of section 52-04-07 of the North Dakota Century Code, relating to when unemployment compensation benefits paid are not chargeable to accounts of base-period employers.

Introduced by Representative Scofield

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 277

Reported Back:

Do Pass, 564

Final Passage: Passed, 647

Sent to Senate, 722

Returned to House: Amended, 1139

House Concurr, 1159

Final Passage: Passed, 1195

Engrossed and Enrolled, 1626

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1788

House Bill No. 1356. A Bill for an Act for an appropriation and transfer from the state general fund to create a special reserve fund in the state treasury.

Introduced by Representative Metz

Introduction, First Reading, Referred to Committee on Appropriations, 277

Reported Back:

Do Not Pass, 469

Final Passage: Lost, 490

Clincher, 970

House Bill No. 1357. A Bill for an Act to amend and reenact section 39-06-32 of the North Dakota Century Code, relating to the power of the highway commissioner to suspend a driver's license for failing to appear in court after signing a promise to do so and for failing to pay a fine or serve a sentence ordered by a court.

Introduced by Representative Kloubec

Introduction, First Reading, Referred to Committee on Transportation, 277

Reported Back:

Do Pass, 480

Final Passage: Passed, 526

Sent to Senate, 580

Returned to House: Amended, 1101

House Concurr, 1124
 Final Passage: Passed, 1182
 Engrossed and Enrolled, 1488
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1503
 Sent to Governor, 1504
 Approved by Governor, 1573

House Bill No. 1358. A Bill for an Act to create and enact subdivision h to subsection 1 of section 26-36-08 of the North Dakota Century Code, relating to the North Dakota insurance guaranty association.

Introduced by Representative Conmy
 Introduction, First Reading, Referred to Committee on State and Federal Government, 277
 Reported Back:
 Do Not Pass, 481
 Final Passage: Lost, 510-511
 Clincher, 970

House Bill No. 1359. A Bill for an Act to create and enact a new section to chapter 26-21 of the North Dakota Century Code and to create and enact subsection 6 to section 26-21-09 of the North Dakota Century Code, relating to the handling of claims against and the assets of insolvent insurance companies.

Introduced by Representative Conmy
 Introduction, First Reading, Referred to Committee on State and Federal Government, 277
 Reported Back:
 Amended, 481
 Adopted, 506
 Engrossed, 539
 Final Passage: Passed, 572-573
 Sent to Senate, 615
 Returned to House: Passed, 1100
 Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1561

House Bill No. 1360. A Bill for an Act to provide for a severance tax for the privilege of severing coal from the earth; to provide procedures for the imposition, collection, and administration of such tax; to provide for the deposit of the proceeds of such tax in the state treasury and for the allocation thereof to the state and its political subdivisions; to provide for a coal development impact office in the office of the governor; and to provide for a coal development impact commission to approve or disapprove impact grants.

Introduced by Representatives Backes, Maixner, Lardy, Weber and Fleming

Introduction, First Reading, Referred to Committee on Finance and Taxation, 278

Request unanimous consent to return from Committee not granted, 605
Reported Back:

Returned to House from committee by motion on House floor

Unable to be placed on 11th Order, not in possession of House, 605

Speaker requests return to House immediately, 605, 606

Motion that Sergeant-at-Arms, return bill to House, — neither prevailed nor lost, 605

Speaker ordered committee chairman to return bill to House, 606

Committee chairman returns bill to House desk, 606

Motion to place bill on 11th Order of Business, 606

Rules ruling requested regarding placing bill on calendar, 606

Speaker rules bill be placed on calendar, 606

Final Passage: Passed, 642

Sent to Senate, 722

Returned to House: Failed to Pass, 1044

House Bill No. 1361. A Bill for an Act to create and enact a new subsection to section 15-65-03 of the North Dakota Century Code, relating to the authority of the North Dakota educational broadcasting council to contract with noncommercial public television.

Introduced by Representatives Kuchera, Kelly, Mushik and Stenehjem

Introduction, First Reading, Referred to Committee on Education, 278

Reported Back:

Amended, 596

Adopted, 607

Engrossed, 633

Final Passage: Passed, 721

Sent to Senate, 813

House Concurs, 1466

Final Passage: Passed, 1517

Engrossed and Enrolled, 1920

Signed by Speaker, 1920

Sent to Senate, Signed by Speaker, 1921

Returned to House, Signed by President, 1931

Sent to Governor, 1932

House Bill No. 1362. A Bill for an Act to amend and reenact section 15-53.1-38 of the North Dakota Century Code, relating to alteration of proportionate rate.

Introduced by Representative Berger

Introduction, First Reading, Referred to Committee on Finance and Taxation, 278

Returned to House, 498

Withdrawn, 498-499

House Bill No. 1363. A Bill for an Act to amend and reenact section 54-05.1-03 of the North Dakota Century Code, relating to the registration of lobbyists.

Introduced by Representatives Maixner and Gerl
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 278
 Reported Back:
 Do Not Pass, 481
 Final Passage: Passed, 515-516
 Sent to Senate, 580
 Returned to House: Failed to Pass, 1186

House Bill No. 1364. A Bill for an Act to amend and reenact sections 12-53-11 and 12-53-15 of the North Dakota Century Code, relating to probation and costs incurred in proceedings for revocation; providing an appropriation; and declaring an emergency.

Introduced by Representative Conmy
 Introduction, First Reading, Referred to Committee on Education, 278
 Reported Back:
 Do Pass, 469
 Re-referred to Committee on Appropriations, 469
 Reported Back:
 Do Pass, 597
 Final Passage: Passed, 647-648
 Emergency Clause Carried, 648
 Sent to Senate, 722
 Returned to House: Failed to Pass, 1576

House Bill No. 1365. A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds for constructing revenue-producing buildings at the university of North Dakota; to make an appropriation; and to declare an emergency.

Introduced by Representative Stenehjem
 Introduction, First Reading, Referred to Committee on Judiciary, 278
 Reported Back:
 Do Pass, 564
 Re-referred to Committee on Appropriations, 564
 Reported Back:
 Do Pass, 750
 Final Passage: Passed, 900
 Emergency Clause carried, 900
 Sent to Senate, 940
 Returned to House: Passed, 1335
 Enrolled, 1672
 Signed by Speaker, 1677
 Sent to Senate, Signed by Speaker, 1690
 Returned to House, Signed by President, 1698
 Sent to Governor, 1700
 Approved by Governor, 1788

House Bill No. 1366. A Bill for an Act to include the state, political subdivisions, and agencies or departments thereof within the applicability of child labor laws.

Introduced by Representative Stenehjem

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 278

Reported Back:

Do Not Pass, 565

Final Passage: Lost, 611

Clincher, 970

House Bill No. 1367. A Bill for an Act to create and enact a new section to chapter 28-14 of the North Dakota Century Code, relating to the size of juries in civil cases.

Introduced by Representative Conmy

Introduction, First Reading, Referred to Committee on Judiciary, 278

Reported Back:

Do Pass, 469

Final Passage: Passed, 492

Sent to Senate, 552

Returned to House: Passed, 1044

Enrolled, 1186

Signed by Speaker, 1190

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1368. A Bill for an Act to amend and reenact sections 57-02.2-01, 57-02.2-02, and 57-02.2-03 of the North Dakota Century Code, to provide for the exemption of improvements to residential buildings.

Introduced by Representatives Kelly, Lardy and G. Martin

Introduction, First Reading, Referred to Committee on Finance and Taxation, 279

Reported Back:

Amended, 731

Adopted, 742

Engrossed, 815

Final Passage: Passed, 917

Sent to Senate, 956

Returned to House: Passed, 1272

House Concurs, 1300

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1788

House Bill No. 1369. A Bill for an Act to authorize the State Board of Higher Education to sell and convey certain land owned by the State of North Dakota.

Introduced by Representatives Peterson and L. Hausauer

Introduction, First Reading, Referred to Committee on Education, 279

Re-referred to Committee on State and Federal Government, 471

Reported Back:

Do Pass, 693

Final Passage: Passed, 804-805

Sent to Senate, 813

Returned to House: Passed, 1138

Enrolled, 1436

Signed by Speaker, 1436

Sent to Senate, Signed by Speaker, 1438

Returned to House, Signed by President, 1463

Sent to Governor, 1464

Approved by Governor, 1562

House Bill No. 1370. A Bill for an Act to amend and reenact section 29-17-12 of the North Dakota Century Code, relating to the size of juries in criminal cases.

Introduced by Representative Conmy

Introduction, First Reading, Referred to Committee on Judiciary, 279

Reported Back:

Do Pass, 469

Final Passage: Passed, 493

Sent to Senate, 552

Returned to House: Passed, 1044

Enrolled, 1186

Signed by Speaker, 1190

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1371. 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 an income tax adjustment for teacher retirement benefits.

Introduced by Representatives Lundene, Benedict and Johnson

Introduction, First Reading, Referred to Committee on Finance and Taxation, 279

Reported Back:

Do Not Pass, 731

Final Passage: Lost, 874-875

Clincher, 970

House Bill No. 1372. A Bill for an Act to amend and reenact section 6-03-05.1 of the North Dakota Century Code, relating to the authority of mortgagors to advance funds to protect liens.

Introduced by Representatives B. Larson and Herslip

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 279

Reported Back:

Do Pass, 469

Final Passage: Passed, 493-494
Sent to Senate, 552
Returned to House: Amended, 1377
House Concurs, 1398
Final Passage: Passed, 1453
Engrossed and Enrolled, 1848
Signed by Speaker, 1853
Sent to Senate, Signed by Speaker, 1854
Returned to House, Signed by President, 1854
Sent to Governor, 1856
Approved by Governor, 1923

House Bill No. 1373. A Bill for an Act to allow persons who reside on government installations to vote in school district elections.

Introduced by Representative Black
Introduction, First Reading, Referred to Committee on Political Subdivisions, 279
Returned to House, 634
Withdrawn, 634

House Bill No. 1374. A Bill for an Act to amend and reenact section 6-08-16 of the North Dakota Century Code, relating to issuing a check or draft without sufficient funds or credit, and providing that the holder of a dishonored check may recover the amount of the check and the cost of sending a notice of dishonored check to the drawer.

Introduced by Representative Marsden
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 279
Reported Back:
Do Not Pass, 565
Final Passage: Lost, 611-612
Clincher, 970

House Bill No. 1375. A Bill for an Act to create and enact the Uniform Marriage and Divorce Act, providing procedures for the solemnization and registration of marriage, promoting the amicable settlement of disputes between parties to a marriage, providing for the invalidation of certain marriages and for the dissolution of others, providing for the division of property of the parties, and making reasonable provision for the spouse and minor children during and after litigation, making irretrievable breakdown of the marriage relationship the sole basis for dissolution; to repeal sections 14-03-01, 14-03-02, 14-03-03, 14-03-06, 14-03-07, 14-03-08, 14-03-09, 14-03-17, 14-03-18, 14-03-19, 14-03-21, 14-03-22, 14-06-05, and chapters 14-04, 14-05, 14-06, and 27-05.1 of the North Dakota Century Code, relating to the marital relationship and family court; providing a penalty; and providing an effective date.

Introduced by Representative Winkjer
Introduction, First Reading, Referred to Committee on Judiciary, 279
Reported Back:

Amended, 481
 Adopted, 506
 Engrossed, 539
 Final Passage: Passed, 573
 Sent to Senate, 615
 Returned to House: Failed to Pass, 1335

House Bill No. 1376. A Bill for an Act to amend and reenact sections 49-05-05, 49-05-06, and 49-06-07 of the North Dakota Century Code, relating to notice to the public service commission of proposed rate changes, public service commission hearings on proposed public utility rates, and temporary rates prescribed by the commission.

Introduced by Representatives Kelly, Rylance, Mertens, Conmy and Wentz

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 280

Reported Back:

Do Not Pass, 432

Final Passage: Passed, 516

Sent to Senate, 580

Returned to House: Failed to Pass, 1044

House Bill No. 1377. A Bill for an Act to create and enact a new section to chapter 57-54 of the North Dakota Century Code, relating to an exemption from the motor vehicle fuel tax for motor fuel used for marine vessels.

Introduced by Representatives Unhjem, Stenehjem and Russell

Introduction, First Reading, Referred to Committee on Transportation, 280

Reported Back:

Do Pass, 512

Final Passage: Lost, 542-543

Clincher, 970

House Bill No. 1378. A Bill for an Act to create and enact subsection 18 to section 20.1-02-05 of the North Dakota Century Code, relating to issuance of archery big game license.

Introduced by Representative Conmy

Introduction, First Reading, Referred to Committee on Natural Resources, 280

Reported Back:

Do Not Pass, 656

Final Passage: Lost, 711

Clincher, 970

House Bill No. 1379. A Bill for an Act to create and enact two new sections to chapter 27-08.1 of the North Dakota Century Code, relating to the small claims court, and providing for assessment of costs for delay or for a vexatious claim or defense, and for vacation of judgment and stay of

execution; to amend and reenact sections 27-08.1-01, 27-08.1-02, 27-08.1-03, and 27-08.1-04 of the North Dakota Century Code, relating to the small claims court, and providing for denial of costs if an action is commenced in the wrong court, for the judge or clerk taking a claim affidavit and determining the sufficiency of the claim, for an order for appearance by certified mail, and for waiver of the right of appeal.

Introduced by Representative Herslip

Introduction, First Reading, Referred to Committee on Judiciary, 298
Reported Back:

Do Not Pass, 565

Final Passage: Lost, 612

Clincher, 970

House Bill No. 1380. A Bill for an Act to amend and reenact section 24-09-08.1 of the North Dakota Century Code, relating to the apportionment of grade crossing safety devices.

Introduced by Representatives Weber and Erickson

Introduction, First Reading, Referred to Committee on Transportation,
299

Reported Back:

Amended, 621

Adopted, 634

Engrossed, 667

Final Passage: Passed, 805

Sent to Senate, 873

Returned to House: Passed, 1185

Enrolled, 1487

Signed by Speaker, 1488

Sent to Senate, Signed by Speaker, 1495

Returned to House, Signed by President, 1504

Sent to Governor, 1504

Approved by Governor, 1573

House Bill No. 1381. A Bill for an Act to amend and reenact sections 54-03-20 and 54-03-20.1 of the North Dakota Century Code, relating to the allowance for living and other expenses for members of the legislative assembly, and round trips allowed during the session; and declaring an emergency.

Introduced by Representatives Strinden and Backes

Introduction, First Reading, Referred to Committee on State and
Federal Government, 299

Reported Back:

Do Pass, 436

Re-referred to Committee on Appropriations, 436, 863

Amended, 750

Adopted, 844

Adoption of amendments reconsidered, 863

Reconsidered committee recommendation, 863

Re-referred to committee on Appropriations, 863

Reported Back:

Amended, 750
 Adopted, 844
 Engrossed, 895
 Final Passage: Passed, 931
 Emergency Clause carried, 931
 Sent to Senate, 956
 Returned to House: Failed to Pass, 1576

House Bill No. 1382. A Bill for an Act to amend and reenact section 28-22-03 of the North Dakota Century Code, relating to an increase in the additional exemptions to the absolute exemptions of property from judicial process, levy, or sale.

Introduced by Representative Wentz
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 299
 Reported Back:
 Do Not Pass, 622
 Final Passage: Lost, 676
 Final Passage: Reconsidered, 709
 Final Passage: Lost, 709-710
 Clincher, 970

House Bill No. 1383. A Bill for an Act to create and enact subsection 8 to section 40-61-08 of the North Dakota Century Code, relating to the issuance of revenue bonds by municipal parking authorities for parking projects; to amend and reenact section 40-57-02, subsection 3 of section 40-57-03, and section 40-61-10 of the North Dakota Century Code, relating to the financing of health care, parking and pollution control projects used or useful in connection with revenue-producing enterprises by the issuance of municipal revenue bonds; and declaring an emergency.

Introduced by Representative Metzger
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 299
 Reported Back:
 Do Pass, 622
 Final Passage: Passed, 805-806
 Emergency Clause carried, 806
 Sent to Senate, 813
 Returned to House: Amended, 1407
 House Concurs, 1466
 Final Passage: Passed, 1517
 Emergency Clause carried, 1518
 Engrossed and Enrolled, 1920
 Signed by Speaker, 1920
 Sent to Senate, Signed by Speaker, 1921
 Returned to House, Signed by President, 1932
 Sent to Governor, 1932

House Bill No. 1384. A Bill for an Act to amend and reenact subsections 2, 4 and 5 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers.

Introduced by Representatives Laughlin and Jacobson
 Introduction, First Reading, Referred to Committee on Political
 Subdivisions, 299
 Reported Back:
 Amended, 622
 Adopted, 634
 Engrossed, 667
 Final Passage: Passed, 806-807
 Sent to Senate, 814
 Returned to House: Amended, 1423-1424
 House does not concur, 1466
 Conference Committee:
 House, 1467
 Senate, 1541
 Conference Committee Report:
 House Adopts, 1593
 Senate Does Not Adopt, 1703
 Conference Committee Amendments: Adopted, 1603
 Final Passage: Passed, 1607
 Conference Committee:
 House, 1704
 Senate, 1704
 Conference Committee Report:
 House Adopts, 1782
 Senate Adopts, 1819
 Conference Committee Amendments: Adopted, 1788
 Final Passage: Passed, 1788
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1385. A Bill for an Act to create a county coal development impact commission in each coal producing county, and to provide for the membership and duties of such commission; to amend and reenact section 57-62-02 of the North Dakota Century Code, relating to the allocation formula for moneys in the coal development fund; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Introduced by Representatives A. Hausauer and Murphy
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 299
 Returned to House, 360
 Re-referred to Committee on Finance and Taxation, 360
 Reported Back:
 Without recommendation, 780
 Final Passage: Passed, 905-906
 Final Passage: Reconsidered, 955
 Final Passage: Lost, 955
 Clincher, 970

House Bill No. 1386. A Bill for an Act to require a statement of printing costs on all public reports and documents.

Introduced by Representatives Mushik and Meiers
 Introduction, First Reading, Referred to Committee on State and
 Federal Government, 300
 Reported Back:
 Do Not Pass, 427
 Final Passage: Lost, 438-439
 Clincher, 970

House Bill No. 1387. A Bill for an Act to amend and reenact subsections 1, 2, 3, 9, and 14 of section 38-14-05, and subsection 1 of section 38-14-05.1 of the North Dakota Century Code, relating to duties of surface mine operators to reclaim surface mined land in a manner that the gentlest topography of the land consistent with other lands is obtained, save and segregate at least five feet of suitable plant growth material by layer, establish natural drainage compatible with the topography on all reclaimed land, and revegetate reclaimed land according to certain criteria, to protect the domestic or livestock water supply of the surface owner or adjoining surface owners, to provide for recovery of damages by the surface owner for contamination or interruption of the water supply, to prohibit surface mining in certain areas based on certain special, exceptional, critical, or unique characteristics such as biological productivity, ecological fragility, ecological importance, and scenic, historic, archaeological, ethnologic, cultural, or recreational significance and to require the public service commission to delete those areas from surface mining.

Introduced by Representatives Maixner, C. Martin, Herman, Knudson and Tinjum
 Introduction, First Reading, Referred to Committee on Natural Resources, 300
 Reported Back:
 Amended, 731-733
 Adopted, 742
 Engrossed, 815
 Final Passage: Passed, 886-887
 Sent to Senate, 910
 Returned to House: Failed to Pass, 1576

House Bill No. 1388. A Bill for an Act to create and enact a new section to chapter 40-31 of the North Dakota Century Code, requiring cities to provide ramped curbing at intersections for wheelchair traffic upon undertaking extensive curb and gutter repair or installation.

Introduced by Representatives Lardy and Gengler
 Introduction, First Reading, Referred to Committee on Transportation,
 300
 Reported Back:
 Do Not Pass, 656
 Final Passage: Passed, 711-712
 Sent to Senate, 813
 Returned to House: Amended, 1226
 House does not concur, 1261
 Conference Committee:

House, 1261
 Senate, 1336
 Conference Committee Report:
 House Adopts, 1397-1398
 Senate Adopts, 1587
 Conference Committee Amendments: Adopted, 1460
 Final Passage: Passed, 1492
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1389. A Bill for an Act to amend and reenact sections 40-44-01 and 40-44-07 of the North Dakota Century Code, relating to the population requirement of cities which may adopt a civil service system, and eliminating such population requirement.

Introduced by Representative Metz
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 300
 Reported Back:
 Do Pass, 482
 Final Passage: Passed, 526-527
 Sent to Senate, 580
 Returned to House: Failed to Pass, 1160

House Bill No. 1390. A Bill for an Act making an appropriation for defraying the expenses of constructing a therapeutic swimming pool at the school for the blind.

Introduced by Representatives G. Martin, Rylance and Kuchera
 Introduction, First Reading, Referred to Committee on Appropriations, 300
 Returned to House, 583
 Withdrawn, 583

House Bill No. 1391. A Bill for an Act to amend and reenact sections 53-04-03, 53-04-04, 53-04-05, and 53-04-06 of the North Dakota Century Code, relating to the licensing of amusement games.

Introduced by Representative Gengler
 Introduction, First Reading, Referred to Committee on State and Federal Government, 300
 Reported Back: Do Not Pass, 482
 Final Passage: Lost, 544-545
 Clincher, 970

House Bill No. 1392. A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 and section 57-37.1-04 of the North Dakota Century Code, relating to estate tax definitions and providing that the rate of the estate tax shall equal the maximum federal estate tax credit for state death taxes; and providing an effective date.

Introduced by Representative Tweten
Introduction, First Reading, Referred to Committee on Finance and
Taxation, 391

Reported Back:

Do Pass, 780

Final Passage: Passed, 900-901

Sent to Senate, 940

Returned to House: Failed to Pass, 1576

House Bill No. 1393. A Bill for an Act to amend and reenact section 4-22-04 of the North Dakota Century Code, relating to state soil conservation committee meetings and compensation, and providing for additional meetings as called by the chairman, for special meetings upon written request, and increasing daily compensation from twenty-five to forty-five dollars.

Introduced by Representatives Vander Vorst and Johnson

Introduction, First Reading, Referred to Committee on Agriculture, 301

Reported Back:

Do Pass, 656

Final Passage: Passed, 807

Sent to Senate, 813

Returned to House: Passed, 1472

Enrolled, 1847

Signed by Speaker, 1853

Sent to Senate, Signed by Speaker, 1854

Returned to House, Signed by President, 1854

Sent to Governor, 1856

Approved by Governor, 1923

House Bill No. 1394. A Bill for an Act to create and enact sections 16.1-11-01, 16.1-11-02, and 16.1-11-25 of the North Dakota Century Code, relating to the primary election date, notifying the county auditors of the offices to be filled at the primary, and filing of petitions to obtain a separate column on the primary ballot; and to repeal sections 16-04-01, 16-04-11, and 16-04-20 of the North Dakota Century Code, relating to the primary election date, notice to county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary election ballot.

Introduced by Committee on Judiciary

Introduction, First Reading, Referred to Committee on Judiciary, 301

Reported Back:

Amended, 781

Adopted, 844

Engrossed, 863

Final Passage: Lost, 931-932

Clincher, 970

House Bill No. 1395. A Bill for an Act to create and enact chapter 16.1-08 of the North Dakota Century Code, relating to the disclosure of campaign contributions and expenses; to repeal sections 16-20-05, 16-20-08, 16-20-09, 16-20-10, 16-20-22, and 16-20-24 of the North Dakota Century Code, relating

to requiring the actual campaign contributor's name to be disclosed, prohibiting campaign contributions from corporations, testimony at election contests, and vacating office for conviction of corrupt practice; and providing penalties.

Introduced by Committee on Judiciary

Introduction, First Reading, Referred to Committee on Judiciary, 301

Reported Back:

Amended, 656-657

Amendments Laid on Table, 671

House Bill No. 1396. A Bill for an Act to amend and reenact subsection 68 of section 39-01-01 and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to requiring a class 1 license for hauling a camping trailer with a gross weight in excess of six thousand pounds.

Introduced by Representatives Richard, Laughlin, Gackle and Metzger

Introduction, First Reading, Referred to Committee on Transportation, 301

Returned to House, 634

Withdrawn, 634

House Bill No. 1397. A Bill for an Act to repeal subsection 5 of section 38-18-06 of the North Dakota Century Code, relating to district court actions when a surface owner does not consent to strip mining by an owner of a severed mineral interest.

Introduced by Representatives Nordby, C. Martin and Rylance

Introduction, First Reading, Referred to Committee on Judiciary, 301

Reported Back:

Do Not Pass, 693

Final Passage: Lost, 799

Final Passage: Reconsidered, 826

Final Passage: Passed, 826

Clincher, 827

Returned to House: Failed to Pass, 1576

House Bill No. 1398. A Bill for an Act to distribute revenue from motor vehicle excise taxes to counties for the construction of county roads and bridges; and to amend and reenact section 57-40.3-10 of the North Dakota Century Code, to provide for the crediting of revenue from motor vehicle excise taxes to a special fund for distribution to counties.

Introduced by Representatives Tweten and Erickson

Introduction, First Reading, Referred to Committee on Transportation, 302

Reported Back:

Do Pass, 512

Re-referred to Committee on Appropriations, 512

Reported Back:

Amended, 781

Adopted, 844

Engrossed, 863

Final Passage: Lost, 918
 Motion to Reconsider Failed, 930
 Clincher, 970

House Bill No. 1399. A Bill for an Act to amend and reenact section 1-03-01 of the North Dakota Century Code, relating to holidays.

Introduced by Representative Gerl
 Introduction, First Reading, Referred to Committee on State and Federal Government, 302

Reported Back:
 Do Not Pass, 427
 Final Passage: Lost, 439
 Clincher, 970

House Bill No. 1400. 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, providing an adjustment to taxable income for capital gains on the sale of residences by senior citizens.

Introduced by Representatives Lipsiea and Swiontek
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 302

Reported Back:
 Do Not Pass, 427
 Final Passage: Lost, 439-440
 Clincher, 970

House Bill No. 1401. A Bill for an Act to amend and reenact subsection 6 of section 57-02-11 of the North Dakota Century Code, relating to the frequency of assessment of real property by cities and counties.

Introduced by Representatives Laughlin and Gackle
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 302

Reported Back:
 Do Pass, 482
 Final Passage: Passed, 527
 Sent to Senate, 580
 Returned to House: Passed, 1160
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1504
 Sent to Governor, 1504
 Approved by Governor, 1573

House Bill No. 1402. A Bill for an Act to repeal chapter 4-18.1 of the North Dakota Century Code, relating to the milk stabilization board.

Introduced by Representative Rau
 Introduction, First Reading, Referred to Committee on Agriculture, 302
 Returned to House, 338
 Withdrawn, 338

House Bill No. 1403. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, relating to the construction of bridges by the board of county commissioners pursuant to the request of township freeholders, and its effect upon the construction of culverts on township roads.

Introduced by Representative Lundene

Introduction, First Reading, Referred to Committee on Transportation, 302

Reported Back:

Amended, 622

Adopted, 635

Engrossed, 667

Final Passage: Passed, 807-808

Sent to Senate, 813

Returned to House: Passed, 1185

Enrolled, 1487

Signed by Speaker, 1488

Sent to Senate, Signed by Speaker, 1495

Returned to House, Signed by President, 1504

Sent to Governor, 1504

Approved by Governor, 1573

House Bill No. 1404. A Bill for an Act to provide state assistance for airports served by commercial air carriers and to provide procedures for the distribution of funds to such airports; and to provide an appropriation.

Introduced by Representatives Strinden and Backes

Introduction, First Reading, Referred to Committee on Transportation, 302

Reported Back:

Amended, 623

Adopted, 634

Engrossed, 667

Re-referred to Committee on Appropriations, 634

Reported Back:

Do Pass, 782

Final Passage: Passed, 901

Sent to Senate, 940

Returned to House: Failed to Pass, 1576

House Bill No. 1405. A Bill for an Act making an appropriation for the extinguishing of coal vein fires that were ignited by prairie fires in western North Dakota during the fall of 1976; and declaring an emergency.

Introduced by Representatives Maixner and Nordby

Introduction, First Reading, Referred to Committee on Natural Resources, 302

Reported Back:

Do Pass, 657

Re-referred to Committee on Appropriations, 657

Reported Back:

Do Pass, 782
 Final Passage: Passed, 902
 Emergency Clause carried, 902
 Sent to Senate, 940
 Returned to House: Passed, 1527
 Enrolled, 1919
 Signed by Speaker, 1920
 Sent to Senate, Signed by Speaker, 1921
 Returned to House, Signed by President, 1932
 Sent to Governor, 1932

House Bill No. 1406. 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 amounts received under the United States Civil Service Retirement Act and certain other pension plans.

Introduced by Representative Strinden
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 303
 Reported Back:
 Do Not Pass, 733
 Final Passage: Lost, 875
 Clincher, 970

House Bill No. 1407. A Bill for an Act to provide for a fifty percent credit against individual income taxes.

Introduced by Representatives Gerl, Vander Vorst and Horgan
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 303
 Reported Back:
 Do Not Pass, 597
 Final Passage: Lost, 637
 Clincher, 970

House Bill No. 1408. A Bill for an Act to create and enact a new section to chapter 57-01 of the North Dakota Century Code, relating to contractual agreements for collection of sales and use tax by the tax commissioner in behalf of incorporated home rule cities.

Introduced by Representative Strinden
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 303
 Reported Back:
 Do Pass, 482
 Final Passage: Passed, 527-528
 Sent to Senate, 580
 Returned to House: Amended, 1622
 House does not concur, 1662
 Conference Committee:
 House, 1663

Senate, 1690
 Conference Committee Report:
 House Adopts, 1783
 Senate Adopts, 1819
 Conference Committee Amendments: Adopted, 1788
 Final Passage: Passed, 1789
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1409. A Bill for an Act to create and enact section 6-08-16.2 of the North Dakota Century Code, relating to the issuance of checks without an account or with insufficient funds and providing a penalty.

Introduced by Representative Martinson
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 303
 Reported Back:
 Amended, 565
 Adopted, 584
 Engrossed, 605
 Final Passage: Passed, 648
 Sent to Senate, 722
 Returned to House: Passed, 1126
 Enrolled, 1436
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1410. A Bill for an Act to amend and reenact subsection 1 of section 43-05-01 of the North Dakota Century Code, relating to the definition of podiatrist.

Introduced by Representative Martinson
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 303
 Reported Back:
 Do Pass, 597
 Final Passage: Passed, 649
 Sent to Senate, 722
 Returned to House: Passed, 1223
 Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Approved by Governor, 1788

House Bill No. 1411. A Bill for an Act to create and enact a new section to chapter 54-18 of the North Dakota Century Code, exempting the North Dakota mill and elevator association from the securities act when it acts in the performance of its marketing functions.

Introduced by Representative Herslip

Introduction, First Reading, Referred to Committee on State and Federal Government, 303

Reported Back:

Do Pass, 427

Final Passage: Passed, 446-447

Sent to Senate, 497

Returned to House: Amended, 1139

House Concurs, 1184

Final Passage: Passed, 1200

Engrossed and Enrolled, 1626

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1788

House Bill No. 1412. A Bill for an Act to amend and reenact subsection 3 of section 57-40.3-04 of the North Dakota Century Code, relating to exemption from the motor vehicle excise tax.

Introduced by Representatives Timm, Gackle, Nicholas and Scofield

Introduction, First Reading, Referred to Committee on Transportation, 303

Reported Back:

Amended, 623

Adopted, 635

Engrossed, 667

Final Passage: Passed, 808

Sent to Senate, 813

Returned to House: Passed, 1527

Enrolled, 1919

Signed by Speaker, 1920

Sent to Senate, Signed by Speaker, 1921

Returned to House, Signed by President, 1932

Sent to Governor, 1932

House Bill No. 1413. A Bill for an Act to create and enact a new section to chapter 38-12 of the North Dakota Century Code, requiring a water permit and a water pollution permit prior to solution extraction mining for subsurface minerals, and providing a penalty.

Introduced by Representatives Maixner, Jacobson and Opedahl

Introduction, First Reading, Referred to Committee on Natural Resources, 303

Returned to House, 634

Withdrawn, 634

House Bill No. 1414. A Bill for an Act to create and enact a new section to the North Dakota Century Code, relating to the requirement that generic or brand names of drugs or medicines be printed on prescription labels.

Introduced by Representative Swiontek

Introduction, First Reading, Referred to Committee on Social Welfare,
304

Reported Back:

Amended, 512

Adopted, 541

Engrossed, 555

Final Passage: Passed, 574

Sent to Senate, 615

Returned to House: Passed, 1185

Enrolled, 1487

Signed by Speaker, 1488

Sent to Senate, Signed by Speaker, 1495

Returned to House, Signed by President, 1504

Sent to Governor, 1504

Approved by Governor, 1573

House Bill No. 1415. A Bill for an Act to create a county coal development impact commission in each coal-producing county, and to provide for the membership and duties of such commission; to amend and reenact sections 57-60-15 and 57-62-02 of the North Dakota Century Code relating to the distribution of moneys from the privilege tax on coal conversion facilities and the coal severance tax; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Introduced by Representatives Murphy and A. Hausauer

Introduction, First Reading, Referred to Committee on Finance and
Taxation, 304

Reported Back:

Without recommendation, 782

Final Passage: Passed, 906

Final Passage: Reconsidered, 954

Motion to amend failed, 954

Final Passage: Lost, 954

Clincher, 970

House Bill No. 1416. A Bill for an Act to create and enact a new subsection to section 58-03-07 of the North Dakota Century Code, relating to the powers of township electors, and authorizing expenditure of funds for membership in county, state, and national associations of township government.

Introduced by Representative Weber

Introduction, First Reading, Referred to Committee on Political
Subdivisions, 304

Reported Back:

Do Pass, 513

Final Passage: Passed, 574-575
 Sent to Senate, 615
 Returned to House: Passed, 1160
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1504
 Sent to Governor, 1504
 Approved by Governor, 1573

House Bill No. 1417. A Bill for an Act to create and enact a new subsection to section 39-06-17 of the North Dakota Century Code, relating to restrictions on operator's licenses.

Introduced by Representative Richard
 Introduction, First Reading, Referred to Committee on Transportation,
 304

Reported Back:
 Do Not Pass, 482
 Final Passage: Lost, 517
 Clincher, 970

House Bill No. 1418. A Bill for an Act to create and enact section 16-18-14.1 of the North Dakota Century Code, relating to special county election boards; to amend and reenact sections 16-18-02, 16-18-07, 16-18-09, and 16-18-14 of the North Dakota Century Code, relating to delivery of application blanks and absent voter's ballots, and the canvassing of absent voter's ballots; or, in the alternative, to create and enact section 16.1-07-09.1 of the North Dakota Century Code as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to special county election boards; to amend and reenact sections 16.1-07-02, 16.1-07-07, 16.1-07-08, and 16.1-07-09 of the North Dakota Century Code, as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the delivery of applications and absent voter's ballots and the canvassing of absent voter's ballots; to repeal sections 16-18-15, 16-18-16, 16-18-17, and 16-18-20 of the North Dakota Century Code, relating to the care, custody, voting, and rejecting of absent voter's ballots and registration of absent voter's ballots on voting machines; or, in the alternative, to repeal sections 16.1-07-10, 16.1-07-11, 16.1-07-12, and 16.1-07-13 of the North Dakota Century Code, as created by section 6 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the care, custody, and voting of absent voter's ballots and the registration of absent voter's ballots on voting machines.

Introduced by Representative Wentz
 Introduction, First Reading, Referred to Committee on Judiciary, 304
 Reported Back:
 Amended, 782-784
 Adopted, 844
 Engrossed, 863
 Final Passage: Passed, 932
 Sent to Senate, 956
 Returned to House: Failed to Pass, 1576

House Bill No. 1419. A Bill for an Act to authorize the legislative council, through any of its programs, projects, or committees, to oversee and monitor methanol research; and providing an appropriation.

Introduced by Representative Strinden
Introduction, First Reading, Referred to Committee on Appropriations,
305

Reported Back:

Amended, 597

Adopted, 607

Engrossed, 633

Final Passage: Passed, 809

Sent to Senate, 813

Returned to House: Amended, 1377-1378

House does not concur, 1398

Conference Committee:

House, 1399

Senate, 1483

Conference Committee Report:

House Adopts, 1564

Senate Adopts, 1703

Conference Committee Amendments adopted, 1569

Final Passage: Passed, 1586

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1420. A Bill for an Act to provide for cancellation of easements acquired by a public utility through unfair tactics; to create and enact a new subsection to section 49-22-20 of the North Dakota Century Code relating to revocation of a transmission facility route permit to provide for a penalty and to declare an emergency.

Introduced by Representatives Erickson and Dotzenrod
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 305

Reported Back:

Do Pass, 565

Final Passage: Passed, 649-650

Sent to Senate, 722

Returned to House: Amended, 1378-1379

House Concurs, 1398

Final Passage: Passed, 1453

Emergency Clause carried, 1454

Engrossed and Enrolled, 1848

Signed by Speaker, 1853

Sent to Senate, Signed by Speaker, 1854

Returned to House, Signed by President, 1855

Sent to Governor, 1856

Approved by Governor, 1923

House Bill No. 1421. A Bill for an Act to amend and reenact section 12-53-18 of the North Dakota Century Code, relating to records on discharge from probation.

Introduced by Representative Matchie
 Introduction, First Reading, Referred to Committee on Judiciary, 305
 Reported Back:
 Do Pass, 565
 Final Passage: Passed, 650
 Sent to Senate, 722
 Returned to House: Failed to Pass, 1126

House Bill No. 1422. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for cemetery memorial stones, markers, plaques, and monuments, and historical markers, monuments, plaques, and signs.

Introduced by Representative Lundene
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 305
 Reported Back:
 Do Not Pass, 623
 Final Passage: Lost, 676-677
 Clincher, 970

House Bill No. 1423. A Bill for an Act relating to the promotion, advertising, research, and development of sunflowers, creating a state sunflower council and prescribing its powers, duties, and authority, prescribing a tax on sunflower production, providing for its collection, and providing penalties for the violation of the Act; providing an appropriation; and declaring an emergency.

Introduced by Representatives Weber and Gunderson
 Introduction, First Reading, Referred to Committee on Agriculture, 305
 Reported Back:
 Amended, 693-694
 Adopted, 708
 Engrossed, 741
 Re-referred to Committee on Appropriations, 708
 Reported Back:
 Do Pass, 784
 Final Passage: Passed, 902
 Emergency Clause carried, 902
 Sent to Senate, 940
 Returned to House: Amended, 1424
 House Concurr, 1466
 Final Passage: Passed, 1518
 Engrossed and Enrolled, 1920
 Signed by Speaker, 1920
 Sent to Senate, Signed by Speaker, 1921
 Returned to House, Signed by President, 1932
 Sent to Governor, 1932

House Bill No. 1424. A Bill for an Act to amend and reenact section 60-02-09 of the North Dakota Century Code, relating to a track buyer and warehouseman's bond, and requiring annual approval to enter deferred payment contracts, a separate account for deferred payment proceeds, and necessary records available for inspection.

Introduced by Representatives Russell and Herslip
Introduction, First Reading, Referred to Committee on Agriculture, 305
Reported Back:
Amended, 784-785
Adopted, 844
Engrossed, 863
Final Passage: Passed, 933
Sent to Senate, 957
Returned to House: Failed to Pass, 1576

House Bill No. 1425. A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to the exemption of leasehold interests on land belonging to political subdivisions of this state.

Introduced by Representative Weber
Introduction, First Reading, Referred to Committee on Political Subdivisions, 305
Reported Back:
Do Not Pass, 513
Final Passage: Lost, 543
Clincher, 970

House Bill No. 1426. A Bill for an Act to amend and reenact sections 30.1-19-01, 30.1-19-02, and 30.1-19-03, and subsection 1 of section 30.1-19-07 of the North Dakota Century Code, relating to notice to creditors, statutes of limitation, limitations on presentation of claims, and payment of claims.

Introduced by Representative Weber
Introduction, First Reading, Referred to Committee on Judiciary, 305
Reported Back:
Amended, 470
Adopted, 474
Engrossed, 505
Final Passage: Passed, 528
Sent to Senate, 580
Returned to House: Amended, 1138
House Concurr, 1159
Final Passage: Passed, 1195
Engrossed and Enrolled, 1626
Signed by Speaker, 1626
Sent to Senate, Signed by Speaker, 1674
Returned to House, Signed by President, 1664
Sent to Governor, 1671
Approved by Governor, 1788

House Bill No. 1427. A Bill for an Act to amend and reenact subsection 6 of section 57-38-04 of the North Dakota Century Code, relating to the allocation of individual income between states for income tax purposes.

Introduced by Representative Nordby
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 306
 Returned to House, 474
 Withdrawn, 474

House Bill No. 1428. A Bill for an Act to amend and reenact sections 58-03-05, 58-03-10, 58-04-01, 58-04-03, 58-04-19, and 58-07-01 of the North Dakota Century Code, relating to the posting of certain meeting notices by township clerks and to provide instead for publication; and to repeal section 58-03-09 of the North Dakota Century Code, relating to township electors annually designating public places for posting notices.

Introduced by Representative Winge
 Introduction, First Reading, Referred to Committee on Judiciary, 306
 Reported Back:
 Do Pass, 550
 Final Passage: Passed, 575
 Sent to Senate, 615
 Returned to House: Passed, 1001
 Enrolled, 1189
 Signed by Speaker, 1190
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1429. A Bill for an Act to provide accountability for quality education.

Introduced by Representatives Schindler, McCaffrey, Berger, Swiontek and Knudson
 Introduction, First Reading, Referred to Committee on Education, 306
 Reported Back:
 Amended, 597
 Adopted, 607
 Engrossed, 633
 Re-referred to Committee on Appropriations, 597, 607
 Reported Back:
 Amended, 785
 Adopted, 844
 Purpose of amendment
 Re-engrossed, 863
 Final Passage: Passed, 933-934
 Sent to Senate, 957
 Returned to House: Failed to Pass, 1576

House Bill No. 1430. A Bill for an Act to require a feasibility study on

energy conservation and the use of alternative energy sources in the construction or renovation of state-owned buildings.

Introduced by Representatives Walsh and Rylance
Introduction, First Reading, Referred to Committee on State and Federal Government, 315

Reported Back:

Do Pass, 733

Final Passage: Passed, 883

Sent to Senate, 910

Returned to House: Failed to Pass, 1394

House Bill No. 1431. A Bill for an Act to establish a state housing finance agency.

Introduced by Representatives Gengler, Kelly, Kretschmar, Meyer and Wentz

Introduction, First Reading, Referred to Committee on State and Federal Government, 315

Reported Back:

Amended, 733

Adopted, 742

Engrossed, 815

Final Passage: Passed, 887-888

Sent to Senate, 940

Returned to House: Failed to Pass, 1576

House Bill No. 1432. A Bill for an Act to amend and reenact sections 15-18-01, 15-18-08, and 15-18-10 of the North Dakota Century Code, relating to authorized junior colleges; standards for state aid to junior colleges; and junior college boards of control; and excepting Indian school districts from the five thousand population requirement for establishment of a junior college; allowing reservation school districts to enter into joint exercise of governmental powers agreements for establishing junior colleges; excepting reservation school districts from junior college state aid exclusion if not established by July 1, 1969; and providing for a junior college board of control within a reservation school district.

Introduced by Representative Richard

Introduction, First Reading, Referred to Committee on Education, 315

Reported Back:

Amended, 550

Adopted, 556

Engrossed, 583

Re-referred to Committee on Appropriations, 550, 556

Reported Back:

Do Not Pass, 733

Final Passage: Lost, 876

Clincher, 970

House Bill No. 1433. A Bill for an Act to amend and reenact section 52-04-06 of the North Dakota Century Code, relating to unemployment compensation contribution rates, to provide an effective date, and to declare an emergency.

Introduced by Representative Kloubec
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 315

Reported Back:

Do Pass, 427

Final Passage: Passed, 447

Sent to Senate, 497

Returned to House: Passed, 1233

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1788

House Bill No. 1434. A Bill for an Act to permit school districts to levy a tax to cover the cost of federal unemployment compensation taxes.

Introduced by Representative Berger
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 315

Reported Back:

Do Not Pass, 482

Final Passage: Lost, 517-518

Clincher, 970

House Bill No. 1435. A Bill for an Act to amend and reenact subsection 1 of section 15-40.2-05 of the North Dakota Century Code, relating to application of parent or guardian for payment of tuition by district.

Introduced by Representatives Meyer and Riehl
Introduction, First Reading, Referred to Committee on Education, 315

Reported Back:

Do Pass, 566

Final Passage: Passed, 650

Sent to Senate, 722

Returned to House: Failed to Pass, 1100

House Bill No. 1436. A Bill for an Act to create and enact a new subsection to section 31-01-06 of the North Dakota Century Code, relating to confidential communications to psychologists.

Introduced by Representative Martinson
Introduction, First Reading, Referred to Committee on Social Welfare,
315

Reported Back:

Do Pass, 657

Final Passage: Passed, 809-810

Sent to Senate, 813

Returned to House: Failed to Pass, 1576

House Bill No. 1437. A Bill for an Act to amend and reenact sections 32-21-01 and 32-21-05 of the North Dakota Century Code, relating to when

action for death by wrongful act maintainable and action not abated by death.

Introduced by Representative Winkjer
 Introduction, First Reading, Referred to Committee on Judiciary, 316
 Reported Back:
 Do Pass, 550
 Final Passage: Passed, 575-576
 Sent to Senate, 615
 Returned to House: Passed, 1100
 Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1438. A Bill for an Act to amend and reenact subsection 24 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to boarding homes for the aged and infirm licensed by the state social service board.

Introduced by Representative Winkjer
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 316
 Reported Back:
 Do Pass, 623
 Final Passage: Passed, 810
 Sent to Senate, 813
 Returned to House: Passed, 1100
 Enrolled, 1332
 Signed by Speaker, 1332
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1439. A Bill for an Act to provide for the nomination and election of the board of directors of domestic mutual insurance companies; and to repeal sections 26-14-09 and 26-14-10 of the North Dakota Century Code, relating to voting by members of incorporated mutual insurance companies and voting by proxy.

Introduced by Representative Winkjer
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 316
 Reported Back:
 Do Not Pass, 482
 Final Passage: Lost, 518
 Clincher, 970

House Bill No. 1440. A Bill for an Act to create and enact a new section to Chapter 6-09 of the North Dakota Century Code, relating to the Bank of North Dakota making bank stock loans.

Introduced by Representatives Langley, Rau and Vander Vorst
Introduction, First Reading, Referred to Committee on State and
Federal Government, 316

Reported Back:

Do Pass, 550

Final Passage: Passed, 576

Sent to Senate, 615

Returned to House: Amended, 1069

House Concurr, 1184

Final Passage: Passed, 1200-1201

Engrossed and Enrolled, 1626

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1788

House Bill No. 1441. A Bill for an Act to create and enact a new section to chapter 61-16 of the North Dakota Century Code, relating to joint water management district boards; and to amend and reenact section 61-16-05, subsection 9 of section 61-16-11, and sections 61-16-12, 61-16-19.1, 61-16-48, and 61-16-50 of the North Dakota Century Code, relating to the powers and duties of a water management district board of commissioners, consolidation or adjustment of districts, and tax levy limitations.

Introduced by Representatives Berg, Mertens, Russell and Nicholas
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 316

Returned to House, 360

Re-referred to Committee on Agriculture, 360

Reported Back:

Amended, 657

Adopted, 671

Engrossed, 707

Final Passage: Passed, 865-866

Sent to Senate, 892

Returned to House: Amended, 1407

House Concurr, 1467

Final Passage: Passed, 1519

Engrossed and Enrolled, 1920

Signed by Speaker, 1920

Sent to Senate, Signed by Speaker, 1921

Returned to House, Signed by President, 1932

Sent to Governor, 1932

House Bill No. 1442. A Bill for an Act to create and enact five new paragraphs to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the assessment of points on driving records for various motorcycle offenses; to amend and reenact section 39-06.1-09, subsection 1 of section 39-10.2-06, and section 39-10.2-07 of the North Dakota Century Code, relating to defining motorcycle offenses as moving violations, clarifying the use of motorcycle helmets, and clarifying penalties; and providing penalties.

Introduced by Representatives Richard and Solberg
Introduction, First Reading, Referred to Committee on Transportation,
316

Reported Back:

Amended, 513

Adopted, 541

Engrossed, 555

Final Passage: Passed, 577

Sent to Senate, 615

Returned to House: Amended, 1407

House Concurr, 1467

Final Passage: Passed, 1519

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1443. A Bill for an Act to permit the state of North Dakota to accept transfer from the federal government of the Nekoma ABM site and to empower the budget section to reconvey the site to the federal government.

Introduced by Representatives McGauvran, Olson, Meyer and Nicholas

Introduction, First Reading, Referred to Committee on Appropriations,
316

Reported Back:

Amended, 623-624

Adopted, 635

Engrossed, 667

Re-referred to Committee on Appropriations, 839

Reported Back:

Amended, 861

Adopted, 863

Re-engrossed, 895

Final Passage: Passed, 934

Sent to Senate, 957

Returned to House: Amended, 1834

House Concurr, 1834

Rules suspended, Conference Committee amendments adopted, properly re-engrossed, second reading and final passage, 1834

Final Passage: Passed, 1834

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1444. A Bill for an Act to amend and reenact sections 44-08-04 and 54-06-09 of the North Dakota Century Code, relating to expense accounts and mileage and travel expenses of state officers and employees.

Introduced by Representative Martinson
Introduction, First Reading, Referred to Committee on State and Federal Government, 317

Reported Back:

Do Pass, 483

Re-referred to Committee on Appropriations, 483

Reported Back:

Do Not Pass, 658

Final Passage: Lost, 712-713

Clincher, 970

House Bill No. 1445. A Bill for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, to allow licensed retail establishments to sell alcoholic beverages to remain open as otherwise prescribed by law.

Introduced by Representative Martinson
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 317

Reported Back:

Do Not Pass, 428

Final Passage: Lost, 441

Clincher, 970

House Bill No. 1446. A Bill for an Act to amend and reenact sections 57-23-05 and 57-23-06 of the North Dakota Century Code, relating to applications for abatement or refund and to hearings on abatement proceedings.

Introduced by Representative Fleming
Introduction, First Reading, Referred to Committee on Political Subdivisions, 317

Reported Back:

Amended, 658-659

Adopted, 671

Engrossed, 707

Final Passage: Passed, 810-811

Sent to Senate, 813

Returned to House: Passed, 1527

Enrolled, 1919

Signed by Speaker, 1920

Sent to Senate, Signed by Speaker, 1921

Returned to House, Signed by President, 1932

Sent to Governor, 1932

House Bill No. 1447. A Bill for an Act to repeal chapter 65-13 of the North Dakota Century Code, the Uniform Crime Victims Reparations Act.

Introduced by Representatives Wagner and Marsden
Introduction, First Reading, Referred to Committee on Judiciary, 317
Reported Back:

Do Not Pass, 566

Final Passage: Lost, 613
Clincher, 970

House Bill No. 1448. A Bill for an Act to create and enact chapter 16.1-03, and sections 16.1-11-18, 16.1-14-18, 16.1-14-19, 16.1-14-20, 16.1-14-21, 16.1-14-22, 16.1-14-23, 16.1-14-24, 16.1-14-25, 16.1-14-26, 16.1-14-27, and 16.1-14-28 of the North Dakota Century Code, relating to political party organization from precinct caucuses through district and state committees, to the form of the consolidated primary election ballot, and to voting for presidential electors by persons not meeting the residency requirements for voting in the state; and to repeal sections 16-04-15.1, 16-16-17, 16-16-17.1, 16-16-18, 16-16-19, 16-16-20, 16-16-21, 16-16-22, 16-16-23, 16-16-24, 16-16-26, 16-16-27, and 16-16-28, and chapter 16-17 of the North Dakota Century Code, relating to the primary election ballot, political party organization, and voting for presidential electors by persons unqualified to vote at state elections.

Introduced by Representatives Conmy and Winkjer
Introduction, First Reading, Referred to Committee on Judiciary, 317
Reported Back:
 Amended, 694-695
 Adopted, 708
Final Passage: Passed, 857
Sent to Senate, 893
Returned to House: Failed to Pass, 1576

House Bill No. 1449. A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to exemptions from the motor vehicle excise tax.

Introduced by Representative Richard
Introduction, First Reading, Referred to Committee on Transportation, 317
Reported Back:
 Do Not Pass, 513
Final Passage: Lost, 543-544
Clincher, 970

House Bill No. 1450. A Bill for an Act to create and enact a new subsection to section 4-28-06 of the North Dakota Century Code, relating to the duties and powers of the wheat commission.

Introduced by Representative Herslip
Introduction, First Reading, Referred to Committee on Agriculture, 317
Reported Back:
 Amended, 483
 Adopted, 506
Engrossed, 539
Final Passage: Lost, 577-578
Clincher, 970

House Bill No. 1451. A Bill for an Act to create and enact a new section to chapter 23-25 of the North Dakota Century Code, relating to the

provision of environmental impact assessments by the state department of health for air quality variance hearings.

Introduced by Representatives Maixner, Knudson and C. Martin
Introduction, First Reading, Referred to Committee on Social Welfare,
318

Reported Back:
Do Not Pass, 659
Final Passage: Lost, 713
Clincher, 970

House Bill No. 1452. A Bill for an Act to create and enact a new section to chapter 39-13 of the North Dakota Century Code, relating to the painting of edge lines on all highways in the state; and to provide an appropriation.

Introduced by Representative Reed
Introduction, First Reading, Referred to Committee on Transportation,
318

Reported Back:
Do Not Pass, 624
Final Passage: Lost, 677
Clincher, 970

House Bill No. 1453. A Bill for an Act to repeal section 24-08-08 of the North Dakota Century Code, relating to when the county shall transfer bridge funds to the city.

Introduced by Representative Weber
Introduction, First Reading, Referred to Committee on Political
Subdivisions, 318

Reported Back:
Amended, 483
Adopted, 506
Engrossed, 539
Re-referred to Committee on Political Subdivisions, 556
Reported Back:
Amended, 659
Adopted, 671
Re-engrossed, 707
Final Passage: Lost, 811
Final Passage: Reconsidered, 841
Final Passage: Lost, 841
Clincher, 970

House Bill No. 1454. A Bill for an Act to create and enact a new section to chapter 12.1-21 of the North Dakota Century Code, relating to criminal trespassing, and to create and enact a new section to chapter 12.1-23 of the North Dakota Century Code, relating to theft of minerals; and to repeal section 15-05-08 of the North Dakota Century Code, relating to theft of minerals on state school lands.

Introduced by Representatives Murphy and Langley

Introduction, First Reading, Referred to Committee on State and Federal Government, 318
Returned to House, 474
Withdrawn, 474

House Bill No. 1455. 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 Representatives Richie, Gronneberg, Conmy, and Dotzenrod

Introduction, First Reading, Referred to Committee on Judiciary, 318

Reported Back:

Amended, 625

Adopted, 635

Engrossed, 667

Final Passage: Passed, 812

Sent to Senate, 813

Returned to House: Passed, 1528

Enrolled, 1919

Signed by Speaker, 1920

Sent to Senate, Signed by Speaker, 1921

Returned to House, Signed by President, 1932

Sent to Governor, 1932

House Bill No. 1456. A Bill for an Act to create and enact a new section to chapter 57-62 of the North Dakota Century Code, relating to the coal development fund allocation formula; to amend and reenact section 57-62-02 of the North Dakota Century Code, relating to the coal development fund allocation formula; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Introduced by Representatives Hickle, Gunsch and Christensen

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 318

Returned to House, 471

Re-referred to Committee on Finance and Taxation, 471

Reported Back:

Amended, 785-788

Adopted, 844

Motion to re-refer to Committee on Finance and Taxation Failed, 962

Engrossed, 863

Final Passage: Lost, 963

Clincher, 970

House Bill No. 1457. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 and subsection 1 of section 39-06-14 of the North Dakota Century Code, relating to identification as a donor pursuant to the Uniform Anatomical Gift Act on motor vehicle operator's applications and licenses.

Introduced by Representatives Olson, Lee, Swiontek, Walsh and Reed
Introduction, First Reading, Referred to Committee on Transportation,

318

Reported Back:

Do Pass, 483
 Final Passage: Passed, 528-529
 Sent to Senate, 580
 Returned to House: Passed, 1185
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1504
 Sent to Governor, 1504
 Approved by Governor, 1574

House Bill No. 1458. A Bill for an Act to provide for instruction by the state game and fish commissioner on the safe use of firearms and hunter responsibilities; and to provide an effective date.

Introduced by Representative Weber

Introduction, First Reading, Referred to Committee on Natural Resources, 318

Reported Back:

Amended, 695-696
 Adopted, 708
 Engrossed, 741
 Final Passage: Passed, 857-858
 Sent to Senate, 893
 Returned to House: Passed, 1185
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1504
 Sent to Governor, 1504
 Approved by Governor, 1574

House Bill No. 1459. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01 of the North Dakota Century Code, relating to sales taxes on items sold at auction.

Introduced by Representatives Rochleau, Anderson, Vander Vorst and Schindler

Introduction, First Reading, Referred to Committee on Finance and Taxation, 319

Reported Back:

Do Pass, 734
 Final Passage: Passed, 884
 Sent to Senate, 910
 Returned to House: Passed, 1100
 Enrolled, 1332
 Signed by Speaker, 1333
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1460. A Bill for an Act to prescribe high school diplomas and to allow a diploma to indicate completion of an optional proficiency test.

Introduced by Representatives McCaffrey, Berger, Schindler and Swiontek

Introduction, First Reading, Referred to Committee on Education, 319

Reported Back:

Do Pass, 625

Final Passage: Lost, 812-813

Clincher, 970

House Bill No. 1461. A Bill for an Act to provide for continuous insurance coverage of an insured juvenile whose legal custody has been given by the court to any state institution or agency.

Introduced by Representatives McCaffrey, Black and Fleming

Introduction, First Reading, Referred to Committee on Social Welfare, 319

Returned to House, 368

Re-referred to Committee on Judiciary, 368

Reported Back:

Amended, 696-697

Adopted, 708

Engrossed, 741

Final Passage: Passed, 858

Sent to Senate, 893

Returned to House: Passed, 1272

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647

Returned to House, Signed by President, 1664

Sent to Governor, 1671

Approved by Governor, 1788

House Bill No. 1462. A Bill for an Act to amend and reenact section 54-05.1-02 of the North Dakota Century Code, relating to persons subject to legislative lobbyist regulation.

Introduced by Representative Strinden

Introduction, First Reading, Referred to Committee on State and Federal Government, 319

Reported Back:

Amended, 625-626

Adopted, 635

Engrossed, 667

Final Passage: Lost, 829-830

Final Passage: Reconsidered, 830

Sent to Senate, 940

Adoption of Amendments reconsidered, 830

Amendments Not Adopted, 830

Rules suspended, properly Re-engrossed, placed on second reading and final passage, 830

Final Passage: Passed, 830-831
 Returned to House: Passed, 1272
 Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Approved by Governor, 1788

House Bill No. 1463. A Bill for an Act to amend and reenact subsection 2 of section 10-15-25 of the North Dakota Century Code, relating to the number of directors of cooperative associations.

Introduced by Representative Strinden
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 319
 Reported Back:
 Do Pass, 483
 Final Passage: Passed, 529
 Sent to Senate, 580
 Returned to House: Passed, 1126
 Enrolled, 1436
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1464. A Bill for an Act to amend and reenact sections 28-01-16 and 28-01-17 of the North Dakota Century Code, relating to the time for commencing a cause of action for a mechanic's lien.

Introduced by Representative Richie
 Introduction, First Reading, Referred to Committee on Judiciary, 319
 Reported Back:
 Do Pass, 566
 Final Passage: Passed, 815-816
 Sent to Senate, 839
 Returned to House: Passed, 1126
 Enrolled, 1436
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1465. A Bill for an Act to provide for the automatic termination, review, continuation, or reestablishment of certain regulatory agencies and boards and the regulatory activities of all state boards, agencies, departments, divisions, councils, committees, subcommittees, stations, commissions, officers, officials, offices, panels, task forces, directorates, and similar state governmental entities or functional

groups; providing a schedule for the termination and review process; providing for performance reviews of these regulatory agencies and activities by the legislative budget analyst and auditor; providing for consideration of these performance reviews and the holding of hearings and the preparing of reports and recommendations on these reviews by the legislative audit and fiscal review committee; providing for legislative review of all agencies and activities scheduled for termination; providing for the mechanics of termination under this Act, including a year's phaseout period; and to amend section 54-35-02.2, relating to the powers and duties of the legislative audit and fiscal review committee, and to amend section 54-35-14 of the North Dakota Century Code, relating to the powers and duties of the legislative budget analyst and auditor; and providing an appropriation.

Introduced by Representatives Swiontek, Wagner and Walsh
Introduction, First Reading, Referred to Committee on State and Federal Government, 320

Reported Back:

Do Pass, 734

Re-referred to Committee on Appropriations, 734

Reported Back:

Do Not Pass, 788

Final Passage: Lost, 896-897

Clincher, 970

House Bill No. 1466. A Bill for an Act to amend and reenact section 39-04-43 of the North Dakota Century Code, relating to insurance requirements for antique automobiles.

Introduced by Representative Kretschmar
Introduction, First Reading, Referred to Committee on Transportation, 320

Reported Back:

Do Not Pass, 626

Final Passage: Lost, 678

Clincher, 970

House Bill No. 1467. A Bill for an Act to amend and reenact subsection 2 of section 15-38.1-13 of the North Dakota Century Code, providing for machinery for the resolution of impasses in professional negotiations in the public schools.

Introduced by Representatives Jacobson, Wentz, Winge and L. Hausauer

Introduction, First Reading, Referred to Committee on Education, 320

Reported Back:

Amended, 753

Adopted, 844

Engrossed, 863

Floor Amendment, 935

Rules suspended, properly Re-engrossed, placed on second reading and final passage, 935

Final Passage: Lost, 935
Clincher, 970

House Bill No. 1468. A Bill for an Act to create and enact section 5-02-05.1 of the North Dakota Century Code, providing for a special Sunday convention alcoholic beverage permit which may be issued by the governing body of a city to a private club, lodge, motel, or hotel serving as a state convention headquarters; and to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to prohibited liquor disposal on certain days, to personal property sales allowable on Sunday, and to businesses allowed to operate on Sunday.

Introduced by Representative Kloubec
Introduction, First Reading, Referred to Committee on Social Welfare,
320

Reported Back:

Amended, 659-660

Adopted, 671

Engrossed, 707

Final Passage: Passed, 848-849

Lost, 816, Reconsidered, 848

Sent to Senate, 910

Final Passage: Reconsidered, 848

Final Passage: Passed, 848-849

Returned to House: Amended, 1273

House Concurs, 1300

Final Passage: Passed, 1342

Engrossed and Enrolled, 1848

Signed by Speaker, 1853

Sent to Senate, Signed by Speaker, 1854

Returned to House, Signed by President, 1855

Sent to Governor, 1856

Vetoed by Governor, 1924

Reconsideration of Vetoed measure, 1924

Placed on second reading and final passage for purpose of reconsideration as a vetoed measure, 1924

Final Passage: Failed to pass over Governor's veto, 1924-1925

House Bill 1468 delivered to Secretary of State, 1975

House Bill No. 1469. A Bill for an Act to amend and reenact sections 12.1-20-02, 12.1-20-03, 12.1-20-04, 12.1-20-05, and 12.1-20-07 of the North Dakota Century Code, relating to the definition of sexual act, and the offenses of gross sexual imposition, sexual imposition, corruption of minors, and sexual assault.

Introduced by Representative Eagles

Introduction, First Reading, Referred to Committee on Judiciary, 320

Reported Back:

Do Pass, 566

Final Passage: Passed, 816-817

Sent to Senate, 839

Returned to House: Passed, 1138

Enrolled, 1436

Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1470. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to the furnishing of abstracts of driving records and the contents of such records.

Introduced by Representatives Gunderson and Jacobson
 Introduction, First Reading, Referred to Committee on Transportation,
 320

Returned to House, 391
 Re-referred to Committee on Industry, Business and Labor, 391
 Reported Back:

Do Not Pass, 626

Final Passage: Lost, 678

Final Passage: Reconsidered, 709

Re-referred to Committee on Industry, Business and Labor, 709

Reported Back:

Amended, 751, Adopted, 844

Engrossed, 863

Final Passage: Passed, 936

Sent to Senate, 957

Returned to House: Passed, 1528

Enrolled, 1919

Signed by Speaker, 1920

Sent to Senate, Signed by Speaker, 1921

Returned to House, Signed by President, 1932

Sent to Governor, 1932

House Bill No. 1471. A Bill for an Act to provide for collective bargaining procedures for public employees; and to repeal chapters 15-38.1 and 34-11 of the North Dakota Century Code, relating to teacher negotiations and to mediation of disputes between public employers and employees.

Introduced by Representatives Gengler and Gerl

Introduction, First Reading, Referred to Committee on Education, 320

Returned to House, 360

Re-referred to Committee on State and Federal Government, 360

Reported Back:

Amended, 697-699

Adopted, 708

Engrossed, 741

Final Passage: Lost, 858-859

Clincher, 859

House Bill No. 1472. A Bill for an Act to amend and reenact section 43-09-04 of the North Dakota Century Code, relating to the compensation of members of the state electrical board.

Introduced by Representative Lckken

Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 320

Reported Back:

Do Pass, 436
 Final Passage: Passed, 461
 Sent to Senate, 535
 Returned to House: Passed, 1044
 Enrolled, 1186
 Signed by Speaker, 1190
 Sent to Senate, Signed by Speaker, 1191
 Returned to House, Signed by President, 1224
 Sent to Governor, 1228
 Approved by Governor, 1317

House Bill No. 1473. A Bill for an Act to create and enact a new section to chapter 40-05 of the North Dakota Century Code, relating to the application of city traffic ordinances to streets located within certain mobile home parks; and to amend and reenact subsection 21 of section 39-01-01 of the North Dakota Century Code, relating to the definition of highway as applicable to motor vehicle operation and regulation.

Introduced by Representatives Metzger, McCaffrey and Conmy
 Introduction, First Reading, Referred to Committee on Transportation,
 321

Reported Back:

Do Pass, 627
 Final Passage: Passed, 817-818
 Sent to Senate, 839
 Returned to House: Passed, 1160
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1504
 Sent to Governor, 1504
 Approved by Governor, 1574

House Bill No. 1474. A Bill for an Act to provide for the deferral of certain payments received for crop disasters and proceeds from livestock sold because of drought and to provide for the reporting of net operating losses for income tax purposes; to provide an effective date; and declaring an emergency.

Introduced by Representative Crabtree

Introduction, First Reading, Referred to Committee on Agriculture, 321

Reported Back:

Amended, 483-484
 Adopted, 506
 Engrossed, 539
 Final Passage: Passed, 578
 Emergency Clause carried, 578
 Sent to Senate, 615
 Returned to House: Amended, 1101
 House Concurr, 1125
 Final Passage: Passed, 1182
 Emergency Clause carried, 1183

Engrossed and Enrolled, 1436
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1475. A Bill for an Act to create and enact a new section to chapter 15-53.1 of the North Dakota Century Code, relating to teacher negotiations in recently reorganized districts and termination of teachers in such districts; and to amend and reenact sections 15-53.1-22, 15-53.1-26, and 15-53.1-28 of the North Dakota Century Code, relating to dates for voting on reorganization plans and to the effective date of reorganization plans.

Introduced by Representative G. Martin
 Introduction, First Reading, Referred to Committee on Education, 321
 Reported Back:
 Amended, 753-754
 Adopted, 844
 Engrossed, 864
 Final Passage: Passed, 936
 Sent to Senate, 957
 Returned to House: Passed, 1528
 Enrolled, 1919
 Signed by Speaker, 1920
 Sent to Senate, Signed by Speaker, 1921
 Returned to House, Signed by President, 1932
 Sent to Governor, 1932

House Bill No. 1476. A Bill for an Act to amend and reenact section 11-28.2-01 of the North Dakota Century Code, relating to establishment of recreation service districts.

Introduced by Representatives Hill and O'Shea
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 321
 Reported Back:
 Do Pass, 484
 Final Passage: Passed, 530
 Sent to Senate, 580
 Returned to House: Amended, 1185
 House does not concur, 1212
 Conference Committee:
 House, 1212
 Senate, 1336
 Conference Committee Report:
 House Adopts, 1398
 Senate Adopts, 1625
 Conference Committee Amendments: Adopted, 1460
 Final Passage: Passed, 1493
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1477. A Bill for an Act to provide a county mill levy for planning purposes.

Introduced by Representative Berger
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 321

Reported Back:

Amended, 788

Adopted, 845

Engrossed, 864

Final Passage: Passed, 937

Sent to Senate, 957

Returned to House: Amended, 1748

House Concurs, 1777

Final Passage: Passed, 1790

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1478. Bill for an Act to create and enact section 19-20.1-03.1 and 19-20.1-03.2 of the North Dakota Century Code, relating to the licensing of fertilizer dealers and proof of product effectiveness; to amend and reenact section 19-20.1-02, 19-20.1-03, 19-20.1-04, 19-20.1-06, 19-20.1-07, 19-20.1-08, 19-20.1-10, 19-20.1-11, 19-20.1-12, 19-20.1-13, 19-20.1-14, 19-20.1-15, 19-20.1-16, 19-20.1-17, and 19-20.1-18 of the North Dakota Century Code relating to definitions, registration, labeling of fertilizer and soil amendments, inspection fees, tonnage reports, sampling and analysis, false statements, publications, short weight, cancellation of licenses and registration, "stop sale" orders, seizure, and providing a penalty; and to repeal sections 19-20.1-05 and 19-20.1-09 of the North Dakota Century Code relating to labeling soil conditioners and minimum plant food content.

Introduced by Representatives Olson, Dotzenrod, Russell and Berg
 Introduction, First Reading, Referred to Committee on Agriculture, 321

Reported Back:

Amended, 734-735

Adopted, 742

Engrossed, 815

Final Passage: Passed, 888

Sent to Senate, 910

Returned to House: Amended, 1407

House does not concur, 1467

Conference Committee:

House, 1471

Senate, 1541

Conference Committee Report:

House Adopts, 1584

Senate Adopts, 1703
 Conference Committee Amendments: Adopted, 1603
 Final Passage: Passed, 1607
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1479. A Bill for an Act to provide an income tax credit for the installation of solar or wind energy devices.

Introduced by Representative Metzger
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 322
 Reported Back:
 Do Not Pass, 484
 Final Passage: Passed, 519
 Sent to Senate, 580
 Returned to House: Amended, 1125
 House Concurs, 1184
 Final Passage: Passed, 1201
 Engrossed and Enrolled, 1626
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1671
 Approved by Governor, 1788

House Bill No. 1480. A Bill for an Act to amend and reenact section 57-15-50 of the North Dakota Century Code, relating to the county levy for ambulance service; and declaring an emergency.

Introduced by Representative Reed
 Introduction, First Reading, Referred to Committee on Social Welfare, 322
 Returned to House, 368
 Re-referred to Committee on Political Subdivisions, 368
 Reported Back:
 Do Pass, 627
 Final Passage: Passed, 818
 Emergency Clause carried, 818
 Sent to Senate, 839
 Returned to House: Passed, 1272
 Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1672
 Approved by Governor, 1788

House Bill No. 1481. A Bill for an Act to amend and reenact sections 15-53.1-06 and 15-53.1-18 of the North Dakota Century Code, relating to county

committees for annexation and plans of reorganization of school districts in more than one county.

Introduced by Representatives Jacobson and Erickson
 Introduction, First Reading, Referred to Committee on Education, 322
 Reported Back:
 Amended, 699
 Adopted, 708
 Engrossed, 741
 Final Passage: Passed, 866
 Sent to Senate, 892
 Returned to House: Passed, 1126
 Enrolled, 1436
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1482. A Bill for an Act to create and enact a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 and a new subsection to section 39-06.1-10 of the North Dakota Century Code, relating to the assignment of points against the driving record of unlicensed operators; to amend and reenact subsection 1 of section 39-06-01 of the North Dakota Century Code, relating to decriminalizing the offense of driving without a license; to repeal subsection 9 of section 39-06.1-05 of the North Dakota Century Code, relating to excepting the offense of driving without a license from the noncriminal disposition of traffic offenses; and to provide a penalty.

Introduced by Representatives Kretschmar and Vander Vorst
 Introduction, First Reading, Referred to Committee on Transportation, 322
 Reported Back:
 Do Pass, 484
 Final Passage: Passed, 530-531
 Sent to Senate, 580
 Returned to House: Passed, 1100
 Enrolled, 1332
 Signed by Speaker, 1333
 Sent to Senate, Signed by Speaker, 1336
 Returned to House, Signed by President, 1352
 Sent to Governor, 1353
 Approved by Governor, 1538

House Bill No. 1483. A Bill for an Act to create and enact a new section to chapter 59-02 of the North Dakota Century Code, relating to who may prepare trust documents; and to amend and reenact subsection 3 of section 30.1-34-03 of the North Dakota Century Code, relating to providing a financial statement to the beneficiaries of a trust.

Introduced by Representatives Meiers, Horgan and C. Martin
 Introduction, First Reading, Referred to Committee on Judiciary, 322

Reported Back:

Do Not Pass, 566

Final Passage: Lost, 613-614

Clincher, 970

House Bill No. 1484. A Bill for an Act to create and enact a new section to chapter 39-06.1 and two new sections to chapter 39-07 of the North Dakota Century Code, relating to the notification of parents or guardians of juvenile traffic offenders and of the necessity of their notification prior to any fines being paid by the juveniles, and restrictions on the interrogating of juveniles by law enforcement officers.

Introduced by Representatives Meiers and Eagles

Introduction, First Reading, Referred to Committee on Judiciary, 322

Reported Back:

Amended, 597-598

Adopted, 607

Engrossed, 633

Final Passage: Passed, 818

Sent to Senate, 910

Returned to House: Amended, 1394-1395

House Concurs, 1398

Final Passage: Passed, 1454

Engrossed and Enrolled, 1848

Signed by Speaker, 1853

Sent to Senate, Signed by Speaker, 1854

Returned to House, Signed by President, 1855

Sent to Governor, 1856

Approved by Governor, 1923

House Bill No. 1485. A Bill for an Act to establish a state employee suggestion award program, and to provide an appropriation.

Introduced by Representatives Horgan and Gerl

Introduction, First Reading, Referred to Committee on Appropriations, 322

Reported Back:

Do Pass, 470

Final Passage: Lost, 494

Clincher, 970

House Bill No. 1486. A Bill for an Act to amend and reenact section 18-10-09 of the North Dakota Century Code, relating to audits of rural fire protection districts.

Introduced by Representatives Anderson and Dotzenrod

Introduction, First Reading, Referred to Committee on Political Subdivisions, 322

Returned to House, 505

Withdrawn, 505

House Bill No. 1487. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for relief agencies.

Introduced by Representatives Berg and Mertens
Introduction, First Reading, Referred to Committee on Finance and Taxation, 323

Reported Back:

Do Not Pass, 660

Final Passage: Lost, 714

Clincher, 970

House Bill No. 1488. A Bill for an Act to require driver education programs in school districts; providing an appropriation; and providing effective dates.

Introduced by Representatives Gengler, Lardy, Richard, Nicholas and L. Hausauer

Introduction, First Reading, Referred to Committee on Education, 323

Reported Back:

Amended, 598

Re-referred to Committee on Appropriations, 598

Reported Back:

Do Not Pass, 788

Engrossed, 633

Final Passage: Lost, 890

Clincher, 970

House Bill No. 1489. A Bill for an Act to provide for a system of inspection of used motor vehicles to be administered by the department of motor vehicles.

Introduced by Representatives McCaffrey and Matchie

Introduction, First Reading, Referred to Committee on Transportation, 323

Returned to House, 516

Re-referred to Committee on Industry, Business and Labor, 516

Returned to House, 672

Withdrawn, 672

House Bill No. 1490. A Bill for an Act to amend and reenact section 23-25-10 of the North Dakota Century Code, relating to abating air pollution violations as public nuisances.

Introduced by Representative Maixner

Introduction, First Reading, Referred to Committee on Judiciary, 323

Reported Back:

Amended, 789

Adopted, 845

Engrossed, 864

Final Passage: Passed, 937-938

Sent to Senate, 957

Returned to House: Failed to Pass, 1273

House Bill No. 1491. A Bill for an Act to amend and reenact sections 49-05-05 and 49-05-06 of the North Dakota Century Code, relating to notice to

the public service commission of proposed rate changes with respect to cost of fuel adjustment clauses and public service commission hearings on proposed public utility rates with respect to cost of fuel adjustment clauses.

Introduced by Representative Maixner

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 323

Reported Back:

Do Not Pass, 484

Final Passage: Lost, 519-520

Clincher, 970

House Bill No. 1492. A Bill for an Act create and enact a new section to chapter 50-11.1 of the North Dakota Century Code, restricting use of the word "kindergarten" to describe or name a child day care center.

Introduced by Representatives Lardy and Gengler

Introduction, First Reading, Referred to Committee on Social Welfare, 323

Returned to House, 505

Withdrawn, 505

House Bill No. 1493. A Bill for an Act to amend and reenact sections 44-08-04 and 54-06-10 of the North Dakota Century Code, relating to persons exempt from in-state travel limitations and the necessity of authorization of out-of-state travel.

Introduced by Representative Powers

Introduction, First Reading, Referred to Committee on State and Federal Government, 323

Reported Back:

Do Pass, 436

Final Passage: Passed, 463-464

Sent to Senate, 535

Returned to House: Passed, 1044

Enrolled, 1186

Signed by Speaker, 1190

Sent to Senate, Signed by Speaker, 1191

Returned to House, Signed by President, 1224

Sent to Governor, 1228

Approved by Governor, 1317

House Bill No. 1494. A Bill for an Act to create and enact a new section to chapter 16-13 of the North Dakota Century Code, relating to the counting of ballots of challenged voters; and to amend and reenact sections 16-10-15, 16-12-05, and 16-12-14 of the North Dakota Century Code, relating to challenges to voters, the execution of an affidavit, and voting by separate paper ballot; or, in the alternative, to create and enact a new section to chapter 16.1-15 of the North Dakota Century Code as created by section 14 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the counting of ballots of challenged voters; and to amend and reenact subsection 3 of section 16.1-05-04, sections 16.1-05-06

and 16.1-13-23 of the North Dakota Century Code, as created by sections 4 and 12 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to challenges to voters, the execution of an affidavit, and voting by a separate paper ballot.

Introduced by Representative Gackle

Introduction, First Reading, Referred to Committee on Judiciary, 323

Reported Back:

Do Not Pass, 566

Final Passage: Lost, 614

Clincher, 970

House Bill No. 1495. A Bill for an Act to dedicate five percent of the alcoholic beverage wholesalers privilege tax to the state division of alcoholism and drug abuse for rehabilitation of abusers of alcoholic beverages and drugs; and providing an appropriation.

Introduced by Representative Gackle

Introduction, First Reading, Referred to Committee on Finance and Taxation, 324

Reported Back:

Do Pass, 627

Re-referred to Committee on Appropriations, 627

Reported Back:

Do Not Pass, 751

Final Passage: Lost, 891

Clincher, 970

House Bill No. 1496. A Bill for an Act to establish the North Dakota cultural endowment fund, and to provide an appropriation.

Introduced by Representatives Powers, Wentz, Rylance and Lardy

Introduction, First Reading, Referred to Committee on Appropriations, 324

Reported Back:

Do Pass, 470

Final Passage: Lost, 494-495

Motion to Reconsider: Lost, 507

Clincher, 507

House Bill No. 1497. A Bill for an Act to reduce the danger of rangeland and cropland fire during dry conditions by regulating, restricting, and prohibiting certain activities in certain areas by proclamation; and providing penalties.

Introduced by Representative Conmy

Introduction, First Reading, Referred to Committee on Agriculture, 324

Reported Back:

Amended, 534

Adopted, 541

Engrossed, 555

Final Passage: Passed, 588

Sent to Senate, 651

Returned to House: Failed to Pass, 1576

House Bill No. 1498. A Bill for an Act to create and enact a new section to chapter 54-06 of the North Dakota Century Code, relating to compensation for accumulated sick leave.

Introduced by Representative Conmy

Introduction, First Reading, Referred to Committee on State and Federal Government, 324

Reported Back:

Do Not Pass, 436

Final Passage: Lost, 454-455

Clincher, 970

House Bill No. 1499. A Bill for an Act to create and enact a new section to chapter 46-05 of the North Dakota Century Code, providing for supplemental publication of legal notices on radio or television.

Introduced by Representative Conmy

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 324

Reported Back:

Do Not Pass, 484

Final Passage: Lost, 520

Clincher, 970

House Bill No. 1500. A Bill for an Act to provide for the automatic termination, review, continuation, or reestablishment of all state boards, agencies, departments, divisions, councils, committees, subcommittees, stations, commissions, offices, panels, task forces, directorates, and similar state governmental entities or functional groups; providing a schedule for the termination and review process; providing for performance reviews of these agencies by the legislative budget analyst and auditor; providing for consideration of these performance reviews and the holding of hearings and the preparing of reports and recommendations on these reviews by the legislative audit and fiscal review committee; providing for legislative review of all such entities scheduled for termination; providing for the mechanics of termination under this Act, including a year's phaseout period; and to amend section 54-35-02.2, relating to the powers and duties of the legislative audit and fiscal review committee, and to amend section 54-35-14 of the North Dakota Century Code, relating to the powers and duties of the legislative budget analyst and auditor; and providing an appropriation.

Introduced by Representative Winkjer

Introduction, First Reading, Referred to Committee on State and Federal Government, 324

Reported Back:

Amended, 735

Adopted, 742

Re-referred to Committee on Appropriations, 742

Reported Back:

Do Not Pass, 789

Final Passage: Passed, 897
 Sent to Senate, 960
 Returned to House: Failed to Pass, 1273

House Bill No. 1501. A Bill for an Act to require a sixty-day notice prior to evicting a mobile home owner from a mobile home park, to prohibit any more than one rent increase in any twelve-month period, and to require a thirty-day notice of lot rent increase in mobile home parks.

Introduced by Representatives G. Martin, Metzger, Richard and Black
 Introduction, First Reading, Referred to Committee on Transportation,
 325

Returned to House, 368
 Re-referred to Committee on State and Federal Government, 368
 Reported Back:
 Amended, 699
 Adopted, 708
 Engrossed, 741
 Final Passage: Lost, 867
 Final Passage: Reconsidered, 873
 Final Passage: Passed, 873
 Returned to House: Failed to Pass, 1186

House Bill No. 1502. A Bill for an Act to create and enact a new section to chapter 5-02 of the North Dakota Century Code, providing that a licensed retailer of alcoholic beverages shall not allow or serve any person more than one alcoholic beverage drink at any one time, and providing a one-day license suspension for violation.

Introduced by Representatives Rochleau, Black, Thorsgard, Gronneberg and Reed
 Introduction, First Reading, Referred to Committee on Social Welfare,
 325

Reported Back:
 Do Not Pass, 660
 Final Passage: Lost, 713-714
 Clincher, 970

House Bill No. 1503. A Bill for an Act to amend and reenact sections 11-11-18 and 24-05-04 of the North Dakota Century Code, relating to lease-purchase agreements for the purchase of county road machinery and voting by the electorate on extraordinary outlays of money by a county; and declaring an emergency.

Introduced by Representatives Lang, Kretschmar, Langley and Gronneberg

Introduction, First Reading, Referred to Committee on Political Subdivisions, 325
 Reported Back:
 Amended, 513
 Adopted, 541
 Engrossed, 555
 Final Passage: Passed, 588

Emergency Clause carried, 589
 Sent to Senate, 651
 Returned to House: Amended, 1308
 House Concurs, 1311
 Final Passage: Passed, 1344
 Emergency Clause carried, 1344
 Engrossed and Enrolled, 1848
 Signed by Speaker, 1853
 Sent to Senate, Signed by Speaker, 1854
 Returned to House, Signed by President, 1855
 Sent to Governor, 1856
 Approved by Governor, 1923

House Bill No. 1504. A Bill for an Act to amend and reenact sections 26-27-01, 26-27-02, 26-27-02.1, 26-27-03, 26-27-05, 26-27-08, and 26-27-10 of the North Dakota Century Code, relating to the purpose of the legislative assembly to promote and protect the public health; the authorization of nonprofit medical service corporations; unfair insurance practices; authorization of medical services of doctors of medicine, oral surgeons, and oral pathologists other than those participating under medical service plans; responsibilities and qualifications of directors; contracts with doctors of medicine, oral surgeons, and oral pathologists; and the effect of contracts under the provisions of this chapter.

Introduced by Representative Matchie
 Introduction, First Reading, Referred to Committee on Social Welfare, 325
 Reported Back:
 Do Pass, 660
 Final Passage: Lost, 819-820
 Clincher, 970

House Bill No. 1505. A Bill for an Act providing for the legislative council to conduct a study and performance review of the state health department; providing an appropriation; and declaring an emergency.

Introduced by Representative Unhjem
 Introduction, First Reading, Referred to Committee on State and Federal Government, 325
 Reported Back:
 Do Pass, 437
 Re-referred to Committee on Appropriations, 437
 Reported Back:
 Do Not Pass, 598
 Final Passage: Lost, 643
 Clincher, 970

House Bill No. 1506. 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, relating to the classification of property for the purposes of taxation; and to repeal section 57-02-28 of the North Dakota Century Code.

Introduced by Representative Tinjum

Introduction, First Reading, Referred to Committee on Finance and Taxation, 325

Returned to House, 474

Withdrawn, 474

House Bill No. 1507. A Bill for an Act to establish a revolving fund for the purpose of making low interest loans for the installation of alternative energy devices; and providing for the administration of the loan program by the Bank of North Dakota.

Introduced by Representatives Matchie and Walsh

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 326

Reported Back:

Amended, 627

Adopted, 635

Engrossed, 667

Re-referred to Committee on Appropriations, 635

Reported Back:

Do Pass, 751

Floor Amendment, 955

Rules suspended, properly re-engrossed, placed on second reading and final passage, 956

Final Passage: Lost, 956

Final Passage: Reconsidered, 963

Final Passage: Passed, 963

Sent to Senate, 971

Returned to House: Failed to Pass, 1305

House Bill No. 1508. A Bill for an Act to amend and reenact sections 54-52.1-06 and 54-52.1-07 of the North Dakota Century Code, relating to the state contribution to the uniform group insurance program and optional coverage for employee's family; and providing an appropriation.

Introduced by Representative Rylance

Introduction, First Reading, Referred to Committee on State and Federal Government, 326

Reported Back:

Amended, 598

Adopted, 607

Engrossed, 633

Re-referred to Committee on Appropriations, 607

Reported Back:

Amended, 789

Adopted, 845

Re-engrossed, 864

Final Passage: Passed, 938

Sent to Senate, 957

Returned to House: Failed to Pass, 1576

House Bill No. 1509. A Bill for an Act to require banking institutions, building and loan associations, and other similar financial institutions to pay interest on certain escrow and unaccrued contingent accounts.

Introduced by Representatives Matchie and Lokken
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 326
 Reported Back:
 Amended, 627
 Adopted, 635
 Engrossed, 667
 Final Passage: Passed, 820
 Sent to Senate, 910
 Returned to House: Failed to Pass, 1273

House Bill No. 1510. A Bill for an Act to amend and reenact subsection 3 of section 26-41-10 of the North Dakota Century Code, relating to the coordination of insurance benefits between no-fault insurers and other insurers.

Introduced by Representatives A. Hausauer and Rued
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 326
 Reported Back:
 Amended, 699-700
 Adopted, 708
 Final Passage: Passed, 870-871
 Sent to Senate, 892
 Returned to House: Passed, 1126
 Enrolled, 1436
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1511. A Bill for an Act to amend and reenact section 57-37.1-08 of the North Dakota Century Code, relating to the collection and distribution of estate tax to counties and cities, and providing for organized townships sharing in the distribution.

Introduced by Representatives Meiers and Weber
 Introduction, First Reading, Referred to Committee on State and
 Federal Government, 326
 Reported Back:
 Do Not Pass, 550
 Final Passage: Lost, 558
 Clincher, 970

House Bill No. 1512. A Bill for an Act to amend and reenact subsection 2 of section 57-36-31 of the North Dakota Century Code, relating to the transfer and allocation of the cigarette tax.

Introduced by Representative Laughlin
 Introduction, First Reading, Referred to Committee on Finance and
 Taxation, 326
 Reported Back:
 Amended, 790
 Amendments Laid on Table, 845

House Bill No. 1513. A Bill for an Act to require aliens, out-of-state citizens, and foreign corporations to provide information concerning land owned by them within this state to the register of deeds and the secretary of state; and providing a penalty.

Introduced by Representatives Weber and Gackle
 Introduction, First Reading, Referred to Committee on Judiciary, 326
 Reported Back: Do Not Pass, 599
 Final Passage: Lost, 643
 Clincher, 970

House Bill No. 1514. A Bill for an Act to create and enact a new section to chapter 27-20 of the North Dakota Century Code, relating to additional juvenile supervisors and providing for a mill levy for county juvenile supervisors.

Introduced by Representatives Solberg and Richard
 Introduction, First Reading, Referred to Committee on State and Federal Government, 327
 Reported Back:
 Amended, 599
 Adopted, 607
 Engrossed, 633
 Final Passage: Passed, 820
 Sent to Senate, 839
 Returned to House: Passed, 1272
 Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1672
 Approved by Governor, 1788

House Bill No. 1515. A Bill for an Act to create and enact a new subsection to section 54-52.1-01 of the North Dakota Century Code, defining "dental benefits coverage"; to amend and reenact section 54-52.1-02 of the North Dakota Century Code, relating to the uniform group insurance program.

Introduced by Representative Matchie
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 327
 Reported Back:
 Do Pass, 428
 Re-referred to Committee on Appropriations, 428
 Reported Back:
 Amended, 599
 Adopted, 607
 Engrossed, 633
 Final Passage: Passed, 821
 Sent to Senate, 839
 Returned to House: Failed to Pass, 1273

House Bill No. 1516. A Bill for an Act to create and enact section 10-06-07 of the North Dakota Century Code, relating to a civil penalty for violating the corporate farming law.

Introduced by Representative Maixner

Introduction, First Reading, Referred to Committee on Judiciary, 327

Reported Back:

Do Pass, 599

Final Passage: Passed, 821-822

Sent to Senate, 910

Returned to House: Failed to Pass, 1305

House Bill No. 1517. A Bill for an Act to amend and reenact subsection 2 of section 38-14-05 of the 1975 Supplement to the North Dakota Century Code relating to the duties of mine operators to save suitable plant growth material within the permit area.

Introduced by Representative Strinden

Introduction, First Reading, Referred to Committee on Natural Resources, 327

Reported Back:

Amended, 700

Adopted, 708

Engrossed, 741

Final Passage: Passed, 871

Sent to Senate, 892

Returned to House: Failed to Pass, 1576

House Bill No. 1518. A Bill for an Act to provide an appropriation to the public service commission to research utility pricing policies.

Introduced by Representatives Strinden and Kelly

Introduction, First Reading, Referred to Committee on State and Federal Government, 327

Reported Back:

Do Pass, 437

Re-referred to Committee on Appropriations, 437

Reported Back:

Do Pass, 599

Final Passage: Passed, 822

Sent to Senate, 839

Returned to House: Failed to Pass, 1138

House Bill No. 1519. A Bill for an Act to amend and reenact section 24-05-01 of the North Dakota Century Code, to provide that the allocation of the county road tax shall not apply to oil and gas tax distributions and other intergovernmental transfers.

Introduced by Representative Powers

Introduction, First Reading, Referred to Committee on Finance and Taxation, 327

Reported Back:

Without recommendation, 790-791

Final Passage: Passed, 907

Sent to Senate, 940
 Passed, 1138
 Enrolled, 1436
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1520. A Bill for an Act to amend and reenact section 27-09.1-14 of the North Dakota Century Code, relating to juror compensation and mileage; and providing for an increase from twenty to twenty-five dollars per day compensation for district and county court jurors and an increase from eight to ten dollars per day for justice court and coroner's inquest jurors.

Introduced by Representative Stenehjerm
 Introduction, First Reading, Referred to Committee on Judiciary, 327
 Reported Back:
 Amended, 628
 Adopted, 635
 Engrossed, 667
 Final Passage: Passed, 822-823
 Sent to Senate, 839
 Returned to House: Amended, 1309
 House Concurr, 1311
 Final Passage: Passed, 1344
 Engrossed and Enrolled, 1848
 Signed by Speaker, 1853
 Sent to Senate, Signed by Speaker, 1854
 Returned to House, Signed by President, 1855
 Sent to Governor, 1856
 Approved by Governor, 1923

House Bill No. 1521. A Bill for an Act to create and enact two new sections to chapter 57-39.2, a new section to chapter 57-40.2, and a new section to chapter 57-40.3 of the North Dakota Century Code, relating to the sales and use tax and motor vehicle excise tax and providing new rates for such taxes; to repeal sections 1, 2, and 3 of Initiated Measure No. 1 approved by the electors at the general election of November 2, 1976; to suspend individual income taxes and business privilege taxes on individuals, estates, and trusts for taxable year 1977; to provide effective dates; and to declare an emergency.

Introduced by Representatives Timm and Rued
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 327
 Reported Back:
 Amended without recommendation, 791
 Adopted, 846
 Engrossed, 864
 Final Passage: Lost, 961
 Clincher, 970

House Bill No. 1522. A Bill for an Act to amend and reenact sections 15-40.1-05, 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-10, 15-40.1-11, 15-40.1-16, and 15-40.1-16.1 of the North Dakota Century Code, relating to direct state foundation payments for education to school districts.

Introduced by Representatives G. Larson and Knudson
Introduction, First Reading, Referred to Committee on Education, 328
Returned to House, 608
Withdrawn, 608

House Bill No. 1523. A Bill for an Act to create and enact one new section to chapter 27-01 of the North Dakota Century Code, relating to the waiver of fees in civil actions.

Introduced by Representatives Mertens and Berg
Introduction, First Reading, Referred to Committee on Judiciary, 328
Reported Back:
Divided — Majority to Do Not Pass, 660
Minority to Amendments, 661
Report of Minority prevailed
Amendments adopted, 708
Engrossed, 741
Final Passage: Passed, 871-872
Sent to Senate, 892
Returned to House: Amended, 1395
House Concurs, 1399
Final Passage: Passed, 1454
Engrossed and Enrolled, 1848
Signed by Speaker, 1853
Sent to Senate, Signed by Speaker, 1884
Returned to House, Signed by President, 1885
Sent to Governor, 1886
Approved by Governor, 1923

House Bill No. 1524. A Bill for an Act to amend and reenact subsection 1 of section 23-14-11 of the North Dakota Century Code, relating to mill levy limitations for health districts.

Introduced by Representatives Lardy, Powers, Meiers and Lundene
Introduction, First Reading, Referred to Committee on Finance and Taxation, 328
Returned to House, 608
Withdrawn, 608

House Bill No. 1525. A Bill for an Act to create and enact a new subsection to section 27-05-06 of the North Dakota Century Code, relating to jurisdiction of district courts; and to amend and reenact sections 20.1-10-01 and 27-07-02 of the North Dakota Century Code, relating to confiscation of material by game and fish officials and jurisdiction of county courts.

Introduced by Representative Fleming
Introduction, First Reading, Referred to Committee on Natural Resources, 328

Reported Back:

Do Pass, 514
 Final Passage: Passed, 589
 Sent to Senate, 651
 Returned to House: Amended, 1408
 House does not concur, 1466
 Conference Committee:
 House, 1467
 Senate, 1541
 Conference Committee Report:
 House Adopts, 1584
 Senate Adopts, 1703
 Conference Committee Amendments: Adopted, 1603
 Final Passage: Passed, 1608
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1526. A Bill for an Act to create and enact one new subsection to section 32-09-02 of the North Dakota Century Code, relating to the restriction on garnishment of earnings.

Introduced by Representatives Mertens and Berg
 Introduction, First Reading, Referred to Committee on Industry,
 Business and Labor, 328
 Reported Back:
 Do Pass, 437
 Final Passage: Passed, 464
 Sent to Senate, 535
 Returned to House: Failed to Pass, 1044

House Bill No. 1527. A Bill for an Act to amend and reenact subsections 2 and 10 of section 27-20-02 of the North Dakota Century Code, relating to the jurisdiction of the juvenile court over certain traffic offenses.

Introduced by Representative Richie
 Introduction, First Reading, Referred to Committee on Social Welfare,
 328
 Returned to House, 368
 Re-referred to Committee on Judiciary, 368
 Reported Back:
 Do Pass, 599
 Final Passage: Passed, 823-824
 Sent to Senate, 839
 Returned to House: Passed, 1160
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1504
 Sent to Governor, 1505
 Approved by Governor, 1583

House Bill No. 1528. A Bill for an Act to establish a central North Dakota beef cattle experiment station; to provide for determining its location; and to provide an appropriation.

Introduced by Representatives Meyers, Wagner, Russell, Gackle and Schindler

Introduction, First Reading, Referred to Committee on Agriculture, 328

Reported Back:

Do Pass, 628

Re-referred to Committee on Appropriations, 628

Reported Back:

Amended, 792

Adopted, 846

Engrossed, 864

Final Passage: Passed, 938-939

Sent to Senate, 957

Returned to House: Amended, 1528

House Concurs, 1566

Final Passage: Passed, 1569

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1529. A Bill for an Act to create and enact a new subsection to section 39-08-01 of the North Dakota Century Code, relating to the referral of DWI defendants to a treatment facility prior to sentencing.

Introduced by Representative Martinson

Introduction, First Reading, Referred to Committee on Judiciary, 328

Reported Back:

Do Pass, 600

Final Passage: Passed, 824

Sent to Senate, 839

Returned to House: Passed, 1138

Enrolled, 1436

Signed by Speaker, 1436

Sent to Senate, Signed by Speaker, 1438

Returned to House, Signed by President, 1463

Sent to Governor, 1464

Approved by Governor, 1561

House Bill No. 1530. A Bill for an Act to repeal sections 12-46-23, 12-47-10, and 37-01-15 of the North Dakota Century Code, relating to exempting from jury service officers and employees of the state industrial school and penitentiary, and members of the national guard.

Introduced by Representative Lipsiea

Introduction, First Reading, Referred to Committee on State and Federal Government, 329

Reported Back:

Do Pass, 600

Final Passage: Passed, 824-825

Sent to Senate, 839
 Returned to House: Passed, 1183
 Enrolled, 1138
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1531. A Bill for an Act to require reports to law enforcement officers by physicians and others of injuries caused by a knife, gun, or pistol or other criminal conduct, and providing a penalty.

Introduced by Representative Olson
 Introduction, First Reading, Referred to Committee on Judiciary, 329
 Reported Back:
 Amended, 628
 Adopted, 635
 Engrossed, 667
 Final Passage: Passed, 825
 Sent to Senate, 839
 Returned to House: Amended, 1161
 House does not concur, 1184
 Conference Committee:
 House, 1188
 Senate, 1271
 Conference Committee Report:
 House Adopts, 1594
 Senate Adopts, 1703
 Conference Committee Amendments: Adopted, 1603
 Final Passage: Passed, 1609
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1532. A Bill for an Act to amend and reenact section 15-12-21 of the North Dakota Century Code, relating to the confidentiality of toxicological or chemical analysis by the office of state toxicologist under certain circumstances.

Introduced by Representative Lipsiea
 Introduction, First Reading, Referred to Committee on Social Welfare,
 329
 Reported Back:
 Amended, 500
 Adopted, 515
 Engrossed, 539
 Final Passage: Passed, 589-590
 Sent to Senate, 651
 Returned to House: Amended, 1408

House Concurr, 1467
 Final Passage: Passed, 1520
 Engrossed and Enrolled, 1920
 Signed by Speaker, 1920
 Sent to Senate, Signed by Speaker, 1921
 Returned to House, Signed by President, 1932
 Sent to Governor, 1932

House Bill No. 1533. A Bill for an Act to authorize agreements between the state tax commissioner, the state treasurer, and the various recognized Indian tribes in North Dakota for the collection of certain taxes enacted pursuant to tribal ordinances; to provide for the apportionment and transfer of revenue between the state and the Indian tribes; to provide for the costs of collection; and to provide an appropriation.

Introduced by Representatives Dotzenrod, Weber and Thorsgard
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 329
 Returned to House, 368
 Withdrawn, 368

House Bill No. 1534. A Bill for an Act to provide for an actuarial study of the teachers' fund for retirement and to provide an appropriation for unfunded liability of the fund.

Introduced by Representatives Tinjum, Swiontek and Schindler
 Introduction, First Reading, Referred to Committee on Education, 329
 Reported Back:
 Do Not Pass, 700
 Final Passage: Lost, 796
 Clincher, 970

House Bill No. 1535. A Bill for an Act to amend and reenact section 29-10.1-25 of the North Dakota Century Code, relating to the oath or affirmation administered to grand jury witnesses.

Introduced by Representative Swiontek
 Introduction, First Reading, Referred to Committee on Judiciary, 329
 Reported Back:
 Do Pass, 600
 Final Passage: Passed, 825-826
 Sent to Senate, 839
 Returned to House: Passed, 1272
 Enrolled, 1625
 Signed by Speaker, 1626
 Sent to Senate, Signed by Speaker, 1647
 Returned to House, Signed by President, 1664
 Sent to Governor, 1672
 Approved by Governor, 1788

House Bill No. 1536. A Bill for an Act to amend and reenact section 29-10.1-30 of the North Dakota Century Code, relating to grand jury secrecy under certain conditions.

Introduced by Representative Swiontek
 Introduction, First Reading, Referred to Committee on Judiciary, 329
 Reported Back:
 Do Pass, 600
 Final Passage: Passed, 827
 Sent to Senate, 839
 Returned to House: Amended, 1309
 House Concurs, 1312
 Final Passage: Passed, 1345
 Engrossed and Enrolled, 1848
 Signed by Speaker, 1853
 Sent to Senate, Signed by Speaker, 1854
 Returned to House, Signed by President, 1855
 Sent to Governor, 1856
 Approved by Governor, 1923

House Bill No. 1537. A Bill for an Act to provide a new subsection to section 15-38.1-14 of the North Dakota Century Code, pertaining to executive sessions under the Teachers' Representation and Negotiation Act; to provide an expiration date; and declaring an emergency.

Introduced by Representative McGauvran
 Introduction, First Reading, Referred to Committee on Education, 329
 Reported Back:
 Amended, 484-485
 Adopted, 506
 Engrossed, 539
 Final Passage: Passed, 827
 Emergency Clause Carried, 828
 Sent to Senate, 839
 Returned to House: Passed, 1185
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, Signed by Speaker, 1495
 Returned to House, Signed by President, 1504
 Sent to Governor, 1505
 Vetoed by Governor, 1645
 Reconsideration of vetoed measure, 1645
 Placed on second reading and final passage for purpose of reconsideration as a vetoed measure, 1645
 Final Passage: Failed to pass over Governor's Veto, 1645
 Motion for reconsideration whereby the House failed to override Governor's veto, prevailed on verification vote, 1660
 Placed on second reading and final passage for purpose of reconsideration as a vetoed measure, 1660
 Final Passage: Passed over Governor's veto and the emergency clause carried, 1661
 Sent to Senate, 1718
 Returned to House, 1760
 Senate failed to pass over Governor's veto, 1760
 Certificated, 1853
 House Bill 1537 delivered to Secretary of State, 1861

House Bill No. 1538. A Bill for an Act to amend and reenact Section 7-01-07 of the North Dakota Century Code, relating to obtaining a certificate of authority of building and loan associations.

Introduced by Representative Wagner
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 330

Reported Back:

Do Pass, 470

Final Passage: Passed, 495

Sent to Senate, 553

Returned to House: Passed, 1160

Enrolled, 1487

Signed by Speaker, 1488

Sent to Senate, Signed by Speaker, 1495

Returned to House, Signed by President, 1504

Sent to Governor, 1505

Approved by Governor, 1574

House Bill No. 1539. A Bill for an Act to create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to the definition of foster care for children, foster family home, group home, and residential child care facility; to amend and reenact section 50-11-01 of the North Dakota Century Code, relating to the licensing of facilities providing foster care and enumerating those arrangements not requiring licensure.

Introduced by Representative Martinson

Introduction, First Reading, Referred to Committee on Social Welfare,
330

Reported Back:

Do Pass, 500

Final Passage: Passed, 531

Sent to Senate, 580

Returned to House: Passed, 1160

Enrolled, 1487

Signed by Speaker, 1488

Sent to Senate, Signed by Speaker, 1495

Returned to House, Signed by President, 1504

Sent to Governor, 1505

Approved by Governor, 1574

House Bill No. 1540. A Bill for an Act to amend and reenact section 6-06-01 of the North Dakota Century Code, relating to organization of savings and credit associations.

Introduced by Representative Wagner

Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 330

Reported Back:

Do Not Pass, 628

Final Passage: Lost, 679

Clincher, 970

House Bill No. 1541. A Bill for an Act to require inclusion of chiropractic service under group accident and health policies, hospital service contracts and medical service contracts.

Introduced by Representatives Metzger and Rylance
Introduction, First Reading, Referred to Committee on Social Welfare,
330

Returned to House, 368

Re-referred to Committee on State and Federal Government, 368

Reported Back:

Do Not Pass, 600

Final Passage: Passed, 644

Motion to reconsider: failed, 672

Sent to Senate, 960

Returned to House: Failed to Pass, 1576

House Bill No. 1542. A Bill for an Act to amend and reenact subsection 14 of section 19-03.1-01 and sections 19-03.1-05, 19-03.1-07, 19-03.1-09 and 19-03.1-11 of the North Dakota Century Code, relating to the schedules of controlled substances under the uniform controlled substances act.

Introduced by Representative Wagner
Introduction, First Reading, Referred to Committee on Social Welfare,
330

Reported Back:

Do Pass, 500

Final Passage: Passed, 532

Sent to Senate, 580

Returned to House: Amended, 1309-1310

House Concurs, 1312

Final Passage:

Passed, 1345

Engrossed and Enrolled, 1848

Signed by Speaker, 1853

Sent to Senate, Signed by Speaker, 1854

Returned to House, Signed by President, 1855

Sent to Governor, 1856

Approved by Governor, 1923

House Bill No. 1543. A Bill for an Act requiring all beverage containers to be made of recyclable aluminum; providing a penalty; and providing an effective date.

Introduced by Representative McCaffrey
Introduction, First Reading, Referred to Committee on Industry,
Business and Labor, 330

Reported Back:

Do Not Pass, 6

Returned to House, 414

Re-referred to Committee on Natural Resources, 414

Reported Back:

Do Not Pass, 628

Final Passage: Lost, 679-680

Clincher, 970

House Bill No. 1544. A Bill for an Act to create and enact a new section to chapter 40-05.1 of the North Dakota Century Code, relating to persons exempt from certain taxes.

Introduced by Representative Lipsiea
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 330
 Reported Back:
 Do Not Pass, 628
 Final Passage: Lost, 680
 Clincher, 970

House Bill No. 1545. A Bill for an Act to amend and reenact section 47-19-02 of the North Dakota Century Code, relating to instruments entitled to record without acknowledgment.

Introduced by Representative Conmy
 Introduction, First Reading, Referred to Committee on Judiciary, 330
 Reported Back:
 Do Pass, 700
 Final Passage: Passed, 828
 Sent to Senate, 839
 Returned to House: Passed, 1138
 Enrolled, 1436
 Signed by Speaker, 1436
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1546. A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 57-38-01.3 and section 57-38-29 of the North Dakota Century Code, relating to adjustments to taxable income for corporations and the rate of tax on individuals; and to provide for an effective date.

Introduced by Representative Gackle
 Introduction, First Reading, Referred to Committee on Finance and Taxation, 331
 Reported Back:
 Without recommendation, 792
 Final Passage: Lost, 907-908
 Final Passage: Reconsidered, 921
 Final Passage: Passed, 921-922
 Sent to Senate, 960
 Returned to House: Failed to Pass, 1576

House Bill No. 1547. A Bill for an Act to repeal chapter 26-41, subsection 7 of section 39-04-05, and subsection 4 of section 39-04-06 of the North Dakota Century Code, relating to the auto accident reparations act and the registration of motor vehicles.

Introduced by Representative Gackle

Introduction, First Reading, Referred to Committee on Transportation, 331

Reported Back:

Do Not Pass, 661

Final Passage: Lost, 715

Clincher, 970

House Bill No. 1548. A Bill for an Act to provide that cities and health units shall not assess for dairy inspection or issue licenses or permits; to amend and reenact section 4-29-04 of the North Dakota Century Code, relating to the powers and duties of the dairy commissioner and authorizing the dairy commissioner to contract for dairy farm inspection; and to provide an appropriation.

Introduced by Representatives Riehl, Vander Vorst, Dotzenrod, Anderson and Peterson

Introduction, First Reading, Referred to Committee on Agriculture, 331

Reported Back:

Amended, 534-535

Adopted, 542

Engrossed, 555

Re-referred to Committee on Appropriations, 542

Reported Back:

Do Not Pass, 751

Final Passage: Passed, 879

Sent to Senate, 910

Returned to House: Amended, 1408

House does not concur, 1467

Conference Committee:

House, 1471

Senate, 1541

Conference Committee Report:

House Adopts, 1564

Senate Adopts, 1703

Conference Committee Amendments: Adopted, 1569

Final Passage:

Passed, 1588

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1549. A Bill for an Act to amend and reenact section 57-61-01 and 57-62-02 of the North Dakota Century Code, relating to the severance tax on coal and providing for a change in rate and method of computing increases, and to change the coal development fund allocation formula; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter are temporary.

Introduced by Representatives Marsden and Nicholas

Introduction, First Reading, Referred to Committee on Finance and

Taxation, 331

Reported Back:

Without recommendation, 792

Final Passage: Lost, 864

Clincher, 970

House Bill No. 1550. A Bill for an Act making an appropriation for defraying the expenses of constructing a maximum security building at the state hospital.

Introduced by Representative Unhjem

Introduction, First Reading, Referred to Committee on Appropriations, 331

Returned to House, 555

Withdrawn, 555

House Bill No. 1551. A Bill for an Act to amend and reenact section 47-18-18 of the North Dakota Century Code, relating to the execution and acknowledgment of a declaration of homestead.

Introduced by Representative Conmy

Introduction, First Reading, Referred to Committee on Agriculture, 331

Reported Back:

Do Pass, 535

Floor Amendment, 829

Rules suspended, properly engrossed, placed on second reading and final passage, 829

Final Passage: Passed, 829

Sent to Senate, 940

Returned to House: Passed, 1575

Enrolled, 1958

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1552. A Bill for an Act to amend and reenact section 54-49.1-02 of the North Dakota Century Code, relating to payment of salaries of the chairman and employees of the natural resources council.

Introduced by Representative Metger

Introduction, First Reading, Referred to Committee on Natural Resources, 331

Reported Back:

Without recommendation, 661

Final Passage: Lost, 851

Clincher, 970

House Bill No. 1553. A Bill for an Act to amend and reenact section 15-63-05 of the North Dakota Century Code, relating to the amount of Indian scholarship payments.

Introduced by Representatives Meiers and Langley

Introduction, First Reading, Referred to Committee on Education, 331

Reported Back:

Do Pass, 566

Re-referred to Committee on Appropriations, 566

Reported Back:

Do Pass, 735

Final Passage: Passed, 884

Sent to Senate, 910

Returned to House: Passed, 1575

Enrolled, 1958

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1554. A Bill for an Act relating to heaters for railroad motor track cars; and providing a penalty.

Introduced by Representatives C. Martin, L. Hausauer, Gengler and Mushik

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 332

Returned to House, 364

Re-referred to Committee on Transportation, 364

Reported Back:

Do Pass, 661

Returned to House, 742

Withdrawn, 742

House Bill No. 1555. A Bill for an Act to amend and reenact section 54-45-03 of the North Dakota Century Code, relating to administrative expenses of the civil air patrol.

Introduced by Representative Swiontek

Introduction, First Reading, Referred to Committee on State and Federal Government, 332

Reported Back:

Do Pass, 600

Final Passage: Passed, 831

Sent to Senate, 839

Returned to House: Passed, 1138

Enrolled, 1436

Signed by Speaker, 1436

Sent to Senate, Signed by Speaker, 1438

Returned to House, Signed by President, 1463

Sent to Governor, 1464

Approved by Governor, 1561

House Bill No. 1556. A Bill for an Act to create and enact a new section to chapter 49-13 of the North Dakota Century Code, relating to safety reflectors on railroad trains; and providing a penalty.

Introduced by Representatives Lokken and Meiers

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 332

Returned to House, 364

Re-referred to Committee on Transportation, 364

Reported Back:

Do Not Pass, 661

Final Passage: Lost, 716

Clincher, 970

House Bill No. 1557. A Bill for an Act to implement an Indian education curriculum in elementary and secondary schools within existing minimum curriculum requirements.

Introduced by Representatives McCaffrey and Meiers

Introduction, First Reading, Referred to Committee on Appropriations, 332

Reported Back:

Amended, 485

Adopted, 506

Engrossed, 539

Final Passage: Passed, 831-832

Sent to Senate, 839

Returned to House: Passed, 1138

Enrolled, 1436

Signed by Speaker, 1437

Sent to Senate, Signed by Speaker, 1438

Returned to House, Signed by President, 1464

Sent to Governor, 1464

Approved by Governor, 1561

House Bill No. 1558. A Bill for an Act to amend and reenact section 43-31-02 and subsection 5 of section 43-31-16 of the North Dakota Century Code, relating to the devices to be used for detection of deception, and to licensing certain examiners without examination.

Introduced by Representatives McCaffrey and Rau

Introduction, First Reading, Referred to Committee on Judiciary, 332

Reported Back:

Do Not Pass, 700

Final Passage: Lost, 797

Clincher, 970

House Bill No. 1559. A Bill for an Act to create and enact three new sections to chapter 12.1-23 of the North Dakota Century Code, relating to altering identification marks; and to the possession of altered property and dealing in stolen property; to amend and reenact section 12.1-23-09 of the North Dakota Century Code, relating to defenses and proof as to theft and related offenses; and to create and enact two new subsections to section 12.1-23-10 of the North Dakota Century Code, relating to definitions of "dealer in property" and "traffic".

Introduced by Representative Olson

Introduction, First Reading, Referred to Committee on Judiciary, 332

Reported Back:

Amended, 792

Adopted, 846

Engrossed, 864

Final Passage: Passed, 939-940

Sent to Senate, 957

Returned to House: Amended, 1379

House does not concur, 1467
 Conference Committee:
 House, 1471
 Senate, 1541
 Conference Committee Report:
 House Adopts, 1697
 Senate Adopts, 1819
 Conference Committee Amendments: Adopted, 1737
 Final Passage:
 Passed, 1740
 Sent to Senate, 1741
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1560. 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 exemptions from registration fees of autos owned by military personnel residing in North Dakota.

Introduced by Representative Timm
 Introduction, First Reading, Referred to Committee on Transportation,
 332
 Returned to House, 608
 Withdrawn, 608

House Bill No. 1561. A Bill for an Act to establish classes of property for property tax assessment and taxation purposes for the years 1977 and 1978; and declaring an emergency.

Introduced by Representative Gackle
 Introduction, First Reading, Referred to Committee on Finance and
 Taxation, 332
 Returned to House, 741
 Withdrawn, 741

House Bill No. 1562. A Bill for an Act to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to alcoholic beverage disposal prohibitions on certain days, to personal property sales allowable on Sundays, and to businesses allowed to operate on Sunday; and permitting special city permits for Sunday sale of beer and alcoholic beverages by licensed hotel, motel, or private club hosting a state convention.

Introduced by Representative Kloubec
 Introduction, First Reading, Referred to Committee on Social Welfare,
 333
 Returned to House, 360
 Withdrawn, 360

House Bill No. 1563. A Bill for an Act to amend and reenact subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to the application by persons fourteen to sixteen for a motorcycle learner's permit and operator's license.

Introduced by Representative Mertens
Introduction, First Reading, Referred to Committee on Transportation, 333

Reported Back:

Amended, 514

Adopted, 541

Engrossed, 555

Final Passage: Passed, 832

Sent to Senate, 839

Returned to House: Amended, 1408

House Concur, 1467

Final Passage:

Passed, 1521-1522

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1564. A Bill for an Act to amend and reenact subdivision k of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for members of the armed forces and the national guard.

Introduced by Representative Kloubec
Introduction, First Reading, Referred to Committee on Finance and Taxation, 333

Reported Back:

Amended, 437

Adopted, 454

Engrossed, 473

Final Passage: Lost, 532-533

Clincher, 970

House Bill No. 1565. A Bill for an Act to amend and reenact section 61-01-22 of the North Dakota Century Code, relating to drainage.

Introduced by Representatives Berg and Mertens

Introduction, First Reading, Referred to Committee on Agriculture, 333

Reported Back:

Amended, 700-701

Adopted, 741

Final Passage: Passed, 872

Sent to Senate, 892

Returned to House: Amended, 1408

House does not concur, 1467

Conference Committee:

House, 1471

Senate, 1541
 Conference Committee Report:
 House Adopts, 1542
 Senate Adopts, 1703
 Conference Committee Amendments: Adopted, 1545
 Final Passage:
 Passed, 1588
 Engrossed and Enrolled, 1960
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1566. A Bill for an Act to amend and reenact sections 26-26-04 and 26-27-05 of the North Dakota Century Code, relating to the responsibilities and qualifications of directors of hospital service corporations and medical service corporations.

Introduced by Representatives Rochleau, Anderson and Weber
 Introduction, First Reading, Referred to Committee on Social Welfare, 333
 Returned to House, 368
 Re-referred to Committee on State and Federal Government, 368
 Reported Back:
 Do Not Pass, 600
 Final Passage: Lost, 644-645
 Clincher, 970

House Bill No. 1567. A Bill for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to interest on security deposits for residential dwelling units, recovery by a lessee for wrongful withholding of security deposits, providing for transfer of security deposits upon a change of ownership, and binding the lessor holding the lease at the time of termination to return the security deposit.

Introduced by Representative Kloubec
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 333
 Reported Back:
 Amended, 701
 Adopted, 709
 Engrossed, 741
 Final Passage: Passed, 873-874
 Sent to Senate, 892
 Returned to House: Amended, 1379-1380
 House does not concur, 1398
 Conference Committee:
 House, 1399
 Senate, 1464
 Conference Committee Report:
 House Adopts, 1630
 Conference Committee dissolved, 1630
 Conference Committee Report

House Adopts, 1790

Motion to lay the amendments on the table, prevailed, 1794

House Bill No. 1568. A Bill for an Act relating to security deposits on leased residential dwelling units, lessor obligations, and lessor access to the dwelling units during tenancy.

Introduced by Representative Kloubec

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 333

Reported Back:

Do Pass, 701

Final Passage: Passed, 832-833

Sent to Senate, 839

Returned to House: Failed to Pass, 1794

House Bill No. 1569. A Bill for an Act to amend and reenact subsections 9 and 10 of section 38-18-05 of the North Dakota Century Code, relating to the definitions of surface estate and surface owner.

Introduced by Representatives C. Martin, Riehl and Laughlin

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 333

Reported Back:

Amended, 629

Adopted, 635

Engrossed, 667

Final Passage: Passed, 833

Sent to Senate, 839

Returned to House: Failed to Pass, 1576

House Bill No. 1570. A Bill for an Act to amend and reenact subsection 2 of section 15-40.2-09 of the North Dakota Century Code, relating to continuation of attendance when school districts annexed or reorganized.

Introduced by Representative Kretschmar

Introduction, First Reading, Referred to Committee on Education, 334

Reported Back:

Do Not Pass, 701

Final Passage: Lost, 797-798

Clincher, 970

House Bill No. 1571. A Bill for an Act to create a consumer product safety code; to place enforcement responsibility in the state laboratories department; and providing a penalty.

Introduced by Representatives Mushik and Rylance

Introduction, First Reading, Referred to Committee on State and Federal Government, 334

Reported Back:

Do Pass, 600

Final Passage: Passed, 834

Sent to Senate, 910

Returned to House: Failed to Pass, 1305

House Bill No. 1572. A Bill for an Act to amend and reenact section 57-61-01 of the North Dakota Century Code, relating to the severance tax on coal and providing for a change in rate and method of computing increases in such tax; and to repeal section 18 of chapter 563 of the 1975 Session Laws of North Dakota, providing that the provisions of the chapter relating to the coal severance tax and impact program are temporary.

Introduced by Representatives Kuchera and Crabtree
Introduction, First Reading, Referred to Committee on Finance and Taxation, 334

Reported Back:

Without recommendation, 792

Final Passage: Lost, 865

Clincher, 970

House Bill No. 1573. 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 counties and cities.

Introduced by Representatives Weber, Gunderson, Rau, Benedict and Opedahl

Introduction, First Reading, Referred to Committee on Finance and Taxation, 334

Reported Back:

Amended, 793

Adopted, 846

Engrossed, 864

Final Passage: Passed, 940

Final Passage: Reconsidered, 953

Final Passage: Passed,

Motion to Reconsider, failed, 964

Sent to Senate, 971

Returned to House: Failed to Pass, 1576

House Bill No. 1574. A Bill for an Act to create and enact a new subsection to section 54-52.1-01 of the North Dakota Century Code, relating to the definition of long-term medical disability benefits coverage; to amend and reenact sections 54-52.1-02 and 54-52.1-03 of the North Dakota Century Code, relating to the addition of a long-term medical benefits program to the state uniform group insurance program and employee participation in this program; and to provide an appropriation.

Introduced by Representatives Unhjem and Stenehjem

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 334

Reported Back:

Amended, 601

Adopted, 607

Re-referred to Committee on Appropriations, 607

Reported Back:

Do Not Pass, 793

Engrossed, 633
Final Passage: Lost, 891-892
Clincher, 970

House Bill No. 1575. A Bill for an Act to amend and reenact section 15-53.1-34 of the North Dakota Century Code, relating to the sale or removal of school buildings in reorganized districts.

Introduced by Representative Knudson
Introduction, First Reading, Referred to Committee on Education, 334
Reported Back:
Do Pass, 701
Final Passage: Passed, 834-835
Sent to Senate, 839
Returned to House: Passed, 1126
Enrolled, 1436
Signed by Speaker, 1437
Sent to Senate, Signed by Speaker, 1438
Returned to House, Signed by President, 1463
Sent to Governor, 1464
Approved by Governor, 1561

House Bill No. 1576. A Bill for an act to amend and reenact Section 6-03-02 of the North Dakota Century Code, relating to the powers of banking associations.

Introduced by Representatives Langley and Lee
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 334
Reported Back:
Do Pass, 566
Final Passage: Lost, 835-836
Motion to Reconsider failed, 890
Clincher, 970

House Bill No. 1577. A Bill for an Act to require electric cooperatives, municipal utilities, and public utilities to provide a subsistence quantity of electric energy to residential consumers at a rate not more than the lowest charge for electric energy provided to any other electric consumer.

Introduced by Representatives Meiers and Gengler
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 335
Reported Back:
Do Not Pass, 701
Final Passage: Lost, 798
Clincher, 970

House Bill No. 1578. A Bill for an Act to amend and reenact section 28-20-30 of the North Dakota Century Code, relating to the procedure for cancellation of judgments against bankrupts.

Introduced by Representative Conmy
Introduction, First Reading, Referred to Committee on Judiciary, 335
Reported Back:

Do Pass, 701-702
 Final Passage: Passed, 836
 Returned to House: Passed, 1138
 Enrolled, 1436
 Signed by Speaker, 1437
 Sent to Senate, Signed by Speaker, 1438
 Returned to House, Signed by President, 1463
 Sent to Governor, 1464
 Approved by Governor, 1561

House Bill No. 1579. A Bill for an Act to create and enact a new section to chapter 23-09 of the North Dakota Century Code, relating to the display of certain posters about aid to choking victims, and to require training of employees.

Introduced by Representative Mushik
 Introduction, First Reading, Referred to Committee on Social Welfare,
 335
 Returned to House, 608
 Withdrawn, 608

House Bill No. 1580. A Bill for an Act to create a commission to provide for the direct export and sale of wheat, and relating to the membership, powers and duties, and expenses of such commission; and providing a penalty.

Introduced by Representative Meiers
 Introduction, First Reading, Referred to Committee on Agriculture, 335
 Returned to House, 474
 Withdrawn, 474

House Bill No. 1581. A Bill for an Act to increase taxes on motor vehicle fuel and special fuel used in motor vehicles and to distribute the revenue to townships for township roads; to create and enact section 57-52-11.1 of the North Dakota Century Code, relating to the distribution of special fuels taxes; to amend and reenact sections 57-52-04, 57-54-08, and 57-54-14 of the North Dakota Century Code, relating to rates and distribution of taxes on motor vehicle fuel and special fuel used in motor vehicles; and to repeal section 57-52-11 of the North Dakota Century Code, relating to the distribution of special fuels taxes.

Introduced by Representative Anderson
 Introduction, First Reading, Referred to Committee on Finance and
 Taxation, 335
 Reported Back:
 Amended, 793-794, 846-847
 Adopted, 863
 Acceptance of Committee report reconsidered, 846
 Engrossed, 895
 Final Passage: Lost, 961-962
 Clincher, 970

House Bill No. 1582. A Bill for an Act to amend and reenact sections 40-47-01.1, 40-48-18, and 58-03-11 of the North Dakota Century Code, relating

to the application of zoning and subdivision regulation authority to land lying outside the corporate limits of a city.

Introduced by Representative Mushik
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 335
 Reported Back:
 Amended, 485
 Adopted, 506
 Engrossed, 539
 Final Passage: Passed, 836-837
 Sent to Senate, 839
 Returned to House: Failed to Pass, 1794

House Bill No. 1583. A Bill for an Act to amend and reenact sections 11-19-19 and 11-19.1-06 of the North Dakota Century Code, relating to who shall be acting county coroner in the absence of the county coroner.

Introduced by Representative Olson
 Introduction, First Reading, Referred to Committee on Political Subdivisions, 335
 Reported Back:
 Amended, 485
 Adopted, 506
 Engrossed, 539
 Final Passage: Passed, 837
 Sent to Senate, 839
 Returned to House: Amended, 1409
 House Concurr, 1467
 Final Passage:
 Passed, 1522
 Engrossed and Enrolled, 1920
 Signed by Speaker, 1920
 Sent to Senate, Signed by Speaker, 1921
 Returned to House, Signed by President, 1932
 Sent to Governor, 1932

House Bill No. 1584. A Bill for an Act to create and enact a new section in chapter 49-02 of the North Dakota Century Code relating to commission regulation of nonessential or wasteful consumption of gas furnished by gas utilities.

Introduced by Representatives Kloubec and Herman
 Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 336
 Reported Back:
 Amended, 601
 Adopted, 607
 Engrossed, 633
 Final Passage: Passed, 837-838
 Sent to Senate, 839
 Returned to House: Failed to Pass, 1126

House Bill No. 1585. A Bill for an Act to create an older worker employment program; and providing an appropriation.

Introduced by Representatives Lundene, Powers and Olson
Introduction, First Reading, Referred to Committee on Appropriations,
336

Reported Back:

Do Not Pass, 485

Final Passage: Lost, 520-521

Clincher, 970

House Bill No. 1586. A Bill for an Act to create and enact subsection 7 of section 23-25-02 and section 44-08-19 of the North Dakota Century Code, relating to compensation and expenses for members of the air pollution control advisory council and general compensation for members of commissions, committees, councils, or boards; and to amend and reenact sections 2-05-01, 2-07-02.4, 4-02.1-05, and 4-02.1-09, subsection 3 of section 4-09-03, sections 4-10.1-06, 4-13.2-04, 4-18.1-04, and 4-22-04, subsection 3 of section 4-27-05, sections 4-28-05 and 4-34-07, subsection 1 of section 6-01-03, sections 6-09.1-02, 12-55-02, 12-59-02, 12-61-02, 15-10-08, 15-10-32, 15-21-17, 15-38-17, 15-38.1-04, 15-39.1-08, 15-52-03, 15-62.2-03, 15-63-01, 15-65-02, 16-16-16, 20.1-02-24, 23-01-02, 24-17-08, 25-04.1-05, 25-12-03, 25-15-03, 27-11-11, and 27-15-10, subsection 8 of section 27-23-03, sections 36-01-04, 37-18.1-04, 50-06-04, and 50-26-03, subsection 1 of section 51-10-06, sections 54-03-20.3, 54-34-03, 54-36-01, and 54-44.3-04, subsection 4 of section 54-52-03, sections 54-53-02, 54-54-03, 55-01-03, 55-01-09, 55-06-01, 55-06-02, 55-09-05, 57-23.1-01, 61-02-12, 61-24-04, 61-28-03, and 61-29-04 of the North Dakota Century Code, relating to the compensation and expense reimbursement of members of various boards, councils, committees, and commissions appointed or selected pursuant to law.

Introduced by Representative Mushik

Introduction, First Reading, Referred to Committee on State and Federal Government, 336

Final Passage: Lost, 876-877

Clincher, 970

House Bill No. 1587. A Bill for an Act to amend and reenact section 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the allocation of revenue formulas for the privilege tax on coal conversion facilities.

Introduced by Representatives Gunsch, Christensen and Hickie

Introduction, First Reading, Referred to Committee on Finance and Taxation, 336

Reported Back:

Amended, 794

Adopted, 847

Engrossed, 864

Final Passage: Passed, 957

Sent to Senate, 971

Returned to House: Amended, 1845-1847

House does not concur, 1861

Conference Committee:

House, 1861

Senate, 1863

Conference Committee Report:

House Adopts, 1863

Senate Adopts, 1884

Rules suspended, Conference Committee amendments adopted, properly re-engrossed, second reading and final passage, 1864

Final Passage:

Passed, 1864

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1588. A Bill for an Act to establish a family farm security program to encourage and guarantee loans to beginning farmers for the purchase of farmlands; and transferring Bank of North Dakota profits to a special fund for such purposes.

Introduced by Representatives Lundene, Opedahl, Laughlin and Tinjum

Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 336

Reported Back:

Do Not Pass, 702

Re-referred to Committee on Industry, Business and Labor, 716

Reported Back:

Amended, 758

Adopted, 758

Engrossed, 759

Re-referred to Committee on Appropriations, 758

Reported Back:

Do Not Pass, 794

Final Passage: Passed, 598

Final Passage: Reconsidered, 958

Final Passage, 959

Clincher, 959

Sent to Senate, 971

Returned to House: Failed to Pass, 1794

House Bill No. 1589. A Bill for an Act to amend and reenact sections 5-01-08, 5-01-08.1, 5-01-08.2, and 5-01-09 of the North Dakota Century Code, relating to the legal age for the purchase and sale of alcoholic beverages and beer, misrepresentation of age, presumption of licensee's innocence, and delivery to certain persons unlawful; and to repeal section 5-02-06 of the North Dakota Century Code, relating to prohibitions as to persons under twenty-one years of age; and to provide an expiration date.

Introduced by Representatives McCaffrey, Stenehjem and Swiontek

Introduction, First Reading, Referred to Committee on Social Welfare, 336

Reported Back:

Amended, 661-662

Adopted, 671

Engrossed, 707
Final Passage: Lost, 838-839
Clincher, 970

House Bill No. 1590. A Bill for an Act to repeal sections 12-46-23, 12-47-10 and 37-01-15 of the North Dakota Century Code, relating to the exemption from jury service of officers and employees of the state industrial school and the state penitentiary, and members of the national guard.

Introduced by Representative Winkjer
Introduction, First Reading, Referred to Committee on Judiciary, 337
Returned to House, 360
Withdrawn, 360

House Bill No. 1591. A Bill for an Act to amend and reenact sections 10-30-10, 10-30-12 and 10-30-14 of the North Dakota Century Code, relating to loans by and investments in a state development corporation.

Introduced by Representative Weber
Introduction, First Reading, Referred to Committee on State and Federal Government, 337
Reported Back:
Amended, 601
Adopted, 607
Engrossed, 633
Final Passage: Passed, 839
Sent to Senate, 893
Returned to House: Passed, 1138
Enrolled, 1436
Signed by Speaker, 1437
Sent to Senate, Signed by Speaker, 1438
Returned to House, Signed by President, 1463
Sent to Governor, 1464
Approved by Governor, 1561

House Bill No. 1592. A Bill for an Act to amend and reenact section 43-07-13 of the North Dakota Century Code, relating to contractor registrar disposing of inactive licenses.

Introduced by Representative Mund
Introduction, First Reading, Referred to Committee on State and Federal Government, 337
Reported Back:
Amended, 550
Adopted, 556
Engrossed, 583
Final Passage: Passed, 839-840
Sent to Senate, 893
Returned to House: Amended, 1139
House Concurs, 1184
Final Passage:
Passed, 1201-1202
Engrossed and Enrolled, 1626
Signed by Speaker, 1626

Sent to Senate, Signed by Speaker, 1647
Returned to House, Signed by President, 1664
Sent to Governor, 1672
Approved by Governor, 1788

House Bill No. 1593. A Bill for an Act to create and enact section 12-46-25 of the North Dakota Century Code, relating to the availability of tobacco products to certain persons; and to provide an expiration date.

Introduced by Representative Mushik
Introduction, First Reading, Referred to Committee on Social Welfare, 337
Reported Back:
Amended, 662
Adopted, 671
Engrossed, 707
Final Passage: Lost, 840
Clincher, 970

House Bill No. 1594. A Bill for an Act to provide for the inception and expiration times of insurance policies.

Introduced by Representative Rued
Introduction, First Reading, Referred to Committee on Industry, Business and Labor, 337
Reported Back:
Do Pass, 601
Final Passage: Passed, 841-842
Sent to Senate, 893
Returned to House: Passed, 1126
Enrolled, 1436
Signed by Speaker, 1437
Sent to Senate, Signed by Speaker, 1438
Returned to House, Signed by President, 1463
Sent to Governor, 1464
Approved by Governor, 1561

House Bill No. 1595. A Bill for an Act to provide for the transfer of the North Dakota regional environmental assessment program from the legislative branch of state government to the state planning division of the department of accounts and purchases.

Introduced by Representative Rylance
Introduction, First Reading, Referred to Committee on Appropriations, 337
Reported Back:
Amended, 514
Adopted, 556
Engrossed, 583
Final Passage: Lost, 584
Clincher, 970

House Bill No. 1596. A Bill for an Act to provide aid to nonpublic institutions of higher education, and providing an appropriation.

Introduced by Representative Unhjem
 Introduction, First Reading, Referred to Committee on Appropriations,
 337
 Reported Back:
 Do Not Pass, 514
 Final Passage: Lost, 544
 Clincher, 970

House Bill No. 1597. A Bill for an Act to create and enact a new section to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for travel trailers sold to residents of other stated.

Introduced by Representative A. Hausauer
 Introduction, First Reading, Referred to Committee on Transportation,
 337

Reported Back:
 Amended, 662-663
 Adopted, 671
 Engrossed, 707
 Final Passage: Passed, 842
 Sent to Senate, 893
 Returned to House: Amended, 1409
 House Concurr, 1467
 Final Passage:
 Passed, 1523
 Engrossed and Enrolled, 1920
 Signed by Speaker, 1920
 Sent to Senate, Signed by Speaker, 1921
 Returned to House, Signed by President, 1932
 Sent to Governor, 1932

House Bill No. 1598. A Bill for an Act to provide for reporting statistical data regarding legal malpractice claims, settlements and final judgments.

Introduced by Representative Conmy
 Introduction, First Reading, Referred to Committee on Social Welfare,
 337

Returned to House, 368
 Re-referred to Committee on Judiciary, 368
 Reported Back:
 Do Pass, 702
 Final Passage: Passed, 847-848
 Sent to Senate, 893
 Returned to House: Passed, 1794
 Enrolled, 1958
 Signed by Speaker, 1961
 Sent to Senate, Signed by Speaker, 1963
 Returned to House, Signed by President, 1965
 Sent to Governor, 1974

House Bill No. 1599. A Bill for an Act to amend and reenact section 2-07-11.1 of the North Dakota Century Code, relating to county appropriations for weather modification.

Introduced by Representative Langley Through The Delayed Bills Committee

Introduction, First Reading, Referred to Committee on Political Subdivisions, 1062

Reported Back:

Do Pass, 1233

Final Passage: Passed, 1480

Sent to Senate, 1552

Returned to House: Passed, 1794

Enrolled, 1958

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Bill No. 1600. A Bill for an Act to amend and reenact subsection 2 of section 39-06.1-06 and subparagraph a of paragraph 11 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the statutory fee and point assessment for exceeding the fifty-five-mile-per-hour speed limit by no more than ten miles per hour.

Introduced by Representative Erickson Through the Delayed Bills Committee

Introduction, First Reading, Referred to Committee on Transportation, 1062

Returned to House, 1278

Withdrawn, 1278

House Bill No. 1601. A Bill for an Act to provide an appropriation to the legislative council for the expenses of the Garrison diversion overview committee; and declaring an emergency.

Introduced by Representatives Backes and Strinden

Introduction, First Reading, Referred to Committee on Appropriations, 1639

Reported Back:

Amended, 1673

Adopted, 1695

Engrossed, 1700

Final Passage: Passed, 1777

Emergency Clause carried, 1777

Sent to Senate, 1793

Returned to House: Amended, 1795

House Concurr, 1795

Final Passage:

Passed, 1795

Emergency Clause failed to carry

Engrossed and Enrolled, 1960

Signed by Speaker, 1961

Sent to Senate, Signed by Speaker, 1963

Returned to House, Signed by President, 1965

Sent to Governor, 1974

House Concurrent Resolutions

House Concurrent Resolution No. 3001. A concurrent resolution to repeal articles 14, 19, and 24 of the amendments to the Constitution of the State of North Dakota, relating to state operation of terminal grain elevators in Minnesota or Wisconsin, state operation of terminal grain elevators in North Dakota, and creation of a hail insurance mill levy.

Introduced by Interim Committee on Constitutional Revision, 133
Introduction, First Reading and Referred to Committee on Constitutional Revision, 133

Reported Back: Amended, 1712

Amendments adopted, 1736

Engrossed, 1749

Second reading and final passage: Lost, 1757

House Concurrent Resolution No. 3002. A concurrent resolution to repeal article 19 of the amendments to the Constitution of the State of North Dakota, relating to state operation of terminal grain elevators in North Dakota.

Introduced by Interim Committee on Constitutional Revision, 133
Introduction, First Reading and Referred to Committee on Constitutional Revision, 134

Reported Back: Do Not Pass, 1713

Second reading and final passage: Lost, 1741

House Concurrent Resolution No. 3003. A concurrent resolution to repeal article 24 of the amendments to the Constitution of the State of North Dakota, relating to a mill levy to create a hail insurance fund.

Introduced by Interim Committee on Constitutional Revision, 134
Introduction, First Reading and Referred to Committee on Constitutional Revision, 134

Reported Back: Do Not Pass, 1713

Second reading and final passage: Lost, 1741

House Concurrent Resolution No. 3004. A concurrent resolution to repeal articles 59, 65, 87, and 88 of the amendments to the Constitution of the State of North Dakota, relating to bonds for bonuses to veterans of World War II, the Korean conflict and the Vietnam conflict, and to the calling of a constitutional convention.

Introduced by Interim Committee on Constitutional Revision, 134
Introduction, First Reading and Referred to Committee on Constitutional Revision, 134

Reported Back: Amended, 1713

Amendments adopted, 1736

Engrossed, 1749

Second reading and final passage: Adopted, 1758

To Senate, 1791

Returned to House — Passed, 1833

Enrolled, 1958

Signed by Speaker, 1962

Sent to Senate, 1963
Returned to House, signed by President, 1966
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3005. A concurrent resolution to repeal article 88 of the amendments to the Constitution of the State of North Dakota, relating to the calling of a constitutional convention.

Introduced by Interim Committee on Constitutional Revision, 134
Introduction, First Reading and Referred to Committee on Constitutional Revision, 134
Reported Back: Do Not Pass, 1713
Second reading and final passage: Lost, 1742

House Concurrent Resolution No. 3006. A concurrent resolution to repeal sections 132, 133, 137, 138, 140, 141, 143, 144, and 145 of the Constitution of the State of North Dakota, relating to the charters of corporations in existence at the time the Constitution took effect, the authorized business of a corporation, the issuance of stocks and bonds by a corporation, the operating conditions for railroad corporations, the definition of a corporation, and notes and bills circulated by banks.

Introduced by Interim Committee on Constitutional Revision, 134
Introduction, First Reading and Referred to Committee on Constitutional Revision, 134
Reported Back: Amended, 1714
Engrossed, 1749
Second reading and final passage: Adopted, 1758
To Senate, 1791
Returned to House: Passed, 1833
Enrolled, 1958
Signed by Speaker, 1962
Sent to Senate, 1963
Returned to House, signed by President, 1966
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3007. A concurrent resolution to repeal section 135 of the Constitution of the State of North Dakota, relating to elections of managers or directors of a corporation.

Introduced by Interim Committee on Constitutional Revision, 134
Introduction, First Reading and Referred to Committee on Constitutional Revision, 134
Reported Back: Do Not Pass, 1562
Second reading and final passage: Lost, 1571

House Concurrent Resolution No. 3008. A concurrent resolution to repeal section 136 of the Constitution of the State of North Dakota, relating to foreign corporations doing business in North Dakota.

Introduced by Interim Committee on Constitutional Revision, 134
Introduction, First Reading and Referred to Committee on Constitutional Revision, 134

Reported Back: Do Not Pass, 1562
Second reading and final passage: Lost, 1571

House Concurrent Resolution No. 3009. A concurrent resolution to repeal section 137 of the Constitution of the State of North Dakota, relating to the authorized business of a corporation.

Introduced by Interim Committee on Constitutional Revision, 134
Introduction, First Reading and Referred to Committee on Constitutional Revision, 134
Reported Back: Do Not Pass, 1714
Second reading and final passage: Lost, 1743

House Concurrent Resolution No. 3010. A concurrent resolution to repeal section 138 of the Constitution of the State of North Dakota, relating to the issuance of stocks and bonds by corporations.

Introduced by Interim Committee on Constitutional Revision, 134
Introduction, First Reading and Referred to Committee on Constitutional Revision, 135
Reported Back: Do Not Pass, 1714
Second reading and final passage: Lost, 1743

House Concurrent Resolution No. 3011. A concurrent resolution to repeal sections 140, 141, and 143 of the Constitution of the State of North Dakota, relating to operating conditions for railroad corporations, stock consolidations of railroad corporations, and the rights of corporations to construct railroad lines in North Dakota.

Introduced by Interim Committee on Constitutional Revision, 135
Introduction, First Reading and Referred to Committee on Constitutional Revision, 135
Reported Back: Do Not Pass, 1714
Second reading and final passage: Lost, 1744

House Concurrent Resolution No. 3012. A concurrent resolution to repeal section 144 of the Constitution of the State of North Dakota, relating to the scope of the term "corporation".

Introduced by Interim Committee on Constitutional Revision, 135
Introduction, First Reading and Referred to Committee on Constitutional Revision, 135
Reported Back: Do Not Pass, 1714
Second reading and final passage: Lost, 1744

House Concurrent Resolution No. 3013. A concurrent resolution to repeal section 145 of the Constitution of the State of North Dakota, relating to notes and bills circulated by banks.

Introduced by Interim Committee on Constitutional Revision, 135
Introduction, First Reading and Referred to Committee on Constitutional Revision, 135

Reported Back: Do Not Pass, 1715
Second reading and final passage: Lost, 1745

House Concurrent Resolution No. 3014. A concurrent resolution creating a new Article V of the North Dakota Constitution, relating to the elective franchise, and to repeal Article V, consisting of sections 121 through 129 of the North Dakota Constitution, relating to the elective franchise, and articles 36 and 40 of the amendments to the North Dakota Constitution, relating to residency for voting purposes.

Introduced by Interim Committee on Constitutional Revision, 135
Introduction, First Reading and Referred to Committee on Constitutional Revision, 135
Reported Back: Amended, 1693
Amendments adopted, 1736
Engrossed, 1749
Second reading and final passage: Adopted, 1758
To Senate, 1791
Returned to House: Passed, 1833
Enrolled, 1958
Signed by Speaker, 1962
Sent to Senate, 1963
Returned to House, signed by President, 1964
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3015. A concurrent resolution for the amendment of section 84 of the North Dakota Constitution, relating to the salaries of public officers.

Introduced by Interim Committee on Constitutional Revision, 135
Introduction, First Reading and Referred to Committee on Constitutional Revision, 135
Reported Back: Amended, 1694
Amendments Adopted, 1736
Engrossed, 1749
Second reading and final passage: Adopted, 1759
To Senate, 1791
Returned to House: Passed, 1833
Enrolled, 1958
Signed by Speaker, 1962
Sent to Senate, 1963
Returned to House, signed by President, 1966
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3016. A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the Garrison Diversion Project.

Introduced by Representatives Peterson, L. Hausauer, Mertens, 145
Introduction, First Reading and referred to Committee on Natural Resources, 145
Reported Back: Amended, 428-429
Amendments laid on table, 434

House Concurrent Resolution No. 3017. A concurrent resolution commending President Gerald R. Ford for his service to the nation.

Introduced by Representatives Strinden, Backes, Solberg, 145
 Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 145

Second reading and final passage: Adopted, 146

To Senate, 178

Returned to House: Passed, 217

Enrolled, 283

Signed by Speaker, 284

To Senate, 297

Returned to House, signed by President, 346

Messaged to Secretary of State, 367

House Concurrent Resolution No. 3018. A concurrent resolution congratulating President-elect Jimmy Carter and wishing him well as he begins his administration.

Introduced by Representatives Backes, Solberg, Strinden, 146

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 146

Second reading and final passage: Adopted, 146

To Senate, 178

Returned to House: Passed, 217

Enrolled, 283

Signed by Speaker, 284

Sent to Senate, 297

Returned to House, signed by President, 346

Messaged to Secretary of State

House Concurrent Resolution No. 3019. A concurrent resolution providing and designating House and Senate employees and fixing their compensation.

Introduced by Committee on Employment, 146

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in journal, placed on second reading and final passage, 146

Floor Amendment, 162

Engrossed, 167

Second reading and final passage: Adopted, 162-163

To Senate, 192

Returned to House: Amended, 256-257

House Concurs, 257

Rules suspended, properly re-engrossed, placed on final passage, 257

Engrossed and Enrolled, 283

Signed by Speaker, 284

Sent to Senate, 297

Returned to House, signed by President, 346

Messaged to Secretary of State, 367

House Concurrent Resolution No. 3020. A concurrent resolution directing the Legislative Council to conduct a study of the feasibility of manufacturing, milling, processing, and refining North Dakota-grown products, the construction of agriculturally related small machinery, and the establishment of feedlot operations within North Dakota.

Introduced by Representatives C. Martin, Knudson, 149
 Introduction, First Reading and referred to Committee on Agriculture, 150
 Reported Back: Do Pass, 269
 Re-referred to Committee on Legislative Council Resolutions, 297
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1677

House Concurrent Resolution No. 3021. A concurrent resolution urging the President and the Congress of the United States to expeditiously exact a long-range and comprehensive energy conservation and development program.

Introduced by Representative Lardy, 150
 Introduction, First Reading and referred to Committee on Natural Resources, 150
 Reported Back: Amended, 663
 Amendments adopted, 671
 Engrossed, 707
 Second reading and final passage: Adopted, 849
 To Senate, 859
 Returned to House: Passed, 1575
 Enrolled, 1958
 Signed by Speaker, 1962
 Sent to Senate, 1963
 Returned to House, signed by President, 1965
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3022. A concurrent resolution directing the Legislative Council to study regional planning agencies.

Introduced by Representative Strinden, 150
 Introduction, First Reading and referred to Committee on State and Federal Gov't., 150
 Reported Back: Do Pass, 290
 Re-referred to Committee on Legislative Council Resolutions, 290
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1678

House Concurrent Resolution No. 3023. A concurrent resolution directing the Legislative Council to inventory the available ground and surface water in North Dakota, and to prepare a comprehensive plan which projects the use of the waters of North Dakota during the next fifty years.

Introduced by Representative C. Martin, VanderVorst, Lardy,

Maixner and Knudson, 150
 Introduction, First Reading and referred to Committee on Natural Resources, 150
 Reported Back: Amended, 601-602
 Amendments adopted, 607
 Engrossed, 633
 Second reading and final passage: Lost, 680-681

House Concurrent Resolution No. 3024. A concurrent resolution directing the Legislative Council to conduct a study of the gambling law in operation.

Introduced by Representative Strinden
 Introduction, First Reading and referred to Committee on Judiciary, 196
 Reported Back: Do Pass, 702
 Re-referred to Committee on Legislative Council Resolutions, 702
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Adopted, 1678
 To Senate, 1749
 Returned to House: Indefinitely Postponed, 1811

House Concurrent Resolution No. 3025. A concurrent resolution commending Miss North Dakota USA Universe.

Introduced by Representatives Erickson and Crabtree
 Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 216
 Second reading and final passage: Adopted, 217
 To Senate, 240
 Returned to House: Passed, 277
 Enrolled, 1005
 Signed by Speaker, 1018
 Sent to Senate, 1019
 Returned to House, signed by President, 1021
 Messaged to Secretary of State, 1022

House Concurrent Resolution No. 3026. A concurrent resolution commending Martin Gronvold for his work as executive director of the Employment Security Bureau upon his retirement.

Introduced by Representative Gerl and Mushik
 Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 227
 Second reading and final passage: Adopted, 227-228
 To Senate, 256
 Returned to House: Passed, 298
 Enrolled, 1005
 Signed by Speaker, 1018
 Sent to Senate, 1019
 Returned to House, signed by President, 1021
 Messaged to Secretary of State, 1022

House Concurrent Resolution No. 3027. A concurrent resolution directing a Legislative Council study of North Dakota's corrections system.

Introduced by Representatives Eagles, Conmy and Nicholas
 Introduction, First Reading and referred to Committee on State and Federal Gov't., 260
 Reported Back: Amended, 486
 Amendments adopted, 506
 Re-referred to Committee on Legislative Council Resolutions, 506
 Engrossed, 539
 Reported Back: Do Pass, 1636
 Second reading and final passage: 1710
 To Senate, 1741
 Returned to House: Passed, 1811
 Enrolled, 1958
 Signed by Speaker, 1962
 Sent to Senate, 1963
 Returned to House, signed by President, 1965
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3028. A concurrent resolution urging the President of the United States to seek an amendment to the Convention for the Protection of Migratory Birds and Mammals to allow the destruction of certain harmful blackbirds, grackles, and cowbirds.

Introduced by Representatives Schindler, Langley, B. Larson and Rau
 Introduction, First Reading and referred to Committee on Natural Resources, 280
 Reported Back: Amended, 702
 Amendments adopted, 709
 Engrossed, 741
 Second reading and final passage: Adopted, 867
 To Senate, 892
 Returned to House: Passed, 1575
 Enrolled, 1958
 Signed by Speaker, 1962
 Sent to Senate, 1963
 Returned to House, signed by President, 1965
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3029. A concurrent resolution providing for a study by the Legislative Council to determine the feasibility of creating a state department of transportation.

Introduced by Representative Gengler
 Introduction, First Reading and referred to Committee on Transportation, 280
 Reported Back: Amended, 629; Do Not Pass, 1638
 Amendments adopted, 635
 Re-referred to Committee on Legislative Council Resolutions, 635
 Engrossed, 667
 Second reading and final passage: Lost, 1679

House Concurrent Resolution No. 3030. A concurrent resolution supporting the expeditious reconstruction of Locks and Dam 26 on the Mississippi River at Alton, Illinois.

Introduced by Representatives Erickson, Hill, Weber and Nicholas
Introduction, First Reading and referred to Committee on Agriculture,
306

Reported Back: Do Pass, 663

Second reading and final passage: Adopted, 848

To Senate, 859

Returned to House: Passed, 1185

Enrolled, 1488

Signed by Speaker, 1488

Sent to Senate, 1495

Returned to House, signed by President, 1504

Messaged to Secretary of State, 1504

House Concurrent Resolution No. 3031. A concurrent resolution for the amendment of section 150 of the Constitution of the state of North Dakota, relating to the county superintendent of schools.

Introduced by Representative Gackle
Introduction, First Reading and Referred to Committee on Education,
306

Re-referred to the Joint Committee on Constitutional Revision, 634

Reported Back: Amended, 1694

Amendments Adopted, 1736

Engrossed, 1749

Second reading and final passage: Lost, 1761

House Concurrent Resolution No. 3032. A concurrent resolution to create special Garrison diversion legislative oversight committee to review matters concerning Garrison diversion through the upcoming interim and to represent legislative interests in the Garrison diversion project, and asking that the Legislative Council budget be increased to cover any expenses this committee might incur.

Introduced by Representatives Strinden, Backes

Introduction, First Reading and Referred to Committee on Natural Resources, 306

Resolution called out of committee to House floor, 381

Rules suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 381

Second reading and final passage: Adopted, 381-383

To Senate, 383

Returned to House: 411

Enrolled, 1005

Signed by Speaker, 1018

Sent to Senate, 1019

Returned to House, signed by President, 1021

Messaged to Secretary of State, 1022

House Concurrent Resolution No. 3033. A concurrent resolution urging Congress to amend the Federal Occupational Safety and Health Act.

- Introduced by Representative Vander Vorst
Introduction, First Reading and Referred to Committee on Industry,
Business and Labor, 383
Reported Back: Amended, 702-703
Amendments adopted, 709
Engrossed, 741
Second reading and final passage: Adopted, 867
To Senate, 892
Returned to House: 1126
Enrolled, 1436
Signed by Speaker, 1437
Sent to Senate, 1438
Returned to House, signed by President, 1463
Messaged to Secretary of State, 1464
- House Concurrent Resolution No. 3034.** A concurrent resolution urging
Congress to retain Section 14(b) of the Taft-Hartley Act.
Introduced by Representatives Marsden, Gackle, Rued, Thorsgard,
Timm
Introduction, First Reading and Referred to Committee on Industry,
Business and Labor, 383
Reported Back: Do Pass, 751
Second reading and final passage: Adopted, 869-870
To Senate, 910
Returned to House: Passed, 1575
Enrolled, 1958
Signed by Speaker, 1962
Sent to Senate, 1963
Returned to House, signed by President, 1965
Messaged to Secretary of State, 1975
- House Concurrent Resolution No. 3035.** A concurrent resolution
designating an official North Dakota State High School Hockey Flag.
Introduced by Representative 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, 383
Second reading and final passage: Adopted, 383-384
To Senate, 411
Returned to House: Passed, 431
Enrolled, 1005
Signed by Speaker, 1018
Sent to Senate, 1019
Returned to House, signed by President, 1021
Messaged to Secretary of State, 1022
- House Concurrent Resolution No. 3036.** A concurrent resolution
directing the Legislative Council to conduct a study of the past and
current operations of the North Dakota State Wheat Commission.
Introduced by Representative Fleming
Introduction, First Reading and Referred to Committee on
Agriculture, 384
Reported Back: Do Pass, 629
Re-referred to Committee on Legislative Council Resolutions, 629

Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1680

House Concurrent Resolution No. 3037. A concurrent resolution directing the Legislative Council to conduct a continuing study of financing of elementary and secondary schools, and of the effectiveness of such financing in reaching the goal of providing the best possible education for North Dakota's students.

Introduced by Representative Knudson
 Introduction, First Reading and Referred to Committee on Education,
 385

Reported Back: Do Pass, 735
 Re-referred to Committee on Legislative Council Resolutions, 735
 Reported Back: Amended, 1637
 Amendments adopted, 1649
 Engrossed, 1700
 Second reading and final passage: Adopted, 1710
 To Senate, 1741
 Returned to House: Passed, 1811
 Enrolled, 1958
 Signed by Speaker, 1962
 Sent to Senate, 1963
 Returned to House, signed by President, 1965
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3038. A concurrent resolution asking Congress and federal agencies to require federal building projects to comply with local zoning ordinances, building codes, and similar health and safety regulations.

Introduced by Representatives Rylance, Eagles, Kelly,
 Martinson
 Introduction, First Reading and Referred to Committee on Industry,
 Business and Labor, 385
 Reported Back: Do Pass, 602
 Second reading and final passage: Adopted, 849
 To Senate, 859
 Returned to House: Passed, 1160
 Enrolled, 1487
 Signed by Speaker, 1488
 Sent to Senate, 1495
 Returned to House, signed by President, 1504
 Messaged to Secretary of State, 1504

House Concurrent Resolution No. 3039. A concurrent resolution urging the President and Congress to permit the Soil Conservation Service to provide technical assistance to landowners in North Dakota on the drainage of land containing Class I and II wetlands, consistent with the North Dakota Century Code, without prior approval of the Fish and Wildlife Service.

Introduced by Representatives Berg, Nicholas, Mertens, Richard,

Weber

Introduction, First Reading and Referred to Committee on Agriculture, 387

Reported Back: Do Pass, 663

Second reading and final passage: Adopted, 849

To Senate, 859

Returned to House: Amended, 1409

House concurs, 1467

Second reading and final passage, 1523

Engrossed and enrolled, 1920

Signed by Speaker, 1920

Sent to Senate, 1921

Returned to House, signed by President, 1932

Messaged to Secretary of State, 1958

House Concurrent Resolution No. 3040. A concurrent resolution acknowledging the gift to the State of North Dakota of the antique collection and farmstead of Mr. and Mrs. Dale Hawk, and expressing gratitude for the gift to Mr. and Mrs. Hawk.

Introduced by Representative Solberg

Introduction, First Reading and Referred to Committee on State and Federal Gov't, 387

Reported Back: Do Pass, 735

Second reading and final passage: Adopted, 868

To Senate, 892

Returned to House: Passed, 1070

Enrolled, 1187

Signed by Speaker, 1190

Sent to Senate, 1191

Returned to House, signed by President, 1224

Messaged to Secretary of State, 1227

House Concurrent Resolution No. 3041. A concurrent resolution urging support for the adoption of a teachers' Indian education requirement for certification.

Introduced by Representatives McCaffrey, Meiers, Tinjum, Meyer, Olson

Introduction, First Reading and Referred to Committee on Education, 388

Reported Back: Do Pass, 735-736

Second reading and final passage: Adopted, 868

To Senate, 892

Returned to House: Passed, 1138

Enrolled, 1436

Signed by Speaker, 1437

Sent to Senate, 1438

Returned to House, signed by President, 1463

Messaged to Secretary of State, 1464

House Concurrent Resolution No. 3042. A concurrent resolution congratulating Randy Hedberg of Minot State College on being chosen North Dakota's 1976 College Athlete of the Year.

Introduced by Representatives Meiers, Tinjum
 Rules Suspended, not referred to committee, read in entirety, not
 printed as a bill, printed in Journal, placed on second reading and
 final passage, 388

Second reading and final passage: Adopted, 388-389

To Senate, 432

Returned to House: Passed, 498

Enrolled, 1005

Signed by Speaker, 1018

Sent to Senate, 1019

Returned to House, signed by President, 1021

Messaged to Secretary of State, 1022

House Concurrent Resolution No. 3043. A concurrent resolution directing the legislative council to study the feasibility and desirability of adopting a method of computing state income tax liability by taking a percentage of a taxpayer's federal income tax liability.

Introduced by Representative Gackle

Introduction, First Reading and Referred to Committee on Finance
 and Taxation, 389

Reported Back: Do Pass, 602

Re-referred to Committee on Legislative Council Resolutions, 602

Reported Back: Do Not Pass, 1638

Second reading and final passage: Lost, 1680

House Concurrent Resolution No. 3044. A concurrent resolution urging an awareness of the needs of older American Indian citizens in North Dakota and the creation and support of more adequate programs in their behalf.

Introduced by Representatives Lundene, Wentz

Rules suspended, not referred to committee, read in entirety, not
 printed as a bill, printed in Journal, placed on second reading and
 final passage, 389

Second reading and final passage: Adopted, 389-390

To Senate, 432

Returned to House: Passed, 498

Enrolled, 1005

Signed by Speaker, 1018

Sent to Senate, 1019

Returned to House, signed by President, 1021

Messaged to Secretary of State, 1022

House Concurrent Resolution No. 3045. A concurrent resolution urging the Director of Institutions to install electrical outlets in the Capitol parking lots.

Introduced by Representative Schuett

Introduction, First Reading and Referred to Committee on State and
 Federal Gov't, 390

Reported Back: Do Not Pass, 751

Second reading and final passage: Lost, 868

House Concurrent Resolution No. 3046. A concurrent resolution for the amendment of subsection 7 of article 54 of the amendments to the Constitution of the State of North Dakota, relating to the method of selection of the State Commissioner of Higher Education.

Introduced by Representative Rylance
Introduction, First Reading and Referred to Constitutional Revision Committee, 390
Reported Back: Do Not Pass, 1583
Second reading and final passage: Lost, 1639-1640

House Concurrent Resolution No. 3047. A concurrent resolution urging Congress to reestablish the Dakota National Forest.

Introduced by Representative Rylance
Introduction, First Reading and Referred to Committee on Natural Resources, 390
Withdrawn, 652

House Concurrent Resolution No. 3048. A concurrent resolution commending the Mary College legislative guides program and urging the college to continue this program during future sessions.

Introduced by Representatives Conmy, A. Hausauer, Martinson, Mund, Wagner
Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 390
Second reading and final passage: Adopted, 391
To Senate, 432
Returned to House: Passed, 498
Enrolled, 1005
Signed by Speaker, 1018
Sent to Senate, 1019
Returned to House, signed by President, 1021
Messaged to Secretary of State, 1022

House Concurrent Resolution No. 3049. A concurrent resolution urging the President of the United States to exercise his authority to limit the import of fresh, chilled, or frozen beef into the United States.

Introduced by Representative Vander Vorst
Introduction, first Reading and Referred to Committee on Agriculture, 397
Reported Back: Do Pass, 663
Second reading and final passage: Adopted, 849
To Senate, 859
Returned to House: Passed, 1575
Enrolled, 1958
Signed by Speaker, 1962
Sent to Senate, 1964
Returned to House, signed by President, 1966
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3050. A concurrent resolution urging Congress to propose an amendment to the United States Constitution limiting United States Senators to two six-year terms, and United States Representatives to three four-year terms.

Introduced by Representatives Gackle, L. Hausauer, Lardy, G. Larson, Metzger
 Introduction, First Reading and Referred to Committee on State and Federal Gov't, 397
 Reported Back: Amended, 751
 Amendments Adopted, 847
 Engrossed, 864
 Second reading and final passage: Lost, 870

House Concurrent Resolution No. 3051. A concurrent resolution urging the United States Congress to provide impact funding for transportation-related impact resulting from coal development.

Introduced by Representative O'Shea
 Introduction, First Reading and Referred to Committee on Industry, Business and Labor, 397
 Reported Back: Do Pass, 703
 Second reading and final passage: Adopted, 1849
 To Senate, 859
 Returned to House: Passed, 1575
 Enrolled, 1958
 Signed by Speaker, 1962
 Sent to Senate, 1964
 Returned to House, signed by President, 1966
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3052. A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the development of a regional system of veterinary education and directing Legislative Council consultation in the development of such a veterinary educational system.

Introduced by Representatives Fleming, Mushik, Murphy, Hickie, Nordby
 Introduction, First Reading and Referred to Committee on Agriculture, 398
 Reported Back: Do Pass, 663
 Second reading and final passage: Adopted, 850
 To Senate, 859
 Returned to House, 1576
 Reconsidered, 1577
 Re-referred to Committee on Legislative Council Resolutions, 1577
 Reported Back: Amended, 1637
 Amendments Adopted, 1649
 Engrossed, 1700
 Final Passage: Adopted, 1710
 To Senate, 1741
 Returned to House: Passed, 1811

Enrolled, 1958
Signed by Speaker, 1962
Sent to Senate, 1964
Returned to House, signed by President, 1966
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3053. A concurrent resolution encouraging officials of the North Dakota State Prison to study the feasibility of the use of the Transcendental Meditation Program at that institution.

Introduced by Representative Matchie
Introduction, First Reading and Referred to Committee on State and Federal Gov't, 398
Reported Back: Do Not Pass, 752
Second reading and final passage: Lost, 868

House Concurrent Resolution No. 3054. A concurrent resolution urging Congress to amend 16 U.S.C. 715s to provide that the National Wildlife Refuge System's land value readjustment period and annual in lieu of tax payments to state counties be the same as the state land value assessment period and in lieu of tax payments made by the State Game and Fish Department.

Introduced by Representatives Metz, Marsden, G. Larson, Meyer
Introduction, First reading and Referred to Committee on Finance and Taxation, 398
Reported Back: Do Pass, 736
Second reading and final passage: Adopted, 868
To Senate, 892
Returned to House: Passed, 1126
Enrolled, 1436
Signed by Speaker, 1437
Sent to Senate, 1438
Returned to House, signed by President, 1463
Messaged to Secretary of State, 1464

House Concurrent Resolution No. 3055. A concurrent resolution disapproving of the offer of general amnesty for draft evaders by the President of the United States and urging the President to refrain from making a similar offer of amnesty for deserters.

Introduced by Representatives Gackle, Marsden
Introduction, First Reading and referred to Committee on Veterans Affairs, 398
Reported Back: Do Not Pass, 795
Second reading and final passage: Lost, 869

House Concurrent Resolution No. 3056. A concurrent resolution urging the State Board of Higher Education and the State Board of Vocational Education to enter into negotiations with the State of Minnesota regarding reciprocity agreements for students enrolled in vocational education programs.

Introduced by Representative Fleming
Introduction, First Reading and referred to Committee on Education,
398

Reported Back: Do Not Pass, 736
Second reading and final passage: Lost, 868

House Concurrent Resolution No. 3057. A concurrent resolution urging Congress to reject legislation providing for the vertical and horizontal divestiture of American oil companies.

Introduced by Representatives Gerl, Strinden, Backes
Introduction, First Reading and referred to Committee on Industry,
Business and Labor, 398

Reported Back: Do Pass, 736
Second reading and final passage: Adopted, 868
To Senate, 892

Returned to House: Passed, 1160
Enrolled, 1487
Signed by Speaker, 1488
Sent to Senate, 1495
Returned to House, signed by President, 1504
Messaged to Secretary of State, 1504

House Concurrent Resolution No. 3058. A concurrent resolution commending the North Dakota Conference of Churches for its sponsorship of the North Dakota Harvest for Hunger.

Introduced by Representatives Gunderson, Nicholas, Laughlin,
Powers, Benedict
Introduction, First Reading and referred to Committee on Agriculture,
398

Reported Back: Do Pass, 663
Second reading and final passage: Adopted, 850
To Senate, 859

Returned to House: Passed, 1575
Enrolled, 1959
Signed by Speaker, 1962
Sent to Senate, 1964
Returned to House, signed by President, 1966
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3059. A concurrent resolution urging the Congress of the United States to authorize construction of the Horsehead Flats-Winona segment of the Apple Creek Unit of the Pick-Sloan Missouri River Basin program.

Introduced by Representatives Vander Vorst, Schindler, Lang,
Richter, Kretschmar, Mund
Introduction, First Reading and referred to Committee on Natural
Resources, 399

Re-referred to Committee on Agriculture, 414
Reported Back: Do pass, 664

Second reading and final passage: Adopted, 850
To Senate, 859
Returned to House: Passed, 1575
Enrolled, 1919
Signed by Speaker, 1920
Sent to Senate, 1921
Returned to House, signed by President, 1932
Messaged to Secretary of State, 1958

House Concurrent Resolution No. 3060. A concurrent resolution directing the Legislative Council to study the responsibilities, needs, powers, and duties of political subdivisions.

Introduced by Representatives Mushik, Fleming
Introduction, First Reading and referred to Committee on Finance and Taxation, 399
Reported Back: Amended, 736
Amendments Adopted, 742
Re-referred to Committee on Legislative Council Resolutions, 868
Reported Back: Do Not Pass, 1638
Second reading and final passage: Lost, 1681

House Concurrent Resolution No. 3061. A concurrent resolution urging the states of Minnesota, Wisconsin, Iowa, Illinois, and Missouri, through their elected officials, to institute the required action to adopt and enact the vehicle weight limitations as expressed by the United States Congress in Public Law 93-643, Section 106.

Introduced by Representative Fleming
Introduction, First Reading and referred to Committee on Transportation, 399
Reported Back: Do Pass, 629
Second reading and final passage: Adopted, 850
To Senate, 859
Returned to House: Passed, 1160
Enrolled, 1487
Signed by Speaker, 1488
Sent to Senate, 1495
Returned to House, signed by President, 1504
Messaged to Secretary of State, 1505

House Concurrent Resolution No. 3062. A concurrent resolution for the amendment of the Constitution of the State of North Dakota, relating to limiting the number of terms a person may serve in the North Dakota Senate and the North Dakota House of Representatives.

Introduced by Representative Metzger
Introduction, First Reading and referred to Committee on Constitutional Revision, 429
Reported Back: Do Not Pass, 1694
Second reading and final passage: Lost, 1746

House Concurrent Resolution No. 3063. A concurrent resolution

directing a Legislative Council study of the organization and financing of special education.

Introduced by Representative Schuett
 Introduction, First Reading and referred to Committee on Education,
 448
 Reported Back: Do Pass, 754
 Re-referred to Committee on Legislative Council Resolutions, 754
 Reported Back: Do Pass, 1636
 Second reading and final passage, 1710
 To Senate, 1741
 Returned to House: Passed, 1811
 Enrolled, 1958
 Signed by Speaker, 1962
 Sent to Senate, 1964
 Returned to House, signed by President, 1965
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3064. A concurrent resolution directing the legislative council to study proposals for legislation to be submitted to it by the state board of equalization relating to classification of property for purposes of taxation.

Introduced by Representative Gackle
 Introduction, First Reading and referred to Committee on Finance and
 Taxation, 449
 Reported Back: Do Pass, 629
 Re-referred to Committee on Legislative Council Resolutions, 630
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1681

House Concurrent Resolution No. 3065. A concurrent resolution directing the Legislative Council to conduct a study of the feasibility and desirability of regulating the practice of estate planning in the State of North Dakota.

Introduced by Representatives Meiers, Maixner
 Introduction, First Reading and referred to Committee on Judiciary,
 449
 Reported Back: Do Pass, 703
 Re-referred to Committee on Legislative Council Resolutions, 703
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1682

House Concurrent Resolution No. 3066. A concurrent resolution directing a Legislative Council study of the Social Service Board program plan and needs assessment survey.

Introduced by Representative Unhjem
 Introduction, First Reading and referred to Committee on Social
 Welfare, 472
 Reported back: Do Not Pass, 664
 Second reading and final passage: Lost, 716

House Concurrent Resolution No. 3067. A concurrent resolution directing the Legislative Council to conduct a study of county-city combined law enforcement.

Introduced by Representatives Martinson, A. Hausauer, Mund
Introduction, First Reading and referred to Committee on Political
Subdivisions, 502
Reported Back: Do Pass, 630
Re-referred to Committee on Legislative Council Resolutions, 630
Reported Back: Do Not Pass, 1638
Second reading and final passage: Lost, 1682

House Concurrent Resolution No. 3068. A concurrent resolution directing a study by the Legislative Council on driver licensing in North Dakota.

Introduced by Representatives Mertens, Scofield
Introduction, First Reading and referred to Committee on Transportation, 536
Reported Back: Do Pass, 630
Re-referred to Committee on Legislative Council Resolutions, 630
Reported Back: Do Pass, 1636
Second reading and final passage: Adopted, 1711
To Senate, 1741
Returned to House: Passed, 1812
Enrolled, 1959
Signed by Speaker, 1962
Sent to Senate, 1964
Returned to House, signed by President, 1965
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3069. A concurrent resolution directing a Legislative Council study of alternative missions for North Dakota colleges.

Introduced by Representative Rylance
Introduction, First Reading and referred to Committee on Judiciary, 536
Reported Back: Do Not Pass, 755
Re-referred to Committee on Legislative Council Resolutions, 869
Reported Back: Do Not Pass, 1638
Second reading and final passage: Lost, 1683

House Concurrent Resolution No. 3070. A concurrent resolution directing a Legislative Council study of the feasibility and desirability of relocating the University of North Dakota Law School at Bismarck in conjunction with a new Supreme Court Building.

Introduced by Representative Rylance
Introduction, First Reading and referred to Committee on Judiciary, 537
Reported Back: Do Not Pass, 703
Second reading and final passage: Lost, 798-799

House Concurrent Resolution No. 3071. A concurrent resolution for the amendment of sections 215 and 216 and subsection 1 and subdivision d of subsection 6 of article 54 of the amendments to the Constitution of the State of North Dakota, all relating to the listing of the state's public institutions; and providing an effective date.

Introduced by Representative Rylance
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 537
 Re-referred to the Joint Committee on Constitutional Revision, 672
 Reported Back: Amended, 1694-1695
 Amendments Adopted, 1736
 Engrossed, 1749
 Second reading and final passage: Adopted, 1761
 To Senate, 1791
 Returned to House: Indefinitely postponed, 1834

House Concurrent Resolution No. 3072. A concurrent resolution directing an interim study by the Legislative Council of the services provided by the state and its political subdivisions to Indian citizens in the areas of health, education, welfare, and other programs to determine the extent of such services, and the efficiency with which they are provided.

Introduced by Representatives Rylance, Kretschmar, Stenehjem
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 537
 Reported Back: Do Pass, 752
 Re-referred to Committee on Legislative Council Resolutions, 752
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1684

House Concurrent Resolution No. 3073. A concurrent resolution directing the State Health Department to study economic incentives for the return, reuse, and recycling of packaging materials, to study controls for the amount and environmental quality of packaging, and to study systems of solid waste recycling and reuse.

Introduced by Representatives Swiontek, McCaffrey, Kretschmar
 Introduction, First Reading and referred to Committee on Industry, Business and Labor, 537
 Reported Back: Do Pass, 752
 Re-referred to Committee on Legislative Council Resolutions, 752
 Reported Back: Do Not Pass, 1638
 Re-referred to Committee on Industry, Business and Labor, 1693
 Reported Back: Amended, 1715
 Amendments Adopted, 1736
 Engrossed, 1749
 Second reading and final passage: Adopted, 1762
 To Senate, 1791
 Returned to House: Passed, 1845
 Enrolled, 1959
 Signed by Speaker, 1962
 Sent to Senate, 1964
 Returned to House, signed by President, 1966
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3074. A concurrent resolution directing the Legislative Council to study the feasibility and constitutionality of capital punishment and its statutory adoption in North Dakota.

Introduced by Representatives Swiontek, Russell, Stenehjem, Unhjem, Vander Vorst

Introduction, First Reading and referred to Committee on Judiciary, 602

Reported Back: Do Pass, 795

Re-referred to Committee on Legislative Council Resolutions, 795

Reported Back: Do Not Pass, 1638

Second reading and final passage: Lost, 1684

House Concurrent Resolution No. 3075. A concurrent resolution directing the Legislative Council to conduct a study of coal severance taxes and the distribution of energy taxes.

Introduced by Representative A. Hausauer

Introduction, First Reading and referred to Committee on Finance and Taxation, 602

Reported Back: Without Recommendation, 795

Re-referred to Committee on Legislative Council Resolutions, 795

Reported Back: Do Not Pass, 1638

Second reading and final passage: Adopted, 1685

To Senate, 1749

Returned to House: Indefinitely postponed, 1811

House Concurrent Resolution No. 3076. A concurrent resolution directing the Legislative Council to review and study the adequacy of fire detection warning systems.

Introduced by Representative Rylance

Introduction, First Reading and referred to Committee on Industry, Business and Labor

Reported Back:

Amended, 1133

Amendments Adopted, 1152

Engrossed, 1163

Re-referred to Committee on Legislative Council Resolutions, 1152

Reported Back:

Do Not Pass, 1638

Second reading and final passage: Lost 1686

House Concurrent Resolution No. 3077. A concurrent resolution directing the Legislative Council to conduct a study on the feasibility of the state auditor preparing and distributing a balance sheet and related consolidated financial statements on the financial position and activities of the state.

Introduced by Representative G. Martin

Introduction, First Reading and referred to Committee on State and Federal Gov't, 752

Reported Back: Do Pass, 752

Re-referred to Committee on Legislative Council Resolutions, 752
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1686

House Concurrent Resolution No. 3078. A concurrent resolution directing the Legislative Council to conduct a study relating to North Dakota senior citizens, emphasizing the areas of housing, nutrition, transportation, education, work programs, and employment opportunities for senior citizens.

Introduced by Representatives Lundene, Meiers, Olson
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 664
 Reported Back: Do Pass, 752
 Re-referred to Committee on Legislative Council Resolutions, 752
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Adopted, 1686
 To Senate, 1749
 Returned to House: Indefinitely postponed, 1811

House Concurrent Resolution No. 3079. A concurrent resolution directing the Legislative Council to conduct a study on the need for and availability of public transportation in North Dakota.

Introduced by Representative Powers
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 664
 Reported Back: Do Pass, 752
 Re-referred to Committee on Legislative Council Resolutions, 752
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1702

House Concurrent Resolution No. 3080. A concurrent resolution directing the legislative council to study a family farm security program to aid persons in the farming business to obtain credit in sufficient amounts to effectively purchase farm real estate in times of rising farm real estate prices.

Introduced by Representatives Lundene, Opedahl, Laughlin, Tinjum
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 737
 Returned to House, 953, Withdrawn, 953

House Concurrent Resolution No. 3081. A concurrent resolution directing the Legislative Council to study the licensing of and the rights of patients in nursing homes and residential care facilities.

Introduced by Representatives Mushik, Meiers
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 737
 Reported Back: Do Pass, 969
 Re-referred to Committee on Legislative Council Resolutions, 969
 Reported Back: Do Pass, 1637
 Second reading and final passage: Adopted, 1711

To Senate, 1741
 Returned to House: Passed, 1812
 Enrolled, 1959
 Signed by Speaker, 1962
 Sent to Senate, 1964
 Returned to House, signed by President, 1966
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3082. A concurrent resolution directing the Legislative Council to study the feasibility of giving the Director of Institutions authority and jurisdiction over the location of all state agencies, boards, and departments, including managerial authority in this regard and the authority to conduct comprehensive space management studies.

Introduced by Committee on State and Federal Gov't
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 737
 Reported Back: Do Pass, 969
 Re-referred to Committee on Legislative Council Resolutions, 969
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1702

House Concurrent Resolution No. 3083. A concurrent resolution directing a Legislative Council study of the State Department of Health, the State Hospital and its supervisory relationship with comprehensive mental health centers.

Introduced by Representative Unhjem
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 737
 Reported Back: Do Pass, 969
 Re-referred to Committee on Legislative Council Resolutions, 969
 Reported Back: Do Pass, 1637
 Second reading and final passage: Adopted, 1710
 To Senate, 1741
 Returned to House: Passed, 1812
 Enrolled, 1959
 Signed by Speaker, 1962
 Sent to Senate, 1964
 Returned to House, signed by President, 1966
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3084. A concurrent resolution directing the Legislative Council to conduct a study of unit coal trains in North Dakota.

Introduced by Representatives Lardy, Weber, Gengler, Unhjem
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 755
 Reported Back: Without Recommendation, 969
 Re-referred to Committee on Legislative Council Resolutions, 969
 Reported Back: Do Not Pass, 1638

Second reading and final passage: Adopted, 1702
 To Senate, 1741
 Returned to House: Indefinitely postponed, 1811

House Concurrent Resolution No. 3085. A concurrent resolution directing a Legislative Council study of governmental paperwork.

Introduced by Representative Kloubec
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 755
 Reported Back: Do Not Pass, 970
 Second reading and final passage: Lost, 997
 Reconsidered, 1017
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1704

House Concurrent Resolution No. 3086. A concurrent resolution directing the Legislative Council to study the membership, duties, and responsibilities of all statutory boards, councils, committees, and commissions, except occupational and professional licensing boards.

Introduced by Representatives Rylance, Strinden
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 861
 Reported Back: Do Pass, 970
 Re-referred to Committee on Legislative Council Resolutions, 970
 Reported Back: Do Pass, 1637
 Second reading and final passage: Adopted, 1637
 To Senate, 1749
 Enrolled, 1959
 Signed by Speaker, 1962
 Sent to Senate, 1964
 Returned to House, signed by President, 1966
 Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3087. A concurrent resolution directing the Legislative Council to study the membership, functions, duties, and responsibilities of occupational and professional regulatory agencies, boards, and commissions.

Introduced by Representatives Rylance, Strinden
 Introduction, First Reading and referred to Committee on State and Federal Gov't, 861
 Reported Back: Do Pass, 970
 Re-referred to Committee on Legislative Council Resolutions, 970
 Reported Back: Do Not Pass, 1638
 Second reading and final passage: Lost, 1704

House Concurrent Resolution No. 3088. A concurrent resolution for the creation of a new article to the Constitution of the State of North Dakota, relating to the power of initiative, referendum, and recall; to amend section 202 of the Constitution of the State of North Dakota, relating to constitutional amendment; and to repeal section 25 of the Constitution of

the State of North Dakota, relating to legislative power and the powers of initiative and referendum, and article 33 of the amendments to the Constitution of the State of North Dakota, relating to recall; and providing an effective date.

Introduced by Representatives Knudson, Kretschmar

Introduction, First Reading and referred to Committee on Constitutional Revision, 862

Reported Back: Amended, 1695

Amendments Adopted, 1736

Engrossed, 1749

Second reading and final passage: Adopted, 1763

To Senate, 1791

Returned to House: Passed, 1833

Enrolled, 1959

Signed by Speaker, 1962

Sent to Senate, 1964

Returned to House, signed by President, 1966

Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3089. A concurrent resolution directing the Legislative Council to study the possibility of merging the various state and local public employee retirement systems.

Introduced by Representative Mertens

Introduction, First Reading and referred to Committee on State and Federal Gov't, 862

Reported Back: Do Pass, 970

Re-referred to Committee on Legislative Council Resolutions, 970

Reported Back: Do Pass, 1637

Second reading and final passage: Lost, 1712

Motion to Reconsider failed, 1717

House Concurrent Resolution No. 3090. A concurrent resolution creating a new article III of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualifications, and compensation of executive officials, to executive branch organization, to the powers and duties of the governor, and to gubernatorial succession; to provide alternative choices regarding the lieutenant governor's duties; to repeal article III, consisting of sections 71 through 84, of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to the powers and duties of the governor, and to gubernatorial succession; and providing an effective date.

Introduced by Representative Fleming

Introduction, First Reading and referred to Committee on Constitutional Revision, 862

Reported Back: Amended, 1778-1780

Amendments Adopted, 1793

Engrossed, 1812

Second reading and final passage: Adopted, 1820

To Senate, 1825

Returned to House: Indefinitely postponed, 1845

House Concurrent Resolution No. 3091. A concurrent resolution directing a Legislative Council study to determine the feasibility of creating a state department of human services.

Introduced by Representative Strinden

Introduction, First Reading and referred to Committee on Social Welfare, 881

Reported Back: Do Pass, 1114

Re-referred to Committee on Legislative Council Resolutions, 1114

Reported Back: Do Not Pass, 1638

Second reading and final passage: Lost, 1705

House Concurrent Resolution No. 3092. A concurrent resolution directing an interim study by the Legislative Council to determine the numbers of displaced homemakers in North Dakota and to identify the programs and services provided by the state and its political subdivisions, and by voluntary, nonprofit organizations to this special category of women who have fulfilled the role of homemaker but suddenly find themselves displaced in their middle years due to widowhood, divorce, disabled spouse, or other loss of family income.

Introduced by Representatives Mushik, Wentz, Eagles, Benedict

Introduction, First Reading and referred to Committee on Social Welfare, 881

Reported Back: Do Pass, 1114

Re-referred to Committee on Legislative Council Resolutions, 1114

Reported Back: Do Not Pass, 1638

Second reading and final passage: Adopted, 3092

To Senate, 1741

Returned to House: Indefinitely postponed, 1811

House Concurrent Resolution No. 3093. A concurrent resolution directing the Legislative Council to study the statutes relating to consumer transactions to determine the feasibility of adopting a consolidated comprehensive consumer act.

Introduced by Representatives McCaffrey, Conmy, Wentz, Richie, Fleming

Introduction, First Reading and referred to Committee on Industry, Business and Labor, 881

Reported Back: Do Not Pass, 1133

Second reading and final passage: Lost, 1176

House Concurrent Resolution No. 3094. A concurrent resolution directing the Legislative Council to conduct a thorough and comprehensive study of the possible uses of lignite.

Introduced by Representative Strinden

Introduction, First Reading and referred to Committee on Industry, Business and Labor, 881

Reported Back: Amended, 1133
Amendments Adopted, 1152
Re-referred to Committee on Legislative Council Resolutions, 1152
Reported Back: Do Not Pass, 1638
Engrossed, 1163
Second reading and final passage: Lost, 1708

House Concurrent Resolution No. 3095. A concurrent resolution to create new sections of the Constitution of the State of North Dakota, relating to the legislative assembly; to provide alternatives to amend section 77 of the Constitution of the State of North Dakota, relating to the lieutenant governor presiding over the senate; to repeal sections 26 through 70 of the Constitution of the State of North Dakota, relating to the legislative assembly; and to provide an effective date.

Introduced by Representatives Kretschmar, Knudson, Nicholas
Introduction, First Reading and referred to Committee on Constitutional Revision, 881
Reported Back: Amended, 1715
Amendments Adopted, 1736
Engrossed, 1749
Second reading and final passage: Lost, 1764
Motion to reconsider failed, 1799

House Concurrent Resolution No. 3096. A concurrent resolution directing the Legislative Council to study all postsecondary education which derives any support from the state general fund as to its effectiveness in serving the needs of North Dakota's students; joint planning and management of public higher education; and the role, effectiveness, and powers of the Board of Higher Education.

Introduced by Representative Kuchera
Introduction, First Reading and referred to Committee on Education, 881
Reported Back: Amended, 1059-1060
Amendments Adopted, 1081
Re-referred to Committee on Legislative Council Resolutions, 1081
Reported Back: Do Not Pass, 1638
Second reading and final passage: Lost, 1708

House Concurrent Resolution No. 3097. A concurrent resolution requesting Senator Milton R. Young to negotiate with the General Services Administration regarding transfer of the Nekoma ABM site to state control.

Introduced by Representatives McGauvran, Nicholas
Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second Reading and final passage, 1009
Second reading and final passage: Adopted, 1010
To Senate, 1305
Returned to House, 1331

House Requests Return, 1331
 Withdrawn, 1331

House Concurrent Resolution No. 3098. A concurrent resolution commending the University of North Dakota-Williston Center and Williston High School basketball teams for their state championship victories.

Introduced by Representatives Winkjer, Scofield
 Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1023

Second reading and final passage: Adopted, 1024

To Senate, 1305

Returned to House: Passed, 1575

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, 1647

Returned to House, signed by President, 1664

Messaged to Secretary of State, 1672

House Concurrent Resolution No. 3099. A concurrent resolution recognizing the value of the legislative internship program and commending its participants.

Introduced by Representatives Backes, Strinden, Kretschmar, Mushik
 Through Committee on Delayed Bills

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1062

Second reading and final passage: Adopted, 1098

To Senate, 1138

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, 1647

Returned to House, signed by President, 1664

Messaged to Secretary of State, 1672

House Concurrent Resolution No. 3100. A concurrent resolution directing the Legislative Council to study legislative rules.

Introduced by Representative Solberg through the Committee on
 Delayed Bills

Introduction, First Reading and referred to Committee on Legislative
 Council Resolutions, 1062

Reported Back: Do Pass, 1637

Second reading and final passage: Adopted, 1710

To Senate, 1741

Returned to House: Passed, 1812

Enrolled, 1959

Signed by Speaker, 1962

Sent to Senate, 1964

Returned to House, signed by President, 1966

Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3101. A concurrent resolution urging Congress to raise the national speed limit to 65 miles per hour.

Introduced by Representative Erickson through the Delayed Bills Committee

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1062

Second reading and final passage: Adopted, 1063

To Senate, 1100

Returned to House: Passed, 1575

Enrolled, 1959

Signed by Speaker, 1962

Sent to Senate, 1964

Returned to House, signed by President, 1966

Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3102. A concurrent resolution directing the Legislative Council to study deferred payment grain contracts, the jurisdiction of the North Dakota Public Service Commission over such contracts, and the merits of providing bond protection for any person entering into deferred payment contracts with a public warehouseman; and to study grain marketing in North Dakota to determine whether methods can be found through which farmers can receive a more equitable return for their products.

Introduced by Representative Russell through the Committee on Delayed Bills

Introduction, First Reading and referred to Committee on Agriculture, 1082

Reported Back: Do Pass, 1134

Re-referred to Committee on Legislative Council Resolutions, 1134

Reported Back: Do Not Pass, 1638

Second reading and final passage: Adopted, 1709

To Senate, 1741

Returned to House: Amended, 1833-1834

House concurs, 1835

Rules Suspended, properly Engrossed, placed on Final Passage, 1835

Second Reading and Final Passage: Adopted, 1835

Engrossed and Enrolled, 1960

Signed by Speaker, 1962

Sent to Senate, 1964

Returned to House, signed by President, 1966

Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3103. A concurrent resolution citing the legislative interest of North Dakota, and her sister state South Dakota, in, and their support of, Missouri River development in the form of the Oahe and Garrison projects, and memorializing the President and the Congress of the United States not to withdraw federal support from these projects.

Introduced by Representatives Strinden, Backes through the Committee on Delayed Bills

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1116

Second reading and final passage: Adopted, 1118

To Senate, 1162

Returned to House: Passed, 1272

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, 1647

Returned to House, signed by President, 1664

Messaged to Secretary of State, 1672

House Concurrent Resolution No. 3104. A concurrent resolution congratulating the Mandan High School wrestling team and its coach, Dave Mellen, for winning the State Class A wrestling championship.

Introduced by Representatives Gerl, Mushik

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1118

Second reading and final passage: Adopted, 1119

To Senate, 1162

Returned to House: Passed, 1272

Enrolled, 1625

Signed by Speaker, 1626

Sent to Senate, 1647

Returned to House, signed by President, 1664

Messaged to Secretary of State, 1672

House Concurrent Resolution No. 3105. A concurrent resolution congratulating the University of North Dakota basketball team on its superlative season.

Introduced by Representatives Stenehjem, Unhjem

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1298

Second reading and final passage: Adopted, 1299

To Senate, 1380

Returned to House: Passed, 1575

Enrolled, 1959

Signed by Speaker, 1962

Sent to Senate, 1964

Returned to House, signed by President, 1966

Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3106. A concurrent resolution commending Mr. Steve Kilwein of Dickinson State College for his outstanding wrestling accomplishments.

Introduced by Representatives Lardy, Gengler through the Delayed Bills Committee, 1486
Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1486
Second reading and final passage: Adopted, 1487
To Senate, 1552
Returned to House: Passed, 1592
Enrolled, 1959
Signed by Speaker, 1962
Sent to Senate, 1964
Returned to House, signed by President, 1966
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3107. A concurrent resolution directing the Legislative Council to study and review the economic and logistical effects of weight, size, speed, and other restrictions on the free use of highways in the state.

Introduced by Representatives Scofield, Winkjer, Gunderson, Erickson through the Delayed Bills Committee
Introduction, First Reading and referred to Committee on Legislative Council Resolutions, 1508
Reported Back: Amended, 1637-1638
Amendments adopted, 1649
Engrossed, 1700
Second reading and final passage: Adopted, 1710
To Senate, 1741
Returned to House: Passed, 1812
Enrolled, 1959
Signed by Speaker, 1962
Sent to Senate, 1964
Returned to House, signed by President, 1966
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3108. A concurrent resolution supporting legislation introduced in the United States Congress to restore the Fort Union fur trading post on the North Dakota-Montana border.

Introduced by Representatives Winkjer, Scofield through the Delayed Bills Committee, 1508
Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, place on second reading and final passage, 1508
Second reading and final passage: Adopted, 1509
To Senate, 1552
Returned to House: Passed, 1592
Enrolled, 1959
Signed by Speaker, 1962
Sent to Senate, 1964
Returned to House, signed by President, 1966
Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3109. A concurrent resolution commending Mrs. Karen Hoffman upon being named North Dakota Sports-writer of the Year.

Introduced by Representatives Haugland, Kermott, Lokken, Peterson,
Rued through the Committee on Delayed Bills, 1542

Rules Suspended, not referred to committee, read in entirety, not
printed as a bill, printed in Journal, placed on second reading and
final passage, 1542

Second reading and final passage: Adopted, 1543

To Senate, 1574

Returned to House: Passed, 1592

Enrolled, 1959

Signed by Speaker, 1962

Sent to Senate, 1964

Returned to House, signed by President, 1966

Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3110. A concurrent resolution expressing sorrow on the death of Mr. Edward Milligan, North Dakota's most widely recognized authority on the American Indian.

Introduced by Representatives Lundene, Rylance, Solberg, Haugland
through the Committee on Delayed Bills

Rules Suspended, not referred to committee, read in entirety, not
printed as a bill, printed in Journal, placed on second reading and
final passage, 1783

Second reading and final passage: Adopted, 1784

To Senate, 1793

Returned to House: Passed, 1833

Enrolled, 1959

Signed by Speaker, 1962

Sent to Senate, 1964

Returned to House, signed by President, 1966

Messaged to Secretary of State, 1975

House Concurrent Resolution No. 3111. A concurrent resolution authorizing the retention of certain employees of the House and Senate and providing supervisory authority, to allow for the completion of legislative work after the close of the Session.

Introduced by Committee on Employment through the Committee on
Delayed Bills

Rules Suspended, not referred to committee, read in entirety, not
printed as a bill, printed in Journal, placed on second reading and
final passage, 1784

Second reading and final passage: Adopted, 1786

To Senate, 1793

Returned to House: Passed, 1833

Enrolled, 1959

Signed by Speaker, 1962

Sent to Senate, 1964

Returned to House, signed by President, 1966

Messaged to Secretary of State, 1975

House Resolutions

House Resolution No. 1. A resolution authorizing the Republican and Democratic floor leaders, or their designees, to attend the presidential inauguration, excusing their absence, and authorizing expenditure of moneys from the legislative appropriation necessary to cover their expenses.

Introduced by Representatives Strinden, Backes, 87

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 87

Second reading and final passage: Adopted, 88-89

Enrolled, 283

Signed by Speaker, 283

Messaged to Secretary of State, 367

House Resolution No. 2. A resolution congratulating Miss Tamara Brandvold for being named 1977 North Dakota Pork Queen.

Introduced by Representatives Marsden, Herslip

Rules suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 182

Second reading and final passage: Adopted, 182

Enrolled, 283

Signed by Speaker, 283

Messaged to Secretary of State, 367

House Resolution No. 3. A Resolution supporting the Tri-State Water Forum to be held in Fargo January 31 and authorizing Representatives Backes and Strinden to attend as official representatives of the House of Representatives of the Forty-fifth Legislative Assembly.

Introduced by Representative Strinden, Backes

Rules Suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 238

Second reading and final passage: Adopted, 239

Enrolled, 283

Signed by Speaker, 283

Messaged to Secretary of State, 367

House Resolution No. 4. A resolution to appoint an official photographer for the House of Representatives of the Forty-fifth Legislative Assembly of the State of North Dakota.

Introduced by Committee on Photography, Reps. L. Richter, Harold Mund

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1007

Second reading and final passage: Adopted, 1008
Enrolled, 1186
Signed by Speaker, 1190
Messaged to Secretary of State, 1190

House Resolution No. 5. A resolution congratulating the Fargo North High School basketball team on winning the North Dakota Class A high school basketball championship.

Introduced by Representatives Richie, Herman, Matchie, Swiontek
Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1299
Second reading and final passage: Adopted, 1300
Enrolled, 1672
Signed by Speaker, 1677
Messaged to Secretary of State, 1698

House Resolution No. 6. A resolution welcoming the National Outstanding Young Farmer Awards Congress to North Dakota and proclaiming the week of March 20-26, 1977, as Outstanding Young Farmer Week in North Dakota.

Introduced by Representative Gunsch through the Delayed Bills Committee, 1425
Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1425
Second reading and final passage: Adopted, 1426
Enrolled, 1847
Signed by Speaker, 1853
Messaged to Secretary of State, 1853

House Resolution No. 7. A resolution congratulating JoAnn Wheeler on being chosen to represent North Dakota as its Cherry Blossom Princess at the 50th Annual Cherry Blossom Festival.

Introduced by Representative Stenehjelm through the Delayed Bills Committee, 1509
Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1509
Second reading and final passage: Adopted, 1509
Enrolled, 1919
Signed by Speaker, 1921
Messaged to Secretary of State, 1921

House Resolution No. 8. A resolution congratulating the Hillsboro High School basketball team on winning the North Dakota Class B high school basketball championship.

Introduced by Representatives Lipsiea, Tweten through the Delayed Bills Committee

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1510

Second reading and final passage: Adopted, 1511

Enrolled, 1919

Signed by Speaker, 1921

Messaged to Secretary of State, 1921

House Resolution No. 9. A resolution congratulating Jerome Huck for his outstanding record and accomplishments in wrestling and football at Valley City State College, for winning the 1977 heavyweight conference championship, and for being named the outstanding lineman in the NAIA playoffs.

Introduced by Representatives Winge, Horgan through Committee on Delayed Bills, 1564

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1564

Second reading and final passage: Adopted, 1565

Enrolled, 1958

Signed by Speaker, 1961

Messaged to Secretary of State, 1975

House Resolution No. 10. A resolution congratulating Joe Coghlan of Valley City High School on winning the 1977 State Class A heavyweight wrestling championship.

Introduced by Representatives Horgan, Winge through Committee on Delayed Bills, 1577

Rules suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1579

Second reading and final passage: Adopted, 1579

Enrolled, 1958

Signed by Speaker, 1961

Messaged to Secretary of State, 1975

House Resolution No. 11. A resolution thanking the District 5 Cowbelles and the North Dakota Beef Commission for furnishing beef broth to committee members during their deliberations.

Introduced by Representatives Strinden, Backes through Committee on Delayed Bills

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1673

Second reading and final passage: Adopted, 1674

Enrolled, 1958

Signed by Speaker, 1961

Messaged to Secretary of State, 1975

House Memorial Resolutions

House Memorial Resolution No. A. A memorial resolution expressing the House's sympathy and condolences to Representative LeRoy Hausauer and his family upon the death of his wife and their mother.

Introduced by Representatives Strinden, Backes, Solberg
Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1006

Second reading and final passage: Adopted, 1006

Enrolled, 1186

Signed by Speaker, 1190

Messaged to Secretary of State, 1190

House Memorial Resolution No. B. A memorial resolution for deceased members of the House of Representatives of the State of North Dakota.

Introduced by Committee on House Memorial Resolution
Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1354

Second reading and final passage: Adopted, 1355

Enrolled, 1847

Signed by Speaker, 1853

Messaged to Secretary of State, 1853

House Memorial Resolution No. C. A memorial resolution expressing the House's sympathy and condolences to General C. Emerson Murry upon the death of his father, former State Senator Raymond H. Murry.

Introduced by Representatives Backes, Strinden through Delayed Bills Committee

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1615

Second reading and final passage: Adopted, 1615

Enrolled, 1958

Signed by Speaker, 1961

Messaged to Secretary of State, 1975

House Memorial Resolution No. D. A memorial resolution extending sympathy and condolence to Representative Robert O'Shea upon the death of his father.

Introduced by Representative Solberg through the Delayed Bills Committee

Rules Suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1639

Second reading and final passage: Adopted, 1639

Enrolled, 1958
Signed by Speaker, 1961
Messaged to Secretary of State, 1975

House Memorial Resolution No. E. A memorial resolution extending sympathy and condolence to Representative Olaf Opedahl upon the death of his mother.

Introduced by Representatives Strinden, Backes through the Committee on Delayed Bills

Rules Suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1663

Second reading and final passage: Adopted, 1663

Enrolled, 1958

Signed by Speaker, 1961

Messaged to Secretary of State, 1975

Senate Bills

Senate Bill No. 2001. State Institutions of Higher Learning — 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, 911
 Introduction, First Reading Referred to Committee on Appropriations, 947
 Reported Back: Amended, 1357-1360
 Statement of Purpose, 1360-1362
 Reconsider action by which Committee Report was accepted, 1399
 Re-referred to Committee on Appropriations, 1399
 Reported Back: Amended, 1444-1449
 Adoption of amendments divided granted, 1460
 Roll call vote, granted, 1460
 Adoption of amendments of Division A, failed, 1461
 Adoption of amendments of Division B, prevailed, 1461
 Final Passage: Passed, 1494
 Returned to Senate: Amended, 1574
 Senate does not concur, 1601
 Conference Committee: House 1606; Senate, 1601
 Conference Committee Report: House adopts, 1883; Senate adopts, 1875
 Rules suspended, amendments as amended in Conference Committee adopted, placed on second reading and final passage, 1883
 Final Passage: Passed, 1884
 Received from Senate, 1966
 Signed by Speaker, 1968
 Returned to Senate, 1971

Senate Bill No. 2002. Extension Division and Experiment Stations — 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, 860
 Introduction, First Reading Referred to Committee on Appropriations, 894
 Reported Back: Amended, 1362
 Statement of Purpose, 1362
 Amendments adopted, 1400
 Final Passage: Passed, 1455
 Returned to Senate: Amended, 1465
 Senate does not concur, 1539
 Conference Committee: House, 1554; Senate, 1539
 Conference Committee Report: House adopts, 1718-1719) Senate adopts, 1703
 Conference Committee Amendments: Adopted, 1737
 Received from Senate, 1966
 Signed by Speaker, 1968
 Returned to Senate, 1971

Senate Bill No. 2003. Budgets — 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, 615
 Introduction, First Reading Referred to Committee on Appropriations, 665
 Reported Back: Amended, 1363
 Statement of Purpose, 1363
 Amendments adopted, 1400
 Request to divide question on final passage granted, 1456
 Second reading and final passage, 1456
 Division A—Passed, 1456
 Division B—Passed, 1457
 Final passage, excluding Division A and B, 1457
 Returned to Senate: Amended, 1465
 Senate does not concur, 1539
 Conference Committee: House, 1554; Senate, 1539
 Conference Committee Report: House does not adopt, 1720; Senate adopts, 1703
 Conference Committee: House, 1734; Senate, 1748
 Conference Committee Report: House adopts, 1864; Senate adopts, 1863
 Rules suspended, amendments as amended in Conference Committee adopted, placed on second reading and final passage, 1865
 Final Passage: Passed, 1865
 Received from Senate, 1966
 Signed by Speaker, 1968
 Returned to Senate, 1971

Senate Bill No. 2004. A Bill for an Act to appropriate money for the expenses of the legislative branch of government; and declaring an emergency.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Appropriations, 947
 Reported Back: Amended, 1363-1364
 Statement of Purpose, 1364
 Amendment adopted, 1400
 Request to divide question on final passage granted, 1458
 Division A—Passed, 1458
 Division B — Passed, 1459
 Final passage, including Division A and B, 1459
 Emergency clause prevailed, 1459
 Returned to Senate: Amended, 1465
 Request return, 1471
 Request denied, 1484
 Senate concurs, 1825
 Received from Senate, 1966
 Signed by Speaker, 1968
 Returned to Senate, 1971

Senate Bill No. 2005. Board of Public School Education — 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, 911

Introduction, First Reading Referred to Committee on Appropriations, 947

Reported Back: Amended, 1364

Statement of Purpose, 1365

Amendments adopted, 1400

Final Passage: Passed, 1468

Returned to Senate: Amended, 1552

Senate does not concur, 1592

Conference Committee:

House, 1602, Senate, 1592

Conference Committee Report: Senate adopts, 1875, House does not adopt, 1884

Conference Committee: House, 1886; Senate, 1892

Conference Committee Report: House adopts, 1955; Senate adopts, 1919

Rules suspended, amendments as amended in Conference Committee adopted, placed on second reading and final passage, 1955

Final Passage: Passed, 1955

Received from Senate, 1966

Signed by Speaker, 1968

Returned to Senate, 1971

Senate Bill No. 2006. Regulatory Budgets — A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof of the state of North Dakota; directing a legislative council study of weather modification activities; to create and enact a new section to chapter 54-45 of the North Dakota Century Code, relating to workmen's compensation coverage for civil air patrol members; to create and enact a new chapter to title 65 of the North Dakota Century Code, relating to a definition of "civil air patrol member", workmen's compensation coverage and benefits determination, and state reimbursement for liability in excess of collected premiums; and declaring an emergency."

Received from Senate, 651

Introduction, First Reading Referred to Committee on Appropriations, 703

Reported Back: Amended, 1365

Statement of Purpose, 1365

Adoption of Amendments divided:

Division A: Amendments not adopted, 1400

Division B: Amendments adopted, 1400

Final Passage: Passed, 1469

Emergency Clause Prevailed, 1469

Returned to Senate: Amended, 1574

Senate does not concur, 1601

Conference Committee: House, 1636; Senate, 1601

Conference Committee Report: House adopts, 1836; Senate adopts, 1819

Conference Committee Amendments: Adopted, 1838

Final Passage: Passed, 1838
Emergency Clause Prevailed, 1838
Received from Senate, 1966
Signed by Speaker, 1968
Returned to Senate, 1971

Senate Bill No. 2007. Budgets — Law Enforcement — A Bill for an Act making an appropriation for defraying expenses of the state highway patrol and the law enforcement center.

Received from Senate, 536
Introduction, First Reading Referred to Committee on Appropriations, 553
Reported Back: Amended, 1318
Amendments adopted, 1340
Final Passage: Passed, 1418
Returned to Senate: Amended, 1465
Senate does not concur, 1539
Conference Committee: House, 1554; Senate, 1539
Conference Committee Report: House adopts, 1720; Senate adopts, 1703
Conference Committee Amendments: Adopted, 1737
Final Passage: Passed, 1765
Received from Senate, 1966
Signed by Speaker, 1968
Returned to Senate, 1971

Senate Bill No. 2008. Highway Department — A Bill for an Act making an appropriation for defraying the expenses of the state highway department.

Received from Senate, 580
Introduction, First Reading Referred to Committee on Appropriations, 602
Reported Back: Amended, 1366
Amendments adopted, 1460
Final Passage: Passed, 1502
Returned to Senate: Amended, 1574
Senate does not concur, 1601
Conference Committee: House, 1606; Senate, 1601
Conference Committee Report: House adopts, 1720; Senate adopts, 1717
Conference Committee Amendments: Adopted, 1737
Final Passage: Passed, 1766
Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1971

Senate Bill No. 2009. Budgets — Attorney General — 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, 536
 Introduction, First Reading Referred to Committee on Appropriations,
 553
 Reported Back: Do Pass, 1278
 Final Passage: Passed, 1532
 Returned to Senate: Passed, 1574
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2010. Budgets — Public Health — 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, 911
 Introduction, First Reading Referred to Committee on Appropriations,
 947
 Reported Back: Amended, 1366-1367
 Statement of Purpose, 1367-1368
 Amendments adopted, 1400
 Final Passage: Passed, 1470
 Returned to Senate: Amended, 1552
 Senate does not concur, 1592
 Conference Committee: House, 1602; Senate, 1592
 Conference Committee Report: House adopts, 1840; Senate adopts,
 1833
 Conference Committee Amendments: 1839; Adopted, 1840
 Final Passage: Passed, 1840
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2011. BUDGETS — 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 declaring an emergency.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Appropriations,
 894
 Reported Back: Amended, 1368
 Statement of Purpose, 1368-1369
 Amendments adopted, 1400
 Final Passage: Passed, 1470; Emergency Clause Prevailed, 1471
 Returned to Senate: Amended, 1552
 Senate does not concur, 1592
 Conference Committee: House, 1602; Senate, 1592
 Conference Committee Report: House adopts, 1721; Senate adopts,
 1703
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2012. Budgets — Social Service Board — 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 social service board.

Received from Senate, 893

Introduction, First Reading Referred to Committee on Appropriations, 894

Reported Back: Do Pass, 1369

Final Passage: Passed, 1572

Returned to Senate: Passed, 1617

Received from Senate, 1966

Signed by Speaker, 1969

Returned to Senate, 1971

Senate Bill No. 2013. Budgets — Industrial Commission — 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, 860

Introduction, First Reading Referred to Committee on Appropriations, 894

Reported Back: Amended, 1278-1279

Statement of Purpose, 1279

Amendments adopted, 1320

Final Passage: Passed, 1383

Returned to Senate: Amended, 1402

Senate concurs, 1539

Received from Senate, 1919

Signed by Speaker, 1921

Returned to Senate, 1922

Senate Bill No. 2014. Budgets — Regulatory — 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, 860

Introduction, First Reading Referred to Committee on Appropriations, 894

Reported Back: Amended, 1369

Statement of Purpose, 1369

Amendments adopted, 1400

Final Passage: Passed, 1476

Returned to Senate: Amended, 1552

Senate concurs, 1592

Received from Senate, 1966

Signed by Speaker, 1969

Returned to Senate, 1971

Senate Bill No. 2015. Administration of Motor Fuel Tax — 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, 256

Introduction, First Reading Referred to Committee on Appropriations,

280

Reported Back: Do Pass, 942
Final Passage: Passed, 979
Returned to Senate: Passed, 1019
Received from Senate, 1191
Signed by Speaker, 1192
Returned to Senate, 1222

Senate Bill No. 2016. A Bill for an Act to create and enact sections 20.1-02-18.1 and 20.1-02-18.2 of the North Dakota Century Code, relating to board of county commissioner approval prior to final approval of land, wetland, and water acquisitions by the department of the interior for waterfowl or wildlife purposes; providing for inspection of proposed acquisitions, public notice, opportunity for comment, and impact analyses; allowing the landowner to negotiate time period of a lease, easement, or servitude, and to restrict the land or water areas sought by legal description and to drain any expanded wetland or water area in excess of the legal description; and to amend and reenact section 20.1-02-18 of the North Dakota Century Code, relating to the state's consent to United States' acquisition of areas for migratory bird reservations.

Received from Senate, 580
Introduction, First Reading Referred to Committee on Agriculture, 603
Reported Back: Do Pass, 1130
Re-referred to Committee on Agriculture, 1184
Reported Back: Do Pass, 1233
Final Passage: Passed, 1480
Returned to Senate: Passed, 1552
Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1971

Senate Bill No. 2018. A Bill for an Act to create and enact section 20.1-02-17.1 of the North Dakota Century Code, relating to conditions and procedures in the acquisition of interests in land for wildlife and fish restoration projects, including county commissioner approval, public comment, impact statements, and negotiation of terms; and to amend and reenact section 20.1-02-17 of the North Dakota Century Code, relating to federal aid to North Dakota in wildlife and fish restoration projects.

Received from Senate, 580
Introduction, First Reading Referred to Committee on Agriculture, 581
Reported Back: Do Pass, 1232
Final Passage: Passed, 1485
Returned to Senate: Passed, 1552
Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1971

Senate Bill No. 2019. A Bill for an Act to provide for the state auditor's review of emergency action; and to repeal section 54-16-06 of the North Dakota Century Code, relating to quarterly reporting requirements for agencies authorized by the emergency commission to make extraordinary expenditures, or to make use of funds transferred or made available through an order of the emergency commission.

Received from Senate, 256
Introduction, First Reading Referred to Committee on Appropriations, 280
Reported Back: Do Pass, 942
Final Passage: Passed, 979-980
Returned to Senate: Passed, 1019
Received from Senate, 1191
Signed by Speaker, 1192
Returned to Senate, 1222

Senate Bill No. 2020. A Bill for an Act to amend and reenact sections 54-10-13 and 54-10-14 of the North Dakota Century Code, relating to audits by the state auditor.

Received from Senate, 276
Introduction, First Reading Referred to Committee on State and Federal Gov't, 306
Reported Back: Do Pass, 1029
Final Passage: Passed, 1066
Returned to Senate: Passed, 1125
Received from Senate, 1461
Signed by Speaker, 1462
Returned to Senate, 1496

Senate Bill No. 2021. A Bill for an Act to amend and reenact section 54-44.3-03 of the North Dakota Century Code, relating to selection of the constitutionally elected official to the state personnel board.

Received from Senate, 150
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 164
 Reported Back: Do Pass, 359
 Final Passage: Passed, 380-381
 Returned to Senate: Passed, 432
 Received from Senate, 1070
 Signed by Speaker, 1070
 Returned to Senate, 1071

Senate Bill No. 2022. A Bill for an Act to provide authority for the board of university and school lands to invest permanent funds of the common schools in the construction of an office building, to establish the location of the office building, to provide a grant of land, to provide for the advertising and letting of construction bids, to provide for the rental of space to state agencies, to provide for a method of amortizing the capital investment, to provide for incidental authority in the board of university and school lands necessary to accomplish the purpose of this Act; and declaring an emergency.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Appropriations
 Reported Back: Amended, 1369-1370
 Amendments adopted, 1400
 Final Passage: Passed, 1477; Emergency Clause Prevailed, 1477
 Returned to Senate: Amended, 1552
 Senate concurs, 1825
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2023. A Bill for an Act to create and enact a new section to chapter 55-01 of the North Dakota Century Code, relating to the state historical board's jurisdiction over the North Dakota heritage center.

Received from Senate, 178
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 182
 Reported Back: Do Pass, 360
 Final Passage: Passed, 381
 Returned to Senate: Passed, 432
 Received from Senate, 921
 Signed by Speaker, 921
 Returned to Senate, 922

Senate Bill No. 2025. A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to payment of special education costs of handicapped children by the residence school district in child placement cases.

Received from Senate, 203
 Introduction, First Reading Referred to Committee on Education, 221

Reported Back: Amended, 1146
 Amendments adopted, 1175
 Final Passage: Passed, 1300-1301
 Returned to Senate: Amended, 1380
 Senate does not concur, 1463
 Conference Committee:
 House, 1471, Senate, 1463
 Conference Committee Report: House adopts, 1595; Senate adopts, 1587
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971
Senate Bill No. 2027. A Bill for an Act to provide a property tax credit on land on which there are large transmission towers.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Finance and Taxation, 911
 Reported Back: Amended, 1208-1209
 Amendments adopted, 1261
 Re-referred to Committee on Appropriations, 1261
 Reported Back: Do Not Pass, 1370
 Final Passage: Passed, 1570
 Returned to Senate: Amended, 1650-1651
 Senate does not concur, 1748
 Conference Committee: House, 1749; Senate, 1748
 Conference Committee Report: Senate adopts, 1819. House does not adopt, 1841
 Conference Committee: House, 1847; Senate, 1854
 Conference Committee Report: House Adopts, 1866; Senate adopts, 1863
 Rules suspended, amendments as amended in Conference Committee adopted, placed on second reading and final passage, 1866
 Final Passage: Lost, 1866

Senate Bill No. 2028. A Bill for an Act to amend and reenact subsection 2 of section 57-33.1-02 of the North Dakota Century Code, relating to the taxation of large cooperative electrical transmission lines.

Received from Senate, 178
 Introduction, First Reading Referred to Committee on Finance and Taxation, 182
 Reported Back: Do Pass, 942
 Final Passage: Passed, 980
 Returned to Senate: Passed, 1019
 Received from Senate, 1191
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2029. A Bill for an Act to provide for a postsecondary education commission, its membership, terms, compensation, and powers and duties; for receipt of federal and state moneys, its appropriation and expenditure; and to repeal sections 15-10-29, 15-10-30, 15-10-31, and 15-10-32 of the North Dakota Century Code, relating to the higher education facilities commission, its membership, appointment, term, vacancies, and powers and duties; receipt, deposit, appropriation, and expenditure of federal money; and compensation and travel expenses for commission members.

Received from Senate, 191
 Introduction, First Reading Referred to Committee on Education, 196
 Reported Back: Do Pass, 1056
 Final Passage: Passed, 1106
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2030. A Bill for an Act to create and enact section 6-09.1-02.1 of the North Dakota Century Code, relating to senate confirmation of appointments to the advisory board of directors to the Bank of North Dakota and to amend and reenact section 6-09.1-02 of the North Dakota Century Code, relating to appointment of an advisory board of directors to the Bank of North Dakota.

Received from Senate, 191
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 196
 Reported Back: Do Not Pass, 1056
 Re-referred to Committee on Industry, Business and Labor, 1093
 Reported Back: Do Not Pass, 1147
 Final Passage: Lost, 1264
 Failed to pass, 1334

Senate Bill No. 2031. A Bill for an Act to amend and reenact section 6-09.1-03 of the North Dakota Century Code, relating to the authority of the advisory board of directors to the Bank of North Dakota.

Received from Senate, 191
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 197
 Reported Back: Amended, 1056-1057
 Amendments adopted, 1031
 Final Passage: Passed, 1124
 Returned to Senate: Amended, 1162
 Senate does not concur, 1227
 Conference Committee: House, 1270; Senate, 1227
 Conference Committee Report: House adopts, 1595; Senate adopts,
 1592
 Conference Committee Amendments: Adopted, 1603
 Final Passage: Passed, 1609
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2033. A Bill for an Act to amend and reenact section 6-01-09 of the North Dakota Century Code, relating to supervision and examination of state banks by the commissioner of banking and financial institutions.

Received from Senate, 121
 Introduction, First Reading Referred to Committee on Industry,

Business and Labor, 135
 Reported Back: Do Pass, 1170
 Final Passage: Passed, 1426
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1857
 Returned to Senate, 1858

Senate Bill No. 2034. A Bill for an Act to repeal section 6-07-50 of the North Dakota Century Code, relating to additional compensation for the commissioner of banking and financial institutions for terminating insolvent banks.

Received from Senate, 121
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 135
 Reported Back: Do Pass, 1170
 Final Passage: Passed, 1427
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1857
 Returned to Senate, 1858

Senate Bill No. 2035. A Bill for an Act to amend and reenact sections 6-01-01, 6-01-02, 6-02-01, and subsection 2 of section 6-06-06 of the North Dakota Century Code, relating to the financial institutions under the control of the department of banking and financial institutions, definitions applicable to title 6, compliance with banking chapters, and powers of credit unions.

Received from Senate, 276
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 306
 Reported Back: Do Pass, 1029
 Final Passage: Passed, 1074
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2036. A Bill for an Act to amend and reenact sections 6-05-22 and 6-05-34 of the North Dakota Century Code, relating to certificates of authority for corporations writing fidelity and surety bonds and code provisions applicable to annuity, deposit, surety, and trust companies.

Received from Senate, 121
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 136
 Reported Back: Do Pass, 1294
 Final Passage: Passed, 1532
 Returned to Senate: Passed, 1574
 Received from Senate, 1966

Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2038. A Bill for an Act to create and enact section 26-07-14.1 of the North Dakota Century Code, relating to a procedure for the revocation or suspension of the authority of a foreign insurance company to do business in the state; to amend and reenact sections 26-01-07, 26-03-42, 26-03-43, 26-07-14, 26-08-04, 26-08-07, 26-08-18, subsection 6 of section 26-09-01, sections 26-11-02, 26-11-11, 26-14-03, 26-14-05, subsection 4 of section 26-14-08, sections 26-14-12, 26-20-01, and subsection 7 of section 26-21-02 of the North Dakota Century Code, relating to procedure for filing policies and articles of incorporation and amendments thereto with the commissioner of insurance, capital asset and surplus requirements for certain domestic and foreign insurance companies, procedure for revocation of authority of a foreign insurance company to do business in the state, liability of insurance company officers to stockholders and policyholders, collection of premiums by mutual insurance companies, and consolidation and dissolution of domestic insurance companies; and to repeal sections 26-07-12, 26-08-14, 26-08-15, and 26-10-06, and chapters 26-13 and 26-19, all of the North Dakota Century Code, relating to procedures on revocation of authority of insurance company for discrimination, notice of impairment of capital, assessment of stock, selection of application of surplus, assessment plan accident and sickness insurance companies, and crop hail insurance.

Received from Senate, 217
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor 243-244
 Reported Back: Do Pass, 1130
 Final Passage: Passed, 1214-1215
 Returned to Senate: Passed, 1305
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2041. A Bill for an Act to amend and reenact section 34-14-03 of the North Dakota Century Code, relating to the payment of wages of employees who have been separated from employment.

Received from Senate, 203
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 221
 Reported Back: Do Pass, 942
 Final Passage: Passed, 980-981
 Returned to Senate: Passed, 1019
 Received from Senate, 1191
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2042. A Bill for an Act to amend and reenact section 34-13-01 of the North Dakota Century Code, relating to the definition of "employment agent" or "employment agency".

Received from Senate, 203
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 221
 Reported Back: Amended, 1010
 Amendments adopted, 1031
 Final Passage: Passed, 1067
 Returned to Senate: Amended, 1125
 Senate concurs, 1227
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2043. A Bill for an Act to amend and reenact sections 34-13-04 and 34-13-05 of the North Dakota Century Code, relating to the licensing fees and bonds required of employment agencies.

Received from Senate, 203
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 221
 Reported Back: Do Pass, 942
 Final Passage: Passed, 981
 Returned to Senate: Passed, 1019
 Received from Senate, 1191
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2045. A Bill for an Act to prohibit discrimination in employment because of race, color, religion, national origin, sex, age, or marital status; and providing a penalty.

Received from Senate, 450
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 456
 Reported Back: Do Pass, 942
 Re-referred to Committee on State and Federal Gov't, 975
 Reported Back: Amended, 1147
 Amendments adopted, 1175
 Final Passage: Lost, 1301; Clincher, Lost, 1302
 Reconsidered, 1314
 Final Passage: Lost, 1315
 Reconsidered, 1346
 Final Passage: Passed, 1346; Clincher, 1347
 Returned to Senate: Amended, 1402
 Senate does not concur, 1539
 Conference Committee: House, 1555; Senate, 1540
 Conference Committee Report: Senate adopts, 1707
 Senate failed to Pass, 1707

Senate Bill No. 2046. A Bill for an Act prohibiting public employees from engaging in political activities while such employees are on duty or in uniform; to amend and reenact section 39-01-05 of the North Dakota Century Code, relating to allowing state officers and employees to collect

expenses while engaged in state activities but disallowing state officers and employees from collecting expenses while engaged in political activities; and to repeal sections 40-44-09, 50-06.1-12, and 54-23-52 of the North Dakota Century Code, relating to prohibiting municipal employees under a local civil service system from engaging in political activities and prohibiting the officers and employees of the department of vocational rehabilitation and the director of institutions' office from engaging in political activities.

Received from Senate, 411
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 429
 Reported Back: Do Pass, 942
 Final Passage: Passed, 981-982
 Returned to Senate: Passed, 1019
 Received from Senate, 1191
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2047. Alternative 1 — A Bill for an Act to provide for state reimbursement to counties for the cost of statewide elections.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Appropriations, 947

Senate Bill No. 2051. A Bill for an Act to amend and reenact subdivision d of subsection 2 of section 11-10-10 and section 11-16-05 of the North Dakota Century Code, relating to a county option regarding a full-time state's attorney and salaries and duties of state's attorneys.

Received from Senate, 191
 Introduction, First Reading Referred to Committee on Judiciary, 197
 Reported Back: Amended, 1170
 Amendments adopted, 1212
 Final Passage: Passed, 1313-1314
 Returned to Senate: Amended, 1336
 Senate does not concur, 1409
 Conference Committee: House, 1468; Senate, 1409
 Conference Committee Report: House adopts, 1595; Senate adopts, 1592
 Conference Committee Amendments: Adopted, 1603
 Final Passage: Passed, 1610
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2052. A Bill for an Act to create and enact section 27-20-54.1 of the North Dakota Century Code, relating to the destruction of juvenile court records; and to amend and reenact section 27-20-54 of the North Dakota Century Code, relating to the sealing of juvenile court records.

Received from Senate, 150

Introduction, First Reading Referred to Committee on Judiciary, 164
Reported Back: Do Pass, 964
Final Passage: Passed, 998
Returned to Senate: Passed, 1042
Received from Senate, 1191
Signed by Speaker, 1192
Returned to Senate, 1222

Senate Bill No. 2053. A Bill for an Act to amend and reenact section 27-20-35 of the North Dakota Century Code, relating to the juvenile court's authority to commit children for mental health treatment.

Received from Senate, 150
Introduction, First Reading Referred to Committee on Social Welfare, 164
Reported Back: Do Pass, 1001
Final Passage: Passed, 1032
Returned to Senate: Passed, 1099
Received from Senate, 1339
Signed by Speaker, 1351
Returned to Senate, 1352

Senate Bill No. 2058. A Bill for an Act to define offense and to create and enact new sections to chapters 5-03 and 10-04, section 12.1-33-02.1, and new sections to chapters 25-16, 27-11, 36-06, 43-01, 43-02.1, 43-04, 43-05, 43-06, 43-07, 43-09, 43-10, 43-15, 43-18, 43-18.1, 43-19.1, 43-20, 43-21, 43-22, 43-23, 43-27, 43-28, 43-33, 43-34, 43-35, 43-36, 50-11, 50-11.1, 50-12, 50-19, and 51-05.1 of the North Dakota Century Code, providing that conviction of an offense shall not disqualify a person from licensure for a profession or occupation unless the offense has a direct bearing upon a person's ability to serve the public in the profession or occupation, unless, following conviction, a person is not sufficiently rehabilitated; and to amend and reenact subsection 3 of section 5-02-02, subsection 7 of section 10-04-11, subsection 4 of section 25-16-08, subsection 7 of section 26-17.1-42, subsection 1 of section 27-14-02, subsection 2 of section 43-01-16, subdivision a of subsection 1 of section 43-02.1-05, subdivision a of subsection 2 of section 43-03-13, subsection 4 of section 43-03-20, subsection 1 of section 43-04-40, subsection 5 of section 43-05-16, subsection 2 of section 43-11-31, subsection 2 of section 43-12-22, subsection 1 of section 43-13-22, subsection 3 of section 43-17-31, subsection 1 of section 43-18-18, subsection 1 of section 43-18.1-07, section 43-19.1-25, subdivision f of subsection 1 of section 43-23-11.1, subdivision b of subsection 1 of section 43-23.1-15, section 43-25-07, subsection 2 of section 43-25-10, subsection 3 of section 43-26-11, subsection 3 of section 43-28-18, subsections 3 and 10 of section 43-29-14, subsection 4 of section 43-30-05, subsection 3 of section 43-30-12, subsection 4 of section 43-31-07, subsection 3 of section 43-31-10, subsection 1 of section 43-32-27, subsection 2 of section 43-33-12, section 43-36-21, subdivision c of subsection 1 of section 43-37-13, section 50-11-07, section 50-11.1-09, section 50-12-10, section 50-19-12, subdivision e of subsection 1 of section 51-05.1-03, and section 53-06-06 of the North Dakota Century Code, providing that conviction of an offense shall not disqualify a person from licensure for a profession or occupation unless the offense has a direct bearing upon a person's ability to serve the

public in the profession or occupation, or unless, following conviction of any offense, a person is not sufficiently rehabilitated.

Received from Senate, 203
 Introduction, First Reading Referred to Committee on Judiciary, 221
 Reported Back: Amended, 943
 Amendments adopted, 975
 Final Passage: Passed, 1024-1025
 Returned to Senate: Amended, 1069
 Senate concurs, 1102
 Received from Senate, 1339
 Signed by Speaker, 1351
 Returned to Senate, 1352

Senate Bill No. 2059. A Bill for an Act to amend and reenact sections 14-03-07 and 14-03-12 of the North Dakota Century Code, relating to prohibited marriages and marriage prohibition if a person is infected with syphilis in communicable form.

Received from Senate, 364
 Introduction, First Reading Referred to Committee on Social Welfare, 385
 Reported Back: Do Pass, 1011
 Final Passage: Passed, 1050
 Returned to Senate: Passed, 1099
 Received from Senate, 1339
 Signed by Speaker, 1351
 Returned to Senate, 1352

Senate Bill No. 2061. A Bill for an Act to create a continuing interim committee of the legislative council to study and report on measures and proposals affecting retirement systems and funds which exist for the benefit of public employees; and to declare an emergency.

Received from Senate, 431
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 451
 Reported Back: Do Pass, 943
 Final Passage: Passed, 982; Emergency Clause Prevailed, 983
 Returned to Senate: Passed, 1019
 Received from Senate, 1191
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2062. A Bill for an Act to create and enact sections 61-04-01.1, 61-04-01.2, 61-04-02.1, 61-04-04.1, 61-04-06.1, 61-04-06.2, 61-04-06.3, 61-04-15.1, 61-04-29, 61-04-30, and 61-04-31 of the North Dakota Century Code, relating to the basis for the appropriation of water and the definition of terms therein involved, to the granting of water permits and their terms, to priority of water rights, to emergency or temporary authorization, to fees, to change in point of diversion or purpose of use, to reservations of waters, to the enforcement powers of the water commission and state engineer, and to penalties; to amend and reenact sections 61-04-01, 61-04-

02, 61-04-03, 61-04-04, 61-04-05, 61-04-06, 61-04-07, 61-04-09, 61-04-14, 61-04-15, 61-04-17, 61-04-22, 61-04-23, 61-04-24, and 61-04-26 of the North Dakota Century Code, relating to the need for a water permit, to permit applications and the criteria for the issuance of water permits, to the application of water to a beneficial use, to transfer of water permits, to the filing of documents affecting water rights, and to the forfeiture of water rights; to repeal sections 61-01-01.1, 61-01-02, subsection 1 of section 61-03-05, 61-04-07.1, 61-04-16, and 61-14-05 of the North Dakota Century Code, relating to priority of water rights, to the attachment of conditions on a water permit, to the right to use water, to referees in water actions in court, and to changes in the place of diversion; and providing a penalty.

Received from Senate, 860

Introduction, First Reading Referred to Committee on Natural Resources, 911

Reported Back: Divided Majority to Amend, 1279; Minority to Amend, 1279; Report of Minority Prevailed

Adoption of Amendments Divided, 1320

Division A: Amendments adopted, 1320

Division B: Amendments not adopted, 1321

Final Passage: Passed, 1383-1384

Returned to Senate: Amended, 1402

Senate does not concur, 1539

Conference Committee: House, 1555; Senate, 1540

Conference Committee Report: Senate does not adopt, 1625

Conference Committee: House, 1661; Senate, 1625

Conference Committee Report: House adopts, 1721; Senate adopts, 1717

Conference Committee Amendments: Adopted, 1737

Final Passage: Passed, 1767

Received from Senate, 1966

Signed by Speaker, 1969

Returned to Senate, 1971

Senate Bill No. 2063. A Bill for an Act to create and enact section 15-02-05.1 of the North Dakota Century Code, relating to the duties of the commissioner of university and school lands; and to amend and reenact section 54-01-05.3 of the North Dakota Century Code, relating to the duties of the attorney general in reviewing bills for the sale of state-owned land.

Received from Senate, 150

Introduction, First Reading Referred to Committee on Natural Resources, 164

Reported Back: Amended, 1280

Amendments adopted, 1321

Final Passage: Passed, 1384

Returned to Senate: Amended, 1402

Senate concurs, 1539

Received from Senate, 1919

Signed by Speaker, 1921

Returned to Senate, 1922

Senate Bill No. 2068. A Bill for an Act to create and enact sections 54-52-

02.4, 54-52-10.1, 54-52-17.1, and 54-52-19.1 of the North Dakota Century Code, relating to the public employees retirement system; to amend and reenact sections 54-52-01, 54-52-02.1, 54-52-02.2, 54-52-02.3, subsection 6 of section 54-52-03, subsections 1 and 4 of section 54-52-04, and sections 54-52-05, 54-52-06, 54-52-06.1, 54-52-10, 54-52-17, and 54-52-21 of the North Dakota Century Code, relating to certain terms, participants, methods of joining, governance, fees, contributions, funds, rights, and benefits of the public employees retirement system; and to repeal sections 54-52-11, 54-52-18, 54-52-19, and 54-52-20 of the North Dakota Century Code, relating to vesting apportionment of benefits and prior service benefits in the public employees retirement system.

Received from Senate, 590

Introduction, First Reading Referred to Committee on State and Federal Gov't, 630

Reported Back: Do Pass, 1057

Final Passage: Passed, 1135-1136

Returned to Senate: Passed, 1185

Received from Senate, 1528

Signed by Speaker, 1539

Returned to Senate, 1552

Senate Bill No. 2071. A Bill for an Act to amend and reenact section 27-06-09 of the North Dakota Century Code, relating to compensation of bailiffs, and declaring an emergency.

Received from Senate, 178

Introduction, First Reading Referred to Committee on Judiciary, 183

Reported Back: Amended, 1109

Amendments adopted, 1128

Final Passage: Passed, 1202; Emergency Clause Prevailed, 1203

Returned to Senate: Amended, 1271

Senate concurs, 1335

Received from Senate, 1687

Signed by Speaker, 1688

Returned to Senate, 1699

Senate Bill No. 2091. A Bill for an Act to provide that persons damaging the property of others be liable for damages and to provide that resulting judgments not be subject to cancellation or discharge in bankruptcy nor subject to the statute of limitations.

Received from Senate, 203

Introduction, First Reading Referred to Committee on Judiciary, 222

Reported Back: Do Pass, 1060

Final Passage: Passed, 1093-1094

Returned to Senate: Passed, 1137

Received from Senate, 1461

Signed by Speaker, 1462

Returned to Senate, 1496

Senate Bill No. 2092. A Bill for an Act providing an appropriation to the board of higher education for state aid to junior colleges, and declaring an emergency.

Received from Senate, 590
 Introduction, First Reading Referred to Committee on Appropriations,
 631
 Reported Back: Do Pass, 1280
 Final Passage: Passed, 1533; Emergency Clause Prevailed, 1533
 Returned to Senate: Passed, 1574
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2093. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 and a new subsection to section 57-40.2-04 of the North Dakota Century Code, relating to the exemption of gas, steam, and water from the sales and use tax; to amend and reenact subsections 2, 3, and 5 of section 57-39.2-01, subsection 2 of section 57-39.2-18, subdivision a of subsection 6 of section 57-40.2-01, section 57-53-02 of the North Dakota Century Code, and subsection 2 of section 1 of Initiative Measure No. 1 approved by the electors at the general election of November 2, 1976, relating to the exemption of gas, steam, water, and heating fuels from sales and use and special fuels taxes, and to remove references to sales and use taxes on electricity.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Finance and
 Taxation, 948
 Reported Back: Do Not Pass, 1280
 Final Passage: Lost, 1529
 Returned to Senate: Failed to pass, 1574

Senate Bill No. 2095. A Bill for an Act to amend and reenact section 12.1-20-07 of the North Dakota Century Code, relating to sexual assault and providing penalties for such offenses.

Received from Senate, 256
 Introduction, First Reading Referred to Committee on Judiciary, 280
 Reported Back: Do Not Pass, 943
 Final Passage: Lost, 977
 Returned to Senate: Failed to pass, 1019

Senate Bill No. 2097. A Bill for an Act to amend and reenact subsection 3 of section 12.1-32-09 of the North Dakota Century Code, relating to the procedure for extended sentences for dangerous special offenders.

Received from Senate, 240
 Introduction, First Reading Referred to Committee on Judiciary, 260
 Reported Back: Do Pass, 943
 Final Passage: Passed, 983
 Returned to Senate: Passed, 1019
 Received from Senate, 1191
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2100. A Bill for an Act to amend and reenact section 57-

15-42 of the North Dakota Century Code, relating to a mill levy for city fire departments.

Received from Senate, 240
 Introduction, First Reading Referred to Committee on Political Sub-
 divisions, 260
 Reported Back: Do Pass, 376
 Final Passage: Passed, 408
 Returned to Senate: Passed, 449
 Received from Senate, 1070
 Signed by Speaker, 1070
 Returned to Senate, 1071

Senate Bill No. 2101. A Bill for an Act to create and enact a new sub-
 section to section 23-01-05 of the North Dakota Century Code, relating to
 the duties of the state health officer; to amend and reenact sections 11-
 19.1-07, 11-19.1-11, 11-19.1-13, and 11-19.1-16 of the North Dakota Century
 Code, relating to the report of deaths to the coroner, the performance of
 an autopsy, the certificate of death, and the coroner's fees.

Received from Senate, 472
 Introduction, First Reading Referred to Committee on Social Welfare,
 502
 Reported Back: Do Pass, 1001
 Final Passage: Passed, 1032
 Returned to Senate: Passed, 1099
 Received from Senate, 1339
 Signed by Speaker, 1351
 Returned to Senate, 1352

Senate Bill No. 2103. A Bill for an Act to amend and reenact sections 43-
 28-03 and 43-28-04 of the North Dakota Century Code, relating to the term
 of office of members of the state board of dental examiners, and the
 qualifications and appointment of members of the board.

Received from Senate, 203
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 222
 Reported Back: Do Pass, 428
 Final Passage: Passed, 447-448
 Returned to Senate: Passed, 498
 Received from Senate, 1070
 Signed by Speaker, 1070
 Returned to Senate, 1071

Senate Bill No. 2106. A Bill for an Act to create and enact sections 15-03-
 04.1 and 15-03-04.2, chapter 15-08.1, and section 54-30-30.1 of the North
 Dakota Century Code, relating to the loan functions of the state land
 department and the real estate functions of the Bank of North Dakota; to
 amend and reenact section 15-03-01, subsection 1 of section 15-03-04,
 sections 15-03-05, 15-03-07, 15-03-14, 15-03-15, and 15-03-18 of the North
 Dakota Century Code, relating to the loan functions of the state land
 department and the real estate functions of the Bank of North Dakota;

and to repeal sections 6-09-25, 15-03-06, 15-03-08, 15-03-09, 15-03-10, 15-03-11, 15-03-20, and 54-30-23 of the North Dakota Century Code, relating to the loan functions of the state land department and the real estate functions of the Bank of North Dakota.

Received from Senate, 860
Introduction, First Reading Referred to Committee on Industry,
Business and Labor, 912
Reported Back: Do Pass, 1170
Final Passage: Passed, 1427-1428
Returned to Senate: Passed, 1465
Received from Senate, 1855
Signed by Speaker, 1857
Returned to Senate, 1858

Senate Bill No. 2107. A Bill for an Act to amend and reenact sections 6-06-34, 6-06-38, and 10-15-49 of the North Dakota Century Code, relating to the duties of credit unions under the escheat laws; and to repeal section 10-15-34 of the North Dakota Century Code, relating to the duties of credit unions and cooperatives under the escheat laws.

Received from Senate, 297
Introduction, First Reading Referred to Committee on Industry,
Business and Labor, 347
Reported Back: Do Pass, 1170
Final Passage: Passed, 1428
Returned to Senate: Passed, 1465
Received from Senate, 1855
Signed by Speaker, 1856
Returned to Senate, 1857

Senate Bill No. 2109. A Bill for an Act to amend and reenact section 15-08-27 of the North Dakota Century Code, relating to mineral reservations on nongrant land under authority of the board of university and school lands.

Received from Senate, 150
Introduction, First Reading Referred to Committee on Natural
Resources, 164
Reported Back: Do Pass, 1233
Final Passage: Passed, 1523-1524
Returned to Senate: Passed, 1574
Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1971

Senate Bill No. 2110. A Bill for an Act to create and enact chapter 15-08.2 of the North Dakota Century Code, relating to the sovereign lands of the state of North Dakota; to amend and reenact sections 38-11-02 and 47-06-08 of the North Dakota Century Code, relating to the leasing of public lands and ownership of islands and relicted lands.

Received from Senate, 297
Introduction, First Reading Referred to Committee on Natural

Resources, 347

Reported Back: Amended, 1233-1234

Amendments adopted, 1276

Re-referred to Committee on Natural Resources, 1388

Reported Back: Amended, 1449-1450

Amendments adopted, 1461

Final Passage: Passed, 1503

Returned to Senate: Amended, 1574

Senate concurs, 1825

Received from Senate, 1966

Signed by Speaker, 1969

Returned to Senate, 1971

Senate Bill No. 2111. A Bill for an Act to create and enact sections 38-11-02.1, 38-11-02.2, 38-11-02.3, and 38-11-02.4 of the North Dakota Century Code, relating to the leasing of minerals on public lands; to amend and reenact subsection 2 of section 38-11-01 and sections 38-11-02, 38-11-04, and 38-11-10 of the North Dakota Century Code, relating to the leasing of minerals on public lands; and to repeal sections 15-05-17, 38-11-03, 38-11-05, 38-11-06, 38-11-07, 38-11-08, and 38-11-09 of the North Dakota Century Code, relating to the leasing of minerals on public lands.

Received from Senate, 256

Introduction, First Reading Referred to Committee on Natural Resources, 281

Reported Back: Amended, 1281

Amendments adopted, 1321

Final Passage: Passed, 1385

Returned to Senate: Amended, 1402

Senate concurs, 1539

Received from Senate, 1919

Signed by Speaker, 1921

Returned to Senate, 1922

Senate Bill No. 2112. A Bill for an Act to create and enact a new subdivision to subsection 2 of section 12.1-21-05 of the North Dakota Century Code, providing for a minimum mandatory six-month term of imprisonment for criminal mischief to tangible property of a person who is a member of or affiliated with the criminal justice system if the actor knows that to be a fact; and to amend and reenact subsection 2 of section 12.1-17-01 of the North Dakota Century Code, to provide a minimum mandatory one-year term of imprisonment for simple assault upon a person who is a member of or affiliated with the criminal justice system whether on or off duty if the actor knows that to be a fact.

Received from Senate, 364

Introduction, First Reading Referred to Committee on Judiciary, 385

Reported Back: Do Not Pass, 943

Final Passage: Lost 977-978

Returned to Senate: Failed to pass, 1019

Senate Bill No. 2115. A Bill for an Act to repeal sections 19-05-05, 19-05-07, 19-05-08, 19-05-09, 19-05-10, 19-05-11, 19-05-14, 19-05-18, and 19-05-19 of the North Dakota Century Code, relating to the taxation of oleomargarine.

Received from Senate, 121
Introduction, First Reading Referred to Committee on Finance and
Taxation, 136
Reported Back: Do Pass, 210
Final Passage: Passed, 239-240
Returned to Senate: Passed, 276
Received from Senate, 1070
Signed by Speaker, 1070
Returned to Senate, 1071

Senate Bill No. 2117. A Bill for an Act to amend and reenact section 58-02-25 of the North Dakota Century Code, relating to the dissolution of an organized township.

Received from Senate, 411
Introduction, First Reading Referred to Committee on Political Sub-
divisions, 429
Reported Back: Do Pass, 630
Final Passage: Passed, 994-995
Returned to Senate: Passed, 1042
Received from Senate, 1191
Signed by Speaker, 1192
Returned to Senate, 1222

Senate Bill No. 2118. A Bill for an Act to amend and reenact section 16-01-11.1 of the North Dakota Century Code, relating to the passing of the sufficiency of petitions by the secretary of state.

Received from Senate, 297
Introduction, First Reading Referred to Committee on Judiciary, 347
Reported Back: Do Not Pass, 964
Final Passage: Lost, 997
Returned to Senate: Failed to pass, 1042

Senate Bill No. 2119. A Bill for an Act to amend and reenact section 21-10-02 of the North Dakota Century Code, relating to the power of the state investment board to enter into lending of securities agreements.

Received from Senate, 203
Introduction, First Reading Referred to Committee on State and
Federal Gov't, 222
Reported Back: Do Pass, 428
Final Passage: Passed, 448
Returned to Senate: Passed, 498
Received from Senate, 1070
Signed by Speaker, 1070
Returned to Senate, 1071

Senate Bill No. 2120. A Bill for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to execution of instruments by the Bank of North Dakota.

Received from Senate, 297

Introduction, First Reading Referred to Committee on Industry,
Business and Labor, 347
Reported Back: Do Pass, 1029
Final Passage: Passed, 1067-1068
Returned to Senate: Passed, 1125
Received from Senate, 1461
Signed by Speaker, 1462
Returned to Senate, 1496

Senate Bill No. 2121. A Bill for an Act to amend and reenact section 40-24-08 of the North Dakota Century Code, relating to special assessments for street beautification and the period for payment of the same; and declaring an emergency.

Received from Senate, 203
Introduction, First Reading Referred to Committee on Political Sub-
divisions, 222
Reported Back: Amended, 377
Amendments adopted, 392
Final Passage: Passed, 423; Emergency Clause Prevailed, 423
Returned to Senate: Amended, 471
Senate concurs, 536
Received from Senate, 1070
Signed by Speaker, 1070
Returned to Senate, 1071

Senate Bill No. 2122. A Bill for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to a minimum term of imprisonment for committing a felony while in possession of a dangerous weapon, an explosive, or a firearm.

Received from Senate, 240
Introduction, First Reading Referred to Committee on Judiciary, 260
Reported Back: Amended, 964-965
Amendments adopted, 986
Final Passage: Passed, 1033
Returned to Senate: Amended, 1099
Senate does not concur, 1140
Conference Committee: House, 1159; Senate, 1140
Conference Committee Report: House adopts, 1595; Senate adopts,
1592
Conference Committee Amendments: Adopted, 1604
Final Passage: Passed, 1610
Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1971

Senate Bill No. 2126. A Bill for an Act to provide for state and regional planning, the creation, organization, powers, and duties of regional planning councils, supervision of the activities of regional planning councils, to repeal sections 54-34.1-10, 54-34.1-11, 54-34.1-12, 54-34.1-13, and 54-34.1-14 of the North Dakota Century Code, relating to regional or metropolitan planning commissions.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 737
 Reported Back: Amended, 1075
 Amendments adopted, 1114
 Re-referred to Committee on Appropriations, 1114
 Reported Back: Do Pass, 1318
 Final Passage: Passed, 1413
 Returned to Senate: Amended, 1476
 Senate does not concur, 1539
 Conference Committee: House, 1577; Senate, 1540
 Conference Committee Report: House adopts, 1721; Senate adopts,
 1703
 Conference Committee Amendments: Adopted, 1737
 Final Passage: Passed, 1768
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2131. A Bill for an Act to regulate the appearance of salvage yards and automobile graveyards, and to provide a penalty.

Received from Senate, 580
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 581
 Reported Back: Do Pass, 1029
 Final Passage: Lost, 1068
 Reconsidered, 1075
 Re-referred to Committee on Industry, Business and Labor, 1075
 Reported Back: Do Not Pass, 1294
 Final Passage: Lost, 1530
 Returned to Senate: Failed to pass, 1575

Senate Bill No. 2132. A Bill for an Act to create and enact a new subsection to section 23-01-09 of the North Dakota Century Code, relating to the duties of the director of the public health laboratories division of the state department of health.

Received from Senate, 346
 Introduction, First Reading Referred to Committee on Social Welfare,
 364
 Reported Back: Do Pass, 1011
 Final Passage: Passed, 1050
 Returned to Senate: Passed, 1099
 Received from Senate, 1339
 Signed by Speaker, 1351
 Returned to Senate, 1352

Senate Bill No. 2134. A Bill for an Act to amend and reenact section 40-57-10 of the North Dakota Century Code, relating to limitations on purchase of municipal industrial revenue bonds by North Dakota state and national banks.

Received from Senate, 217
 Introduction, First Reading Referred to Committee on Political
 Subdivisions, 244
 Reported Back: Do Pass, 377
 Final Passage: Passed, 408-409
 Returned to Senate: Passed, 449
 Received from Senate, 1070
 Signed by Speaker, 1070
 Returned to Senate, 1071

Senate Bill No. 2135. A Bill for an Act to create and enact two new sections to chapter 50-01 of the North Dakota Century Code, relating to reimbursement to counties by the social service board of North Dakota for county general assistance payments; and to create and enact a new section to chapter 50-18 of the North Dakota Century Code, relating to establishing reasonable rates payable to boarding homes for the aged and infirm for the care of recipients of general assistance; and to provide an appropriation to carry out the provisions of this Act.

Received from Senate, 1956
 Rules suspended, placed on second reading and final passage without
 committee recommendation, 1956
 Final Passage: Passed, 1957
 Returned to Senate: Passed, 1957
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2136. A Bill for an Act to create and enact subsection 15 of section 61-24-08 of the North Dakota Century Code, relating to the powers and duties of the Garrison Diversion Conservancy District board of directors; and to amend and reenact section 61-24-03 of the North Dakota Century Code, relating to the election of the same board of directors.

Received from Senate, 297
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 347
 Reported Back: Do Pass, 1130
 Final Passage: Passed, 1215
 Returned to Senate: Passed, 1305
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2139. A Bill for an Act to create and enact subsections 23 and 24 of section 26-41-03, section 26-41-04.1, and subdivision c of subsection 2 of section 26-41-10 of the North Dakota Century Code, relating to no-fault insurance; to amend and reenact subsection 1 of section 26-02-32, subsection 1 of section 26-02-33, subsections 12 and 13 of section 26-41-03, subsection 1 of section 26-41-04, and subsection 1 of section 26-41-08 of the North Dakota Century Code, relating to cancellation and nonrenewal of automobile insurance policies and no-fault insurance.

Received from Senate, 364
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 385
 Reported Back: Amended, 1076
 Amendments adopted, 1114
 Final Passage: Passed, 1134
 Reconsidered, 1145
 Re-referred to Committee on Industry, Business and Labor, 1145
 Reported Back: Do Pass, 1234
 Final Passage: Passed, 1415
 Returned to Senate: Amended, 1496
 Senate concurs, 1861
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2141. A Bill for an Act to amend and reenact subsection 6 of section 57-37.1-01 and subsection 1 of section 57-37.1-08 of the North Dakota Century Code, relating to the decedent specifying the location of intangible personal property for estate tax distribution purposes.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Finance and
 Taxation, 912
 Reported Back: Amended, 1147
 Amendments adopted, 1175
 Final Passage: Passed, 1302
 Returned to Senate: Amended, 1380
 Senate does not concur, 1463
 Conference Committee: House, 1471; Senate, 1463
 Conference Committee Report: House adopts, 1631; Senate adopts,
 1624
 Conference Committee Amendments: Adopted, 1649
 Final Passage: Passed, 1653
 House requests return, 1760
 Returned to House, 1768
 Reconsidered final passage, 1777
 Reconsidered adoption of Conference Committee Report, 1777
 Conference Committee Report: House does not adopt, 1777
 Conference Committee: House, 1787; Senate, 1794
 Conference Committee Report: House adopts, 1842; Senate adopts,
 1819
 Rules suspended, amendments as amended in Conference Committee
 adopted, place on second reading and final passage, 1842
 Final Passage: Passed, 1842
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2145. A Bill for an Act to amend and reenact section 11-11-39 of the North Dakota Century Code, relating to an appeal from a decision of the board of county commissioners.

Received from Senate, 217
 Introduction, First Reading Referred to Committee on Judiciary, 244
 Reported Back: Amended, 1109
 Amendments adopted, 1128
 Final Passage: Passed, 1203
 Returned to Senate: Amended, 1271
 Senate concurs, 1335
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2146. A Bill for an Act to amend and reenact subsection 20 of section 57-02-08 of the North Dakota Century Code, relating to property tax exemptions for certain disabled veterans.

Received from Senate, 385
 Introduction, First Reading Referred to Committee on Veterans Affairs, 412
 Reported Back: Do Pass, 1281
 Final Passage: Passed, 1533-1534
 Returned to Senate: Passed, 1574
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2147. A Bill for an Act to create and enact a new paragraph to subdivision a of subsection 1 of section 39-01-01 of the North Dakota Century Code, relating to designation of park service vehicles as class A authorized emergency vehicles.

Received from Senate, 217
 Introduction, First Reading Referred to Committee on Transportation, 244
 Reported Back: Do Pass, 1107
 Final Passage: Passed, 1164
 Returned to Senate: Passed, 1223
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2148. A Bill for an Act to amend and reenact section 39-06-27 of the North Dakota Century Code, relating to suspensions of licenses in another state, and to repeal subsection 9 of section 39-06-03 of the North Dakota Century Code, relating to what persons shall not be licensed.

Received from Senate, 178
 Introduction, First Reading Referred to Committee on Transportation, 183
 Reported Back: Amended, 1110
 Amendments adopted, 1128
 Final Passage: Passed, 1204

Returned to Senate: Amended, 1271
 Senate does not concur, 1335
 Conference Committee: House, 1382; Senate, 1335
 Conference Committee Report: House adopts, 1596; Senate adopts, 1592
 Conference Committee Amendments: Adopted, 1604
 Conference Committee Reports reconsidered, 1604
 Conference Committee: House, 1606; Senate, 1717
 Conference Committee Report: House adopts, 1722; Senate adopts, 1717
 Conference Committee Amendments: Adopted, 1737
 Final Passage: Passed, 1769
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2149. A Bill for an Act to create and enact a new subsection to section 39-06-21 of the North Dakota Century Code, relating to the retention of drivers license records; to amend and reenact sections 39-06-22, 39-06-33 and 39-06-36 and subsection 3 of section 39-06.1-13 of the North Dakota Century Code, relating to the retention of court records and accident reports, suspension of driver licenses and hearings thereon, the restoration of revoked driver licenses and the reduction of the point total on driver records.

Received from Senate, 178
 Introduction, First Reading Referred to Committee on Transportation, 183
 Reported Back: Do Pass, 1110
 Final Passage: Passed, 1164-1165
 Returned to Senate: Passed, 1223
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2150. A Bill for an Act to amend and reenact subsection 3 of section 39-10-05 of the North Dakota Century Code, relating to traffic-control signal legends and permitting certain turn movements on red signal.

Received from Senate, 178
 Introduction, First Reading Referred to Committee on Transportation, 183
 Reported Back: Do Pass, 1002
 Final Passage: Passed, 1033-1034
 Returned to Senate: Passed, 1099
 Received from Senate, 1339
 Signed by Speaker, 1351
 Returned to Senate, 1352

Senate Bill No. 2151. A Bill for an Act to amend and reenact section 24-01-02 of the North Dakota Century Code, relating to the designation of the state highway system.

Received from Senate, 217
 Introduction, First Reading Referred to Committee on Transportation,
 244
 Reported Back: Amended, 1002
 Amendments adopted, 1006
 Final Passage: Passed, 1051
 Returned to Senate: Amended, 1099
 Senate concurs, 1140
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2152. A Bill for an Act to authorize the director of institutions to sell and convey three tracts of land owned by the state of North Dakota and used by the state penitentiary.

Received from Senate, 297
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 348
 Reported Back: Do Pass, 1076
 Final Passage: Passed, 1107
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1495

Senate Bill No. 2153. A Bill for an Act to create and enact a new section to chapter 6-03 of the North Dakota Century Code, relating to requiring state banks to have federal deposit insurance corporation insurance of deposits; to amend and reenact sections 6-02-03, 6-02-07, and 6-03-01 of the North Dakota Century Code, relating to capital stock, surplus, and federal deposit insurance requirements for state banking associations, organization certificates of state banking associations, and certificates of authority of state banking associations; and to provide a penalty.

Received from Senate, 256
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 281
 Reported Back: Amended, 1057
 Amendments adopted, 1081
 Final Passage: Passed, 1103
 Returned to Senate: Amended, 1137
 Senate concurs, 1227
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2154. A Bill for an Act to provide death benefits to spouses and dependents of public safety employees killed during the performance of official duty; and providing an appropriation.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Political Sub-

divisions, 703
 Reported Back: Do Pass, 1002
 Re-referred to Committee on Appropriations, 1002
 Reported Back: Do Not Pass, 1281
 Final Passage: Lost, 1530
 Returned to Senate: Failed to pass, 1575

Senate Bill No. 2157. A Bill for an Act to create and enact a new section to chapter 65-13 of the North Dakota Century Code, relating to excluding prisoners from coverage; to amend and reenact sections 65-13-03, 65-13-04, 65-13-05, subsection 7 of section 65-13-06, section 65-13-08, subsection 3 of section 65-13-17, and section 65-13-18 of the North Dakota Century Code, relating to definitions, making awards, powers and duties of the board, limitations on awards, denial of awards and hearings, appeals, and reports to the governor and legislature; and to repeal sections 65-13-07 and 65-13-09 of the North Dakota Century Code, relating to notice to the attorney general and procedure in contested cases; and declaring an emergency.

Received from Senate, 553
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 580
 Reported Back: Amended, 1076
 Amendments adopted, 1115
 Final Passage: Passed, 1136
 Returned to Senate: Amended, 1185
 Senate concurs, 1335
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2158. A Bill for an Act to create a new section in title 65 relating to privacy of claimants' records; and to amend and reenact subsections 8, 17, 18, 19, 20, 21, and 22 of section 65-01-02, sections 65-01-03, 65-01-10, 65-02-05, 65-02-08, 65-04-17, 65-05-01, 65-05-02, 65-05-09, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-16, 65-05-17, 65-05-19, 65-05-21, 65-05-25, 65-05-26, 65-05-28, 65-05-30 and 65-07-01 of the North Dakota Century Code, relating to definitions, presumption of employee status, waiver of rights to compensation, office space for the bureau, rule-making power of the bureau, experience rating, filing of claims, form of claims, disability benefits, permanent impairment, scheduled injuries, partial loss of use, aggravation of pre-existing conditions, death benefits, death benefits to spouses and orphans, nondependency benefits, marriage settlement, lump sum settlement, burial expenses, medical examination of injured employees, release of medical information, and coverage of employers, volunteers, and the self-employed.

Received from Senate, 450
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 456
 Reported Back: Do Pass, 1076
 Re-referred to Committee on Industry, Business and Labor, 1108
 Reported Back: Do Pass, 1294

Final Passage: Passed, 1534
 Returned to Senate: Passed, 1574
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2159. A Bill for an Act to amend and reenact subsection 1 of section 43-23-11.1 of the North Dakota Century Code, relating to grounds for revocation or suspension of real estate agent licenses.

Received from Senate, 346
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 364
 Reported Back: Do Pass, 1148
 Final Passage: Passed, 1266
 Returned to Senate: Passed, 1334
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2160. A Bill for an Act to amend and reenact sections 62-01-08 and 62-01-09 and subsection 4 of section 62-01-14 of the North Dakota Century Code, relating to regulation of the sale of pistols.

Received from Senate, 297
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 347
 Reported Back: Amended, 965
 Amendments adopted, 987
 Final Passage: Passed, 1034
 Returned to Senate: Amended, 1099
 Senate does not concur, 1227
 Conference Committee: House, 1468; Senate, 1227
 Conference Committee Report: House adopts, 1725; Senate adopts, 1703
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2161. A Bill for an Act to create and enact four new subsections to section 19-10-01 of the North Dakota Century Code, relating to definitions; and to amend and reenact sections 19-10-03 and 19-10-10 of the North Dakota Century Code, relating to the sale of adulterated lubricating oils, and to the specifications for petroleum products.

Received from Senate, 297
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 348
 Reported Back: Do Pass, 943
 Final Passage: Passed, 983-984
 Returned to Senate: Passed, 1019
 Received from Senate, 1191
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2162. A Bill for an Act to amend and reenact section 39-08-10 of the North Dakota Century Code, relating to an officer's duty to make and forward a written report of a motor vehicle accident.

Received from Senate, 217
 Introduction, First Reading Referred to Committee on Transportation, 244
 Reported Back: Do Pass, 1110
 Final Passage: Passed, 1165
 Returned to Senate: Passed, 1223
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2163. A Bill for an Act to amend and reenact section 15-10-08 of the North Dakota Century Code, relating to compensation of the members of the state board of higher education, and declaring an emergency.

Received from Senate, 217
 Introduction, First Reading Referred to Committee on Education, 244
 Reported Back: Do Pass, 943
 Re-referred to Committee on Appropriations, 943
 Reported Back: Do Pass, 1171
 Final Passage: Passed, 1429; Emergency Clause Prevailed, 1429
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2164. A Bill for an Act to create a new chapter of the North Dakota Century Code dealing with the emergency, voluntary, and involuntary commitment of individuals to the state hospital or other treatment facilities; to amend section 27-20-04 of the North Dakota Century Code, relating to concurrent jurisdiction of the juvenile court with county mental health boards; and to repeal sections 25-02-05, 25-02-11, 25-02-12, 25-02-13, 25-02-14, 25-02-15, 25-02-16, 25-02-17, and 25-02-18 of the North Dakota Century Code, relating to forms furnished by the superintendent of the state hospital, the establishment, powers, duties, and authority of county mental health boards, and the liability of certain officers for detention of mentally ill persons, and to repeal chapter 25-03 of the North Dakota Century Code, relating to the custody and release of the mentally ill.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Judiciary, 703
 Reported Back: Amended, 1281-1285
 Amendments adopted, 1321
 Final Passage: Passed, 1385-1386
 Returned to Senate: Amended, 1402
 Senate does not concur, 1539
 Conference Committee: House, 1555; Senate, 1540
 Conference Committee Report: House adopts, 1725; Senate adopts,

1703

Conference Committee Amendments: Adopted, 1737

Final Passage: Passed, 1769

Received from Senate, 1966

Signed by Speaker, 1969

Returned to Senate, 1971

Senate Bill No. 2167. A Bill for an Act to amend and reenact subsection 1 of section 14-15-11 of the North Dakota Century Code, relating to persons entitled to notice of petition for adoption.

Received from Senate, 450

Introduction, First Reading Referred to Committee on Social Welfare, 456

Reported Back: Do Pass, 1002

Final Passage: Passed, 1035

Returned to Senate: Passed, 1099

Received from Senate, 1339

Signed by Speaker, 1351

Returned to Senate, 1352

Senate Bill No. 2168. A Bill for an Act to create and enact sections 14-17-04.1 and 14-17-04.2 of the North Dakota Century Code, relating to artificial insemination and artificial implantation.

Received from Senate, 240

Introduction, First Reading Referred to Committee on Social Welfare, 260

Reported Back: Do Not Pass, 1110

Final Passage: Lost, 1158

Returned to Senate: Failed to pass, 1223

Senate Bill No. 2170. A Bill for an Act to amend and reenact sections 50-24-33 and 50-24.1-07 of the North Dakota Century Code, relating to recovery from the estates of medical assistance recipients and from the estates of recipients of assistance to the aged, blind, or disabled.

Received from Senate, 240

Introduction, First Reading Referred to Committee on Social Welfare, 260

Reported Back: Do Pass, 1002

Final Passage: Passed, 1035

Returned to Senate: Passed, 1099

Received from Senate, 1339

Signed by Speaker, 1351

Returned to Senate, 1352

Senate Bill No. 2171. A Bill for an Act to amend and reenact subsection 4 of section 37-25-02 and section 37-25-10 of the North Dakota Century Code, relating to the definition of honorable discharge and relating to the time limit for receiving an application for Vietnam Conflict Veterans' Adjusted Compensation Act benefits; and declaring an emergency.

Received from Senate, 385
 Introduction, First Reading Referred to Committee on Veterans
 Affairs, 412
 Reported Back: Do Pass, 1285
 Final Passage: Passed, 1535; Emergency Clause Prevailed, 1536
 Returned to Senate: Passed, 1574
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1971

Senate Bill No. 2172. A Bill for an Act to amend and reenact subsection 14 of section 11-11-14 of the North Dakota Century Code, relating to the powers of the board of county commissioners to establish garbage collection systems.

Received from Senate, 385
 Introduction, First Reading Referred to Committee on Political Sub-
 divisions, 412
 Reported Back: Do Pass, 630
 Final Passage: Passed, 995
 Returned to Senate: Passed, 1042
 Received from Senate, 1191
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2174. A Bill for an Act to create a new section in Chapter 20.1-08 of the North Dakota Century Code, relating to designation of a big horn sheep hunting season and providing that recipients of a big horn sheep hunting license shall not be eligible to apply for another such license.

Received from Senate, 385
 Introduction, First Reading Referred to Committee on Natural
 Resources, 412
 Reported Back: Do Pass, 965
 Final Passage: Passed, 998-999
 Returned to Senate: Passed, 1042
 Received from Senate, 1191
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2175. A Bill for an Act to amend and reenact subdivision a of subsection 1 of section 52-04-19 of the North Dakota Century Code, relating to financing unemployment compensation benefits paid to employees of the state hospitals or state institutions of higher education; and to provide an effective date.

Received from Senate, 536
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 553
 Reported Back: Do Pass, 1148
 Final Passage: Passed, 1266
 Returned to Senate: Passed, 1334

Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2177. A Bill for an Act requiring full, adequate, and timely notice of the meetings of all public bodies.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on Political Sub-
 divisions, 737
 Reported Back: Amended, 1234
 Amendments adopted, 1276
 Final Passage: Passed, 1329
 Returned to Senate: Amended, 1336
 Senate does not concur, 1373
 Conference Committee: House, 1394; Senate, 1373
 Conference Committee Report: House adopts, 1631; Senate adopts,
 1624
 Conference Committee Amendments: Adopted, 1650
 Final Passage: Lost, 1654
 Motion to reconsider: Lost, 1654
 Reconsidered action by which bill lost, 1722
 Final Passage: Lost, 1722

Senate Bill No. 2178. A Bill for an Act to establish a judicial nominating committee to submit lists of candidates to the governor from which to fill vacancies on the supreme court and district court pursuant to section 97 of the North Dakota Constitution, and to declare an emergency.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Judiciary, 651
 Reported Back: Amended, 1045
 Amendments adopted, 1061
 Final Passage: Passed, 1094; Emergency Clause Prevailed, 1095
 Returned to Senate: Amended, 1137
 Senate does not concur, 1271
 Conference Committee: House, 1304; Senate, 1271
 Conference Committee Report: Senate adopts, 1625
 Conference Committee: House, 1636; Senate, 1748
 Conference Committee Report: House Does Not adopt, 1843; Senate
 adopts, 1819
 Conference Committee: House, 1847; Senate, 1855
 Conference Committee Report: Senate adopts, 1891
 Final Passage: Lost, 1891

Senate Bill No. 2179. A Bill for an Act to amend and reenact section 11-18-17 of the North Dakota Century Code, relating to the establishment of a county card file system.

Received from Senate, 498
 Introduction, First Reading Referred to Committee on Political Sub-
 divisions, 537
 Reported Back: Amended, 965

Amendments adopted, 987
Final Passage: Passed, 1036
Returned to Senate: Amended, 1099
Senate concurs, 1271
Received from Senate, 1646
Signed by Speaker, 1646
Returned to Senate, 1650

Senate Bill No. 2180. A Bill for an Act to amend and reenact section 39-04-36 of the North Dakota Century Code, relating to an exception to the transfer of registration and number plates upon transferring or assigning title to a motor vehicle.

Received from Senate, 346
Introduction, First Reading Referred to Committee on Transportation,
365
Reported Back: Do Pass, 965
Final Passage: Passed, 999
Returned to Senate: Passed, 1042
Received from Senate, 1191
Signed by Speaker, 1192
Returned to Senate, 1222

Senate Bill No. 2181. A Bill for an Act to repeal section 39-04A-05 of the North Dakota Century Code, relating to delinquent fees.

Received from Senate, 346
Introduction, First Reading Referred to Committee on Transportation,
365
Reported Back: Do Pass, 966
Final Passage: Passed, 1012
Returned to Senate: Passed, 1069
Received from Senate, 1191
Signed by Speaker, 1192
Returned to Senate, 1222

Senate Bill No. 2182. A Bill for an Act to repeal section 39-22-09 of the North Dakota Century Code, relating to filing of list of used motor vehicles and fees paid on used cars by dealers.

Received from Senate, 346
Introduction, First Reading Referred to Committee on Transportation,
365
Reported Back: Do Pass, 966
Final Passage: Passed, 1012-1013
Returned to Senate: Passed, 1069
Received from Senate, 1191
Signed by Speaker, 1192
Returned to Senate, 1222

Senate Bill No. 2183. A Bill for an Act to amend and reenact subsection 1 of section 39-04-18 of the North Dakota Century Code, relating to motor vehicles exempt from registration fees.

Received from Senate, 240
 Introduction, First Reading Referred to Committee on Transportation,
 260
 Reported Back: Do Pass, 966
 Final Passage: Passed, 1013
 Returned to Senate: Passed, 1069
 Received from Senate, 1192
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2184. A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to the registration fees for snowmobiles.

Received from Senate, 256
 Introduction, First Reading Referred to Committee on Transportation,
 281
 Reported Back: Amended, 1110
 Amendments adopted, 1128
 Final Passage: Passed, 1204
 Returned to Senate: Amended, 1271
 Senate does not concur, 1335
 Conference Committee: House, 1382; Senate, 1335
 Conference Committee Report: House adopts, 1596; Senate adopts,
 1592
 Conference Committee Amendments: Adopted, 1604
 Final Passage: Passed, 1611
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2185. A Bill for an Act to amend and reenact section 39-05-17 of the North Dakota Century Code, relating to transfer of title of vehicles.

Received from Senate, 256
 Introduction, First Reading Referred to Committee on Transportation,
 281
 Reported Back: Amended, 966
 Amendments adopted, 987
 Re-referred to Committee on Transportation, 1036
 Reported Back: Amended, 1110
 Amendments adopted, 1128
 Final Passage: Passed, 1205
 Returned to Senate: Amended, 1271
 Senate concurs, 1335
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2186. A Bill for an Act to amend and reenact section 39-04-08 of the North Dakota Century Code, relating to the number plates furnished by the motor vehicle department.

Received from Senate, 256
Introduction, First Reading Referred to Committee on Transportation,
281
Reported Back: Do Pass, 966
Final Passage: Passed, 1013-1014
Returned to Senate: Passed, 1069
Received from Senate, 1192
Signed by Speaker, 1192
Returned to Senate, 1222

Senate Bill No. 2187. A Bill for an Act to amend and reenact section 49-18-15 of the North Dakota Century Code, relating to motor carriers.

Received from Senate, 297
Introduction, First Reading Referred to Committee on Industry,
Business and Labor, 348
Reported Back: Do Pass, 1130
Final Passage: Passed, 1216
Returned to Senate: Passed, 1305
Received from Senate, 1687
Signed by Speaker, 1688
Returned to Senate, 1699

Senate Bill No. 2190. A Bill for an Act to provide for income tax deductions for contributions to certain individual retirement accounts; to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to the federalization of the North Dakota income tax law through December 31, 1976; providing for an effective date and declaring an emergency.

Received from Senate, 686
Introduction, First Reading Referred to Committee on Finance and
Taxation, 737
Reported Back: Do Pass, 944
Re-referred to Committee on Finance and Taxation, 986
Reported Back: Amended, 1076-1077
Amendments adopted, 1115
Final Passage: Passed, 1145; Emergency Clause Prevailed, 1146
Returned to Senate: Amended, 1185
Senate concurs, 1227
Received from Senate, 1646
Signed by Speaker, 1646
Returned to Senate, 1650

Senate Bill No. 2191. A Bill for an Act to amend and reenact section 57-02.1-03 of the North Dakota Century Code, relating to payments in lieu of real estate taxes.

Received from Senate, 276
Introduction, First Reading Referred to Committee on Finance and
Taxation, 307
Reported Back: Do Pass, 944
Final Passage: Passed, 987

Returned to Senate: Passed, 1042
 Received from Senate, 1192
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2192. A Bill for an Act to amend and reenact section 49-18-21 of the North Dakota Century Code, relating to hearings for contract motor carriers permits.

Received from Senate, 346
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 365
 Reported Back: Do Pass, 1130
 Final Passage: Passed, 1216-1217
 Returned to Senate: Passed, 1305
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2196. A Bill for an Act to amend and reenact subsection 1 of section 53-02-01 and section 53-02-08 of the North Dakota Century Code, relating to the definition of a music festival and to law officers required to be present at public dances.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Political Subdivisions, 912
 Reported Back: Do Pass, 1077
 Final Passage: Passed, 1108
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1495

Senate Bill No. 2197. A Bill for an Act to amend and reenact sections 32-03-05 and 32-03-07 of the North Dakota Century Code, relating to the awarding of interest and exemplary damages.

Received from Senate, 297
 Introduction, First Reading Referred to Committee on Judiciary, 348
 Reported Back: Do Pass, 1060
 Final Passage: Passed, 1094-1095
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1495

Senate Bill No. 2198. A Bill for an Act to provide for ante-mortem probate of wills.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Judiciary, 704
 Reported Back: Do Pass, 1045

Final Passage: Passed, 1082
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1495

Senate Bill No. 2199. A Bill for an Act to amend and reenact section 20.1-03-10 and subsections 1, 2, 3, 4, 5, 7, 8, 10, 14, 20, and 22 of section 20.1-03-12 of the North Dakota Century Code, relating to nonresident fur-bearer licenses and certain license and permit fees; and declaring an effective date.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on Natural Resources, 738
 Reported Back: Amended, 1285
 Amendments adopted, 1321
 Final Passage: Passed, 1386
 Returned to Senate: Amended, 1476
 Senate concurs, 1539
 Received from Senate, 1919
 Signed by Speaker, 1921
 Returned to Senate, 1922

Senate Bill No. 2200. A Bill for an Act to repeal subsection 4 of section 54-09-04 of the North Dakota Century Code, relating to the fee of five dollars charged by the secretary of state for issuance of each extradition warrant.

Received from Senate, 298
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 348
 Reported Back: Do Pass, 944
 Final Passage: Passed, 988
 Returned to Senate: Passed, 1042
 Received from Senate, 1192
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2201. A Bill for an Act to amend and reenact sections 54-03-20 and 54-03-20.3 of the North Dakota Century Code, relating to the allowance for living and other expenses of members of the legislative assembly and the expenses of the legislative compensation commission.

Received from Senate, 498
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 537
 Reported Back: Amended, 944
 Amendments adopted, 975
 Re-referred to Committee on Appropriations, 975
 Returned to House from committee by motion on House floor, 1229
 House amendments reconsidered, 1230
 Amendments not adopted, 1230

Final Passage: Passed, 1528
Returned to Senate: Passed, 1574
Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1972.

Senate Bill No. 2202. A Bill for an Act to amend and reenact sections 11-18-05, 35-21-05, and 40-50-07, subsection 5 of section 41-09-42, subsection 3 of section 41-09-43, sections 41-09-44 and 41-09-45, subsection 2 of section 41-09-46, and section 47-20.1-08 of the North Dakota Century Code, relating to register of deeds fees for filing and recording instruments; and to repeal section 11-18-05.1 of the North Dakota Century Code, relating to register of deeds fees for recording severed mineral interests.

Received from Senate, 615
Introduction, First Reading Referred to Committee on Political Subdivisions, 615
Reported Back: Amended, 1077
Amendments adopted, 1115
Final Passage: Passed, 1153
Returned to Senate: Amended, 1223
Senate does not concur, 1335
Conference Committee: House, 1382; Senate, 1336
Conference Committee Report: House adopts, 1597; Senate adopts, 1587
Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1972

Senate Bill No. 2203. A Bill for an Act to amend and reenact sections 38-03-02 and 38-03-07 of the North Dakota Century Code, relating to the qualifications and the powers and duties of mine inspectors.

Received from Senate, 385
Introduction, First Reading Referred to Committee on Natural Resources, 412
Reported Back: Amended, 1131
Amendments adopted, 1152
Final Passage: Passed, 1262
Returned to Senate: Amended, 1334
Senate concurs, 1373
Received from Senate, 1855
Signed by Speaker, 1856
Returned to Senate, 1857

Senate Bill No. 2204. A Bill for an Act to amend and reenact subsection 3 of section 40-22-31 of the North Dakota Century Code, relating to conditions of contractor's bond.

Received from Senate, 431
Introduction, First Reading Referred to Committee on Industry, Business and Labor, 451
Reported Back: Amended, 1077-1078

Amendments adopted, 1115
 Final Passage: Passed, 1153
 Returned to Senate: Amended, 1123
 Senate concurs, 1335
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2205. A Bill for an Act to authorize the state water commission to release easements granted to the state for dams.

Received from Senate, 385
 Introduction, First Reading Referred to Committee on Natural Resources, 412
 Reported Back: Amended, 1131
 Amendments adopted, 1152
 Final Passage: Passed, 1262
 Returned to Senate: Amended, 1334
 Senate concurs, 1373
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2206. A Bill for an Act to amend and reenact section 27-02-23 of the North Dakota Century Code, relating to decisions and opinions of the North Dakota Supreme Court, and to repeal section 27-03-09 of the North Dakota Century Code, relating to the filing of syllabus and furnishing same to publishers of daily newspapers, and declaring an emergency.

Received from Senate, 431
 Introduction, First Reading Referred to Committee on Judiciary, 451
 Reported Back: Do Pass, 1046
 Final Passage: Passed, 1082
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2207. A Bill for an Act to create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to dispensing prescription drugs.

Received from Senate, 431
 Introduction, First Reading Referred to Committee on Social Welfare, 451
 Reported Back: Do Pass, 1011
 Final Passage: Passed, 1051-1052
 Returned to Senate: Passed, 1099
 Received from Senate, 1339
 Signed by Speaker, 1351
 Returned to Senate, 1352

Senate Bill No. 2208. A Bill for an act to create and enact sections 4-09-

14.1, 4-09-14.2, 4-09-14.3, and 4-09-14.4, of the North Dakota Century Code, requiring fee tags or stamps to be attached to all containers of seed sold in this state for sowing purposes; and to amend and re-enact section 4-09-15 of the North Dakota Century Code, relating to exemptions from certain requirements of the chapter.

Received from Senate, 346
 Introduction, First Reading Referred to Committee on Agriculture, 365
 Reported Back: Do Pass, 1131
 Final Passage: Passed, 1217
 Returned to Senate: Passed, 1305
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2209. A Bill for an Act to amend and reenact section 19-01-10 of the North Dakota Century Code, relating to examination or analysis of products, articles or things by state laboratories department chemists submitted by prosecutors or law enforcement officers.

Received from Senate, 298
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 348
 Reported Back: Do Pass, 944
 Re-referred to Committee on State and Federal Gov't, 988
 Reported Back: Amended, 1148
 Amendments adopted, 1175
 Final Passage: Passed, 1302
 Returned to Senate: Amended, 1380
 Senate concurs, 1463
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2210. A Bill for an Act to repeal section 39-05-06 of the North Dakota Century Code, relating to verification of applications for certificate of title.

Received from Senate, 346
 Introduction, First Reading Referred to Committee on Transportation, 365
 Reported Back: Amended, 966
 Amendments adopted, 987
 Final Passage: Passed, 1037
 Returned to Senate: Amended, 1099
 Senate concurs, 1140
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2211. A Bill for an Act to amend and reenact subsection 10 of section 57-38-14 of the North Dakota Century Code, relating to allocation of corporate income in special cases; and to provide for an effective date.

Received from Senate, 276
 Introduction, First Reading Referred to Committee on Finance and
 Taxation, 307
 Reported Back: Do Pass, 1029
 Final Passage: Passed, 1083-1084
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1495

Senate Bill No. 2212. A Bill for an Act to create and enact a new section to chapter 57-39.2 and to chapter 57-40.2 of the North Dakota Century Code, relating to the liability of corporate officers.

Received from Senate, 298
 Introduction, First Reading Referred to Committee on Finance and
 Taxation, 348
 Reported Back: Do Pass, 1029
 Final Passage: Passed, 1084
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2213. A Bill for an Act to create and enact subdivisions j and k of subsection 11 of section 52-01-01, subdivisions m and n of subsection 13 of section 52-01-01, subsections 31 and 32 of section 52-01-01, section 52-04-19.1, subsections 12, 13, 14, and 15 of section 52-06-02 of the North Dakota Century Code, relating to unemployment compensation definitions, coverage, accounts, and benefits, and to amend and reenact subdivision f of subsection 11 of section 52-01-01, subdivision f of subsection 13 of section 52-01-01, paragraph (3) and (6) of subdivision h of subsection 13 of section 52-01-01, the first paragraph of subdivision i of subsection 13 of section 52-01-01, paragraph (5) of subdivision i of subsection 13 of section 52-01-01, subdivisions a and b of subsection 15 of section 52-01-01, subsection 20 of section 52-01-01, section 52-04-07, subsection 3 of section 52-06-04, subsections 2 and 3 of section 52-07.1-03 of the North Dakota Century Code, relating to unemployment compensation definitions, coverage, accounts, and benefits.

Received from Senate, 536
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 554
 Reported Back: Do Pass, 1148
 Final Passage: Passed, 1267
 Returned to Senate: Passed, 1334
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2214. A Bill for an Act to relieve the officers, employees, and agents of ambulance service from liability for treatment rendered at the scene of an emergency; and declaring an emergency.

Received from Senate, 346
 Introduction, First Reading Referred to Committee on Judiciary, 365
 Reported Back: Amended, 967
 Amendments adopted, 987
 Final Passage: Passed, 1037; Emergency Clause Prevailed, 1038
 Returned to Senate: Amended, 1099
 Senate does not concur, 1140
 Conference Committee: House, 1159; Senate, 1140
 Conference Committee Report: House adopts, 1597; Senate adopts,
 1592
 Conference Committee Amendments: Adopted, 1604
 Final Passage: Passed, 1612
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2215. A Bill for an Act to amend and reenact section 52-11-01 of the North Dakota Century Code, relating to the retirement program for the unemployment compensation division, state employment service, and North Dakota national guard.

Received from Senate, 411
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 429
 Reported Back: Do Pass, 736
 Final Passage: Passed, 975-976
 Returned to Senate: Passed, 1019
 Received from Senate, 1192
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2216. A Bill for an Act authorizing the state of North Dakota acting by the North Dakota employment security bureau to sell and convey lots seventeen, eighteen, nineteen, and twenty in block twenty-two of Brooklyn Addition to the City of Minot, Ward County, North Dakota.

Received from Senate, 411
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 430
 Reported Back: Do Pass, 736
 Final Passage: Passed, 976
 Returned to Senate: Passed, 1019
 Received from Senate, 1192
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2217. A Bill for an Act to amend and reenact subsection 5 of section 52-01-01 of the North Dakota Century Code relating to the definition of "benefit year" for purposes of unemployment compensation.

Received from Senate, 411
 Introduction, First Reading Referred to Committee on Industry,

Business and Labor, 430
 Reported Back: Do Pass, 1171
 Final Passage: Passed, 1429-1430
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2218. A Bill for an Act to create and enact subsection 33 of section 52-01-01 of the North Dakota Century Code relating to unemployment compensation definitions, and to amend and reenact subsection 8 of section 52-06-02 of the North Dakota Century Code relating to unemployment compensation benefits.

Received from Senate, 580
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 581
 Reported Back: Amended, 1171
 Amendments adopted, 1212
 Final Passage: Passed, 1315
 Returned to Senate: Amended, 1336
 Senate does not concur, 1482
 Conference Committee: House, 1506; Senate, 1482
 Conference Committee Report: House adopts, 1597; Senate adopts,
 1592
 Conference Committee Amendments: Adopted, 1604
 Final Passage: Passed, 1612
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2220. A Bill for an Act to amend and reenact section 52-06-33 of the North Dakota Century Code relating to recovery and recoupment of unemployment compensation benefits.

Received from Senate, 431
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 451
 Reported Back: Do Pass, 1148
 Final Passage: Passed, 1268
 Returned to Senate: Passed, 1334
 Received from Senate, 1687
 Signed by Speaker, 1688
 Returned to Senate, 1699

Senate Bill No. 2221. A Bill for an Act to amend and reenact section 39-04-06 of the North Dakota Century Code, relating to the rescision of motor vehicle registration; and to provide for the restoration of suspended registrations.

Received from Senate, 498
 Introduction, First Reading Referred to Committee on Transportation,
 537

Reported Back: Amended, 1111
 Amendments adopted, 1128
 Final Passage: Passed, 1205-1206
 Returned to Senate: Amended, 1270
 Senate does not concur, 1335
 Conference Committee: House, 1382; Senate, 1335
 Conference Committee Report: House adopts, 1598; Senate adopts, 1587
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2222. A Bill for an Act to provide for the licensing and bonding of semitrailer dealers; and to provide a penalty.

Received from Senate, 498
 Introduction, First Reading Referred to Committee on Transportation, 537
 Reported Back: Amended, 1111
 Amendments adopted, 1128
 Final Passage: Passed, 1206
 Returned to Senate: Amended, 1271
 Senate does not concur, 1335
 Conference Committee: House, 1382; Senate, 1335
 Conference Committee Report: House adopts, 1598; Senate adopts, 1587
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2223. A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to an exemption for buses purchased by senior citizens' and handicapped persons' nonprofit corporations; to amend and reenact subsection 2 of section 57-40.3-04 and section 57-40.3-11 of the North Dakota Century Code, relating to exempt vehicles and a penalty for delinquent motor vehicle excise taxes.

Received from Senate, 553
 Introduction, First Reading Referred to Committee on Finance and Taxation, 581
 Reported Back: Amended, 944-945
 Amendments adopted, 975
 Final Passage: Passed, 1026
 Returned to Senate: Amended, 1069
 Senate concurs, 1140
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2224. A Bill for an Act to create and enact a new subsection to section 51-18-01, and to amend and reenact subsection 1 of section 51-18-01, section 51-18-02, 51-18-03, 51-18-04, 51-18-05, 51-18-06, and

51-18-07 of the North Dakota Century Code, relating to the definition of a door-to-door sale, method of cancellation, referral sales, agreement requirements, evidence of indebtedness, disposition of goods, and responsibilities of a buyer.

Received from Senate, 431
Introduction, First Reading Referred to Committee on Industry,
Business and Labor, 451
Reported Back: Amended, 1294
Amendments adopted, 1321
Final Passage: Passed, 1387
Returned to Senate: Amended, 1402
Senate concurs, 1861
Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1972

Senate Bill No. 2225. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the contents of number plates, size of letters and numerals on plates; and to provide an exception to annual validation evidence for certain number plates.

Received from Senate, 411
Introduction, First Reading Referred to Committee on Transportation,
430
Reported Back: Do Pass, 1002
Final Passage: Passed, 1038
Returned to Senate: Passed, 1099
Received from Senate, 1339
Signed by Speaker, 1351
Returned to Senate, 1352

Senate Bill No. 2226. A Bill for an Act to repeal section 12-55-15 of the North Dakota Century Code, relating to the requirements of the board of pardons precedent to parole.

Received from Senate, 298
Introduction, First Reading Referred to Committee on Judiciary, 348
Reported Back: Do Pass, 1171
Final Passage: Passed, 1430
Returned to Senate: Passed, 1465
Received from Senate, 1855
Signed by Speaker, 1856
Returned to Senate, 1857

Senate Bill No. 2228. A Bill for an Act to amend and reenact sections 11-23-02, 40-40-04, 40-40-10 and 40-40-12 of the North Dakota Century Code, relating to the county and municipal budgets.

Received from Senate, 472
Introduction, First Reading Referred to Committee on Political Sub-
divisions, 502
Reported Back: Amended, 664

Amendments adopted, 672
 Final Passage: Passed, 995-996
 Returned to Senate: Amended, 1042
 Senate concurs, 1140
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2229. A Bill for an Act to amend and reenact section 11-33-20 of the North Dakota Century Code, to authorize townships to relinquish all, or a portion of, their power to enact zoning regulations to the county.

Received from Senate, 590
 Introduction, First Reading Referred to Committee on Political Subdivisions, 631
 Reported Back: Do Pass, 967
 Final Passage: Passed, 1014
 Returned to Senate: Passed, 1069
 Received from Senate, 1192
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2230. A Bill for an Act to create and enact subsection 27 to section 57-38-01 and subsections 5 and 6 to section 57-38-58 of the North Dakota Century Code, relating to definitions; to amend and reenact sections 57-01-10, 57-38-09.1, 57-38-62 and subsection 1 of section 57-38-66 of the North Dakota Century Code, relating to income tax and business and corporation privilege tax; to repeal subsections 7, 8, 9, 12, 13, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, and 26 of section 57-38-01 of the North Dakota Century Code, relating to income tax definitions; and to provide for an effective date.

Received from Senate, 346
 Introduction, First Reading Referred to Committee on Finance and Taxation, 365
 Reported Back: Do Pass, 1029
 Final Passage: Passed, 1084
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2231. A Bill for an Act to create and enact a new section to chapter 57-05 of the North Dakota Century Code, to provide for a tentative assessment of railroad operating property and notice of hearing thereon.

Received from Senate, 346
 Introduction, First Reading Referred to Committee on Finance and Taxation, 365
 Reported Back: Do Pass, 1011
 Final Passage: Passed, 1052

Returned to Senate: Passed, 1099
Received from Senate, 1339
Signed by Speaker, 1351
Returned to Senate, 1352

Senate Bill No. 2233. A Bill for an Act to amend and reenact subsection 1 of section 40-57-03 of the North Dakota Century Code, relating to municipal industrial development projects of cities and counties, 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, 893
Introduction, First Reading Referred to Committee on Political Subdivisions, 912
Reported Back: Amended, 1078
Amendments Report adopted, 1115
Final Passage: Passed, 1154
Returned to Senate: Amended, 1223
Senate does not concur, 1335
Conference Committee: House, 1382; Senate, 1336
Conference Committee Report: House adopts, 1633; Senate adopts, 1625
Conference Committee Amendments: Adopted, 1650
Final Passage: Passed, 1654
Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1972

Senate Bill No. 2234. A Bill for an Act to amend and reenact sections 57-52-04 and 57-54-08 of the North Dakota Century Code, relating to a tax increase on motor vehicle fuel and special fuel used in motor vehicles.

Received from Senate, 722
Introduction, First Reading Referred to Committee on Finance and Taxation, 755
Re-referred to Committee on Transportation, 970
Reported Back: Do Pass, 1209
Re-referred to Committee on Appropriations, 1209
Reported Back: Amended, 1318
Amendments adopted, 1340
Final Passage: Passed, 1414
Returned to Senate: Amended, 1465
Senate concurs, 1539
Received from Senate, 1919
Signed by Speaker, 1922
Returned to Senate, 1922

Senate Bill No. 2235. A Bill for an Act to create and enact two new sections to chapter 57-01 and a new section to chapter 57-37.1 of the North Dakota Century Code, relating to confidentiality of tax information obtained from the United States secretary of the treasury and to North Dakota estate and income tax returns; and to amend and reenact subsection 1 of section 57-38-34 and subsection 1 of section 57-38-57 of the

North Dakota Century Code, relating to income tax returns and the confidentiality thereof.

Received from Senate, 431
 Introduction, First Reading Referred to Committee on Finance and Taxation, 451
 Reported Back: Do Pass, 945
 Final Passage: Passed, 988-989
 Returned to Senate: Passed, 1042
 Received from Senate, 1192
 Signed by Speaker, 1192
 Returned to Senate, 1222

Senate Bill No. 2237. A Bill for an Act to amend and reenact section 12.1-04-02 of the North Dakota Century Code, relating to intoxication as a defense to a criminal charge.

Received from Senate, 411
 Introduction, First Reading Referred to Committee on Judiciary, 430
 Reported Back: Do Pass, 1045
 Final Passage: Passed, 1085
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2239. A Bill for an Act to amend and reenact sections 39-06.1-06 and 39-06.1-09 of the North Dakota Century Code, relating to amount of statutory fees and the definition of a moving violation.

Received from Senate, 472
 Introduction, First Reading Referred to Committee on Transportation, 502
 Reported Back: Amended, 1285-1286
 Amendments adopted, 1321
 Final Passage: Passed, 1388
 Returned to Senate: Amended, 1402
 Senate does not concur, 1483
 Conference Committee: House, 1506; Senate, 1483
 Conference Committee Report: House adopts, 1648; Senate adopts, 1625
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2240. A Bill for an Act to amend and reenact subsections 2 and 5 of section 39-04-19 of the North Dakota Century Code, relating to registration fees of motor vehicles.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Finance and Taxation, 948
 Re-referred to Committee on Transportation, 1017

Reported Back: Do Pass, 1209
 Re-referred to Committee on Appropriations, 1209
 Reported Back: Do Pass, 1318
 Final Passage: Passed, 1415
 Returned to Senate: Passed, 1496
 Received from Senate, 1919
 Signed by Speaker, 1922
 Returned to Senate, 1922

Senate Bill No. 2257. A Bill for an Act to amend and reenact section 11-09-02.1 of the North Dakota Century Code, relating to the procedure for an adoption of a form of county managership.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Political Subdivisions, 665
 Reported Back: Do Pass, 967
 Final Passage: Passed, 1015
 Returned to Senate: Passed, 1069
 Received from Senate, 1192
 Signed by Speaker, 1193
 Returned to Senate, 1222

Senate Bill No. 2259. A Bill for an Act to create and enact a new subsection to section 4-27-03 of the North Dakota Century Code, providing a definition for gross receipts; and to amend and reenact sections 4-27-04 and 4-27-06 of the North Dakota Century Code, relating to the composition of the dairy products promotion commission, and the assessments to be levied for the commission fund.

Received from Senate, 450
 Introduction, First Reading Referred to Committee on Agriculture, 457
 Reported Back: Do Pass, 967
 Final Passage: Passed, 1015-1016
 Returned to Senate: Passed, 1069
 Received from Senate, 1192
 Signed by Speaker, 1193
 Returned to Senate, 1222

Senate Bill No. 2261. A Bill for an Act to amend and reenact section 11-15-02 of the North Dakota Century Code, relating to compensation for special deputy sheriffs.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Political Subdivisions, 665
 Reported Back: Do Pass, 967
 Final Passage: Passed, 1016
 Returned to Senate: Passed, 1069
 Received from Senate, 1192
 Signed by Speaker, 1193
 Returned to Senate, 1222

Senate Bill No. 2262. A Bill for an Act to create and enact a new section

to chapter 11-15 of the North Dakota Century Code, relating to qualifications for the office of sheriff.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on Political Subdivisions, 738
 Reported Back: Amended, 1003
 Amendments adopted, 1006
 Final Passage: Passed, 1052
 Returned to Senate: Amended, 1099
 Senate does not concur, 1227
 Conference Committee: House, 1270; Senate, 1227
 Conference Committee Report: House adopts, 1598; Senate adopts, 1593
 Conference Committee Amendments: Adopted, 1604
 Final Passage: Passed, 1613
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2263. A Bill for an Act to amend and reenact section 11-15-29 of the North Dakota Century Code, relating to sheriffs' and deputies' uniforms.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Political Subdivisions, 913
 Reported Back: Do Pass, 1079
 Final Passage: Passed, 1120
 Returned to Senate: Passed, 1162
 Received from Senate, 1528
 Signed by Speaker, 1539
 Returned to Senate, 1552

Senate Bill No. 2265. A Bill for an Act to amend and reenact section 40-49-05 of the North Dakota Century Code, relating to the term of office of members of boards of park commissioners.

Received from Senate, 472
 Introduction, First Reading Referred to Committee on Political Subdivisions, 503
 Reported Back: Do Pass, 630
 Final Passage: Passed, 996
 Returned to Senate: Passed, 1043
 Received from Senate, 1192
 Signed by Speaker, 1193
 Returned to Senate, 1222

Senate Bill No. 2267. A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction and improvement of parking lot facilities at the state school of science at Wahpeton, to provide for a student facility fee, and to provide an appropriation.

Received from Senate, 431
 Introduction, First Reading Referred to Committee on Education, 452
 Reported Back: Do Pass, 945
 Re-referred to Committee on Appropriations, 991
 Reported Back: Do Pass, 1171
 Final Passage: Passed, 1431
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2269. A Bill for an Act to authorize the public or private sale of certain premises owned by the state of North Dakota doing business as the university of North Dakota situated in Grand Forks, North Dakota, and for authority to use the proceeds of such sale.

Received from Senate, 553
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 581
 Reported Back: Do Pass, 1131
 Final Passage: Passed, 1218
 Returned to Senate: Passed, 1305
 Received from Senate, 1688
 Signed by Speaker, 1689
 Returned to Senate, 1699

Senate Bill No. 2276. A Bill for an Act to amend and reenact section 47-16-36 of the North Dakota Century Code, relating to the duty of a lessee to have a terminated or forfeited oil, gas, or other mineral lease recorded and allowing a lessor to record an affidavit of forfeiture upon failure of lessee to do so; and providing for a change from an affidavit of forfeiture to a satisfaction of lease.

Received from Senate, 431
 Introduction, First Reading Referred to Committee on Judiciary, 452
 Reported Back: Do Pass, 1060
 Floor Amendment, 1095
 Rules suspended, properly engrossed, placed on final passage, 1095
 Final Passage: Passed, 1095-1096
 Returned to Senate: Amended, 1137
 Senate concurs, 1227
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2277. A Bill for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to lease security deposits on real property and dwellings; the return of such deposits with interest upon termination of a lease; deposit amounts which may be withheld by a lessor and conditions under which amounts may be withheld; recovery by a lessee for wrongful withholding of security deposits; providing for transfer of security deposits upon a change of ownership; and binding the lessor holding the lease at the time of termination to return the security deposit.

Received from Senate, 450
 Introduction, First Reading Referred to Committee on Judiciary, 457
 Reported Back: Amended, 1209
 Amendments adopted, 1261
 Final Passage: Passed, 1323
 Returned to Senate: Amended, 1336
 Senate does not concur, 1409
 Conference Committee: House, 1468; Senate, 1409
 Conference Committee Report: Senate does not adopt, 1690
 Conference Committee: House, 1691; Senate, 1690
 Conference Committee Report: House adopts, 1726; Senate adopts,
 1717
 Conference Committee Amendments: Adopted, 1734
 Rules suspended, amendments as amended in Conference Committee
 adopted, placed on second reading and final passage, 1734
 Final Passage: Passed, 1735
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2279. A Bill for an Act to create and enact a new section to chapter 61-04 of the North Dakota Century Code, relating to the issuance of water permits; and to amend and reenact subsection 2 of section 23-25-04.1, and sections 23-29-07, 49-03-02, and subsection 19 of section 61-28-04 of the North Dakota Century Code, relating to the issuance of permits or certificates for air pollution, solid waste management, public convenience and necessity, and water pollution.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Natural
 Resources, 913
 Reported Back: Do Not Pass, 1210
 Final Passage: Lost, 1441
 Returned to Senate: Failed to pass, 1496

Senate Bill No. 2280. A Bill for an Act making an appropriation to defray the expenses of continuing the position of state ABM coordinator; and declaring an emergency.

Received from Senate, 553
 Introduction, First Reading Referred to Committee on Appropriations,
 581
 Reported Back: Do Pass, 1286
 Final Passage: Passed, 1537; Emergency Clause Prevailed, 1537
 Returned to Senate: Passed, 1574
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2281. A Bill for an Act to create and enact a new section to chapter 54-10 of the North Dakota Century Code, granting authority to the state auditor to examine information relating to operations of governmental units subject to audit.

Received from Senate, 411
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 430
 Reported Back: Do Pass, 1030
 Final Passage: Passed, 1086
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2285. A Bill for an Act to amend and reenact section 39-06-42 and subsection 4 of section 39-08-01 of the North Dakota Century Code, relating to the impoundment of motor vehicle number plates instead of motor vehicles as an additional penalty for driving while under the influence of intoxicating liquor or driving while a driver's license has been suspended or revoked; and to provide a penalty.

Received from Senate, 590
 Introduction, First Reading Referred to Committee on Transportation,
 631
 Reported Back: Do Pass, 1111
 Final Passage: Passed, 1166
 Returned to Senate: Passed, 1223
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2287. A Bill for an Act to amend and reenact subsection 4 of section 63-01.1-05 of the North Dakota Century Code, relating to powers and duties of the weed control officer.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Agriculture, 615
 Reported Back: Do Pass, 1131
 Final Passage: Passed, 1524
 Returned to Senate: Passed, 1574
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2289. A Bill for an Act to amend and reenact section 46-03-10 of the North Dakota Century Code, relating to arranging laws for publication and providing for adding equivalent metric measurements to laws containing customary measurements.

Received from Senate, 411
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 430
 Reported Back: Do Pass, 1131
 Final Passage: Passed, 1218
 Returned to Senate: Passed, 1305
 Received from Senate, 1688
 Signed by Speaker, 1688
 Returned to Senate, 1700

Senate Bill No. 2290. A Bill for an Act to provide for the office of the governor to coordinate and plan executive branch conversion to the metric system.

Received from Senate, 450
Introduction, First Reading Referred to Committee on State and Federal Gov't, 457
Reported Back: Do Pass, 1131
Final Passage: Passed, 1219
Returned to Senate: Passed, 1305
Received from Senate, 1688
Signed by Speaker, 1689
Returned to Senate, 1699

Senate Bill No. 2291. A Bill for an Act to amend and reenact subsection 17 of section 11-11-14 of the North Dakota Century Code, relating to the powers of the board of county commissioners.

Received from Senate, 590
Introduction, First Reading Referred to Committee on Political Subdivisions, 631
Reported Back: Do Pass, 1078
Final Passage: Passed, 1120
Returned to Senate: Passed, 1162
Received from Senate, 1528
Signed by Speaker, 1539
Returned to Senate, 1552

Senate Bill No. 2292. A Bill for an Act to require recording of mineral interests which have been severed from the surface, to provide a method of filing and verifying ownership of severed mineral interests, forfeiture for failure to refile, publication of the requirements of this Act, and a filing fee; to repeal subsection 2 of section 11-18-03 of the North Dakota Century Code, relating to the recording of mineral deeds without regard to taxes; and to provide an appropriation.

Received from Senate, 893
Introduction, First Reading Referred to Committee on State and Federal Gov't, 913
Re-referred to Committee on Appropriations, 1078
Re-referred to Committee on State and Federal Gov't, 1081
Reported Back: Do Not Pass, 1111
Final Passage: Lost, 1350
Returned to Senate: Failed to pass, 1476

Senate Bill No. 2294. A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 and sections 57-37.1-03, 57-37.1-04, and 57-37.1-07 of the North Dakota Century Code, relating to the exemption used in determining the North Dakota taxable estate, rates applied to a taxable estate, interest, federalization; and to provide for an effective date.

Received from Senate, 580

Introduction, First Reading Referred to Committee on Finance and Taxation, 581

Reported Back: Amended, 1286

Amendments adopted, 1321

Final Passage: Passed, 1401

Returned to Senate: Amended, 1464

Senate concurs, 1539

Received from Senate, 1919

Signed by Speaker, 1922

Returned to Senate, 1922

Senate Bill No. 2295. A Bill for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to the issuance of photo identification cards for nondrivers by the highway commissioner; to repeal section 14-10-16 and chapter 14-16 of the North Dakota Century Code, relating to the issuance of identification cards by the clerk of the district court; and to provide a penalty.

Received from Senate, 536

Introduction, First Reading Referred to Committee on Transportation, 554

Reported Back: Do Pass, 1111

Final Passage: Passed, 1166

Returned to Senate: Passed, 1223

Received from Senate, 1646

Signed by Speaker, 1646

Returned to Senate, 1650

Senate Bill No. 2296. A Bill for an Act to amend and reenact section 46-05-03 of the North Dakota Century Code, relating to the fees for printing legal notices.

Received from Senate, 893

Introduction, First Reading Referred to Committee on Judiciary, 913

Reported Back: Amended, 1060

Amendments adopted, 1081

Final Passage: Passed, 1104

Returned to Senate: Amended, 1137

Senate does not concur, 1271

Conference Committee: House, 1304; Senate, 1271

Conference Committee Report: House adopts, 1598; Senate adopts, 1587

Received from Senate, 1966

Signed by Speaker, 1969

Returned to Senate, 1972

Senate Bill No. 2297. A Bill for an Act to create and enact sections 49-22-05.1, 49-22-07.1, 49-22-07.2, 49-22-12.1, and 49-22-14.1 of the North Dakota Century Code, relating to inventory of exclusion areas, letters of intent prior to construction of energy conversion or transmission facilities, waiver of procedures and time schedules, emergency certification, and cooperation with state and federal agencies; to amend and reenact subsections 8, 10, 11, and 12 of section 49-22-03, sections 49-22-04, 49-22-07,

49-22-08, 49-22-10, 49-22-11, 49-22-13, 49-22-19, 49-22-21, and subsections 1, 2 and 3 of section 49-22-22 of the North Dakota Century Code, relating to definitions, ten-year plans of utilities, certificates of site compatibility, application for a certificate of site compatibility, designation of sites and corridors, approval of routes within corridors, public hearings, requests for rehearings, penalties, and application fees; to repeal sections 49-22-05, 49-22-06, 49-22-12, and 49-22-23, relating to inventory of potential sites, energy conversion and transmission facility development plans, and emergency certification.

Received from Senate, 722

Introduction, First Reading Referred to Committee on Natural Resources, 755

Reported Back: Amended, 1286-1287

Amendments adopted, 1321

Final Passage: Passed, 1388

Returned to Senate: Amended, 1402

Senate does not concur, 1539

Conference Committee: House, 1555; Senate, 1540

Conference Committee Report: House adopts, 1726; Senate adopts, 1703

Conference Committee Amendments: Adopted, 1737

Motion to reconsider adoption of Conference Committee Amendments failed, 1749

Final Passage: Passed, 1770

Received from Senate, 1966

Signed by Speaker, 1969

Returned to Senate, 1972

Senate Bill No. 2299. A Bill for an Act to amend and reenact section 20.1-01-18 of the North Dakota Century Code, relating to hunting on posted land without permission as being unlawful, and providing that written permission must be obtained for trapping fur-bearing animals.

Received from Senate, 590

Introduction, First Reading Referred to Committee on Natural Resources, 631

Reported Back: Do Pass, 968

Final Passage: Passed, 1017

Returned to Senate: Passed, 1069

Received from Senate, 1192

Signed by Speaker, 1193

Returned to Senate, 1222

Senate Bill No. 2302. A Bill for an Act to create and enact a new subsection to section 18-10-06 of the North Dakota Century Code, to allow compensation to be paid to the chief of a rural fire protection district.

Received from Senate, 722

Introduction, First Reading Referred to Committee on Political Subdivisions, 755

Reported Back: Amended, 1078-1079

Amendments adopted, 1115

Final Passage: Passed, 1154

Returned to Senate: Amended, 1223
 Senate concurs, 1335
 Received from Senate, 1688
 Signed by Speaker, 1689
 Returned to Senate, 1699

Senate Bill No. 2304. A Bill for an Act to establish a chiropractic scholarship loan fund, for qualified students enrolling in an approved school of chiropractic, to be administered by the North Dakota state board of chiropractic, and provide an appropriation.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Education, 615
 Reported Back: Do Pass, 1011
 Re-referred to Committee on Appropriations, 1011
 Reported Back: Do Pass, 1318
 Final Passage: Lost, 1559
 Returned to Senate: Failed to pass, 1587

Senate Bill No. 2307. A Bill for an Act to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to salaries of the judges of the supreme and district courts.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Judiciary, 948
 Reported Back: Amended, 1045-1046
 Amendments not adopted, 1061
 Re-referred to Committee on Appropriations, 1061
 Reported Back: Amended, 1319
 Amendments adopted, 1340
 Final Passage: Passed, 1418-1419
 Returned to Senate: Amended, 1465
 Senate concurs, 1664
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2308. A Bill for an Act to authorize creation of rural ambulance service districts, setting forth the powers and duties of such districts, authorizing the levy of a tax, and setting limits on the indebtedness of such districts.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Political Subdivisions, 913
 Reported Back: Amended, 1234
 Amendments adopted, 1277
 Final Passage: Passed, 1330
 Returned to Senate: Amended, 1336
 Senate does not concur, 1373
 Conference Committee: House, 1394, Senate, 1373
 Conference Committee Report: House adopts, 1727; Senate adopts, 1703

Received from Senate, 1966
Signed by Speaker, 1969
Returned to Senate, 1972

Senate Bill No. 2310. A Bill for an Act to create and enact a new subsection to section 57-39.2-04, to create and enact a new subdivision to subsection 9 of section 57-40.2-01, and to create and enact a new subsection to section 57-40.2-04 of the North Dakota Century Code; to amend and reenact subsection 3 of section 57-39.2-01 of the North Dakota Century Code, relating to sales or use tax on rented or leased tangible personal property; and to provide an effective date; and declaring an emergency.

Received from Senate, 450
Introduction, First Reading Referred to Committee on Finance and Taxation, 457
Reported Back: Do Pass, 945
Final Passage: Passed, 991; Emergency Clause Prevailed, 991
Returned to Senate: Passed, 1043
Received from Senate, 1140
Signed by Speaker, 1152
Returned to Senate, 1161

Senate Bill No. 2314. A Bill for an Act to amend and reenact subsection 1 of section 15-53.1-11 of the North Dakota Century Code, relating to compensation for county committee members.

Received from Senate, 432
Introduction, First Reading Referred to Committee on Education, 452
Reported Back: Do Pass, 945
Final Passage: Passed, 991-992
Returned to Senate: Passed, 1043
Received from Senate, 1192
Signed by Speaker, 1193
Returned to Senate, 1222

Senate Bill No. 2315. A Bill for an Act to amend and reenact section 15-38-03 of the North Dakota Century Code, relating to teacher's register in school districts.

Received from Senate, 432
Introduction, First Reading Referred to Committee on Education, 452
Reported Back: Do Pass, 946
Final Passage: Passed, 992
Returned to Senate: Passed, 1043
Received from Senate, 1192
Signed by Speaker, 1193
Returned to Senate, 1222

Senate Bill No. 2316. A Bill for an Act to amend and reenact section 40-20-05 of the North Dakota Century Code, relating to chief of police and police officer powers and duties, and allowing hot pursuit by a police officer beyond the one and one-half mile limits of a city to make an arrest when obtaining aid of a peace officer having jurisdiction beyond that limit would cause a delay permitting escape.

Received from Senate, 498
 Introduction, First Reading Referred to Committee on Judiciary, 537
 Reported Back: Do Pass, 968
 Final Passage: Passed, 1039
 Returned to Senate: Passed, 1099
 Received from Senate, 1339
 Signed by Speaker, 1351
 Returned to Senate, 1352

Senate Bill No. 2323. A Bill for an Act to create and enact sections 16.1-06-10.1, 16.1-06-10.2, 16.1-06-11.1, 16.1-06-11.2, 16.1-06-12.1, 16.1-06-14.1, 16.1-06-18.1, 16.1-13-23.1, and 16.1-15-09.1 of the North Dakota Century Code, relating to the use of electronic voting systems and the requirements of such systems; to amend and reenact sections 16.1-06-03, 16.1-06-04, 16.1-06-05, 16.1-07-13, subsection 1 of section 16.1-11-17, subsection 2 of section 16.1-11-22, sections 16.1-13-05, 16.1-13-31, 16.1-13-32, 16.1-15-08, 16.1-15-09, subsection 4 of section 16.1-16-01, and section 16.1-16-07 of the North Dakota Century Code as contained in House Bill No. 1049 as approved by the forty-fifth legislative assembly, relating to supplying electronic voting systems, and using electronic voting systems at elections; and to provide a penalty; or, in the alternative, to create and enact chapter 16-23 of the North Dakota Century Code, relating to the use of electronic voting systems; and to provide a penalty.

Received from Senate, 553
 Introduction, First Reading Referred to Committee on Judiciary, 581
 Reported Back: Amended, 1287-1289
 Amendments adopted, 1321
 Final Passage: Passed, 1389-1390
 Returned to Senate: Amended, 1402
 Senate does not concur, 1539
 Conference Committee: House, 1555; Senate, 1540
 Conference Committee Report: House adopts, 1727; Senate adopts, 1703
 Conference Committee Amendments: Adopted, 1737
 Final Passage: Passed, 1771
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2324. A Bill for an Act to amend and reenact section 29-26-22 of the North Dakota Century Code, relating to fines and costs of criminal prosecutions.

Received from Senate, 590
 Introduction, First Reading Referred to Committee on Judiciary, 631
 Reported Back: Amended, 946
 Amendments adopted, 975
 Final Passage: Passed, 1027
 Returned to Senate: Amended, 1069
 Senate does not concur, 1140
 Conference Committee: House, 1159; Senate, 1140
 Conference Committee Report: House adopts, 1599; Senate adopts, 1587

Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2325. A Bill for an Act to amend and reenact subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment benefits.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 913
 Reported Back: Do Not Pass, 1295
 Final Passage: Passed, 1531
 Returned to Senate: Passed, 1574
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2327. A Bill for an Act to create and enact section 6-06-39 of the North Dakota Century Code, relating to scaledown of shares in credit unions; to create and enact section 6-06-40 of the North Dakota Century Code, relating to mandatory share and deposit insurance for credit unions; to amend and reenact subsections 1, 2, 3, and 5 of section 6-06-02 of the North Dakota Century Code, relating to the par value of shares of credit unions and filing of certificates of organization with the register of deeds; to amend and reenact section 6-06-04 of the North Dakota Century Code, relating to the recording of amendments of certificates of organization of credit unions with the register of deeds; to amend and reenact subsection 2 of section 6-06-06 of the North Dakota Century Code, relating to making loans for provident or productive purposes; to amend and reenact section 6-06-07 of the North Dakota Century Code, relating to entrance fees and field of membership of credit unions; to amend and reenact section 6-06-11 of the North Dakota Century Code, relating to the appointment of supervisory committee members of credit unions; to amend and reenact section 6-06-13 of the North Dakota Century Code, relating to the declaration of dividends for credit unions; to amend and reenact section 6-06-13 of the North Dakota Century Code, relating to officers of credit unions; to amend and reenact subsection 2 of section 6-06-15 of the North Dakota Century Code, relating to annual audits of credit unions by the supervisory committee; to amend and reenact section 6-06-16 of the North Dakota Century Code, relating to the credit union membership entrance fee; to amend and reenact subsection 1 of section 6-06-35 of the North Dakota Century Code, relating to the vote required to convert from a state to a federal credit union; to repeal subsection 6 of section 6-06-02 of the North Dakota Century Code, relating to recording of certificate of organization and charter of a credit union with the register of deeds.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 948
 Reported Back: Amended, 1171
 Amendments adopted, 1212

Final Passage: Passed, 1323-1324
 Returned to Senate: Amended, 1336
 Senate concurs, 1539
 Received from Senate, 1919
 Signed by Speaker, 1922
 Returned to Senate, 1922

Senate Bill No. 2328. A Bill for an Act to provide for the regulation of smoking in certain places of public assembly; to repeal sections 48-05-07 and 48-05-08 of the North Dakota Century Code, relating to designated areas for smoking or nonsmoking in publicly owned buildings; and to provide a penalty.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Social Welfare, 913
 Reported Back: Do Pass, 1112
 Final Passage: Passed, 1167
 Returned to Senate: Passed, 1223
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2331. A Bill for an Act to provide for the establishment of separate and independent trust companies.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 756
 Reported Back: Amended, 1149
 Amendments adopted, 1176
 Final Passage: Passed, 1303
 Returned to Senate: Amended, 1380
 Senate does not concur, 1483
 Conference Committee: House, 1506; Senate, 1483
 Conference Committee Report: House adopts, 1599; Senate adopts, 1587
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2334. A Bill for an Act to amend and reenact section 44-04-19 of the North Dakota Century Code, relating to open governmental meetings, and providing a penalty for violation by governing body members.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 738
 Reported Back: Do Pass, 1132
 Final Passage: Passed, 1219-1220
 Returned to Senate: Passed, 1305
 Received from Senate, 1688
 Signed by Speaker, 1689

Returned to Senate, 1699

Senate Bill No. 2337. A Bill for an Act to amend and reenact section 5-01-11 of the North Dakota Century Code, relating to unfair competition in the alcoholic beverage industry.

Received from Senate, 553

Introduction, First Reading Referred to Committee on Industry, Business and Labor, 581

Reported Back: Do Pass, 1011

Final Passage: Passed, 1053

Returned to Senate: Passed, 1099

Received from Senate, 1339

Signed by Speaker, 1351

Returned to Senate, 1352

Senate Bill No. 2338. A Bill for an Act making an appropriation to the North Dakota social service board for defraying the expenses of a program for medically needy children.

Received from Senate, 911

Introduction, First Reading Referred to Committee on Social Welfare, 949

Reported Back: Do Pass, 1112

Re-referred to Committee on Appropriations, 1112

Reported Back: Amended, 1319

Amendments adopted, 1340

Final Passage: Passed, 1419

Returned to Senate: Amended, 1465

Senate concurs, 1539

Received from Senate, 1919

Signed by Speaker, 1922

Returned to Senate, 1922

Senate Bill No. 2339. A Bill for an Act to create and enact a new subsection to section 57-40.2-04 of the North Dakota Century Code, providing that sales of personal property and services exempt from the sales tax shall also be exempt from the use tax; and to amend and reenact subsection 3 of section 57-40.2-04 of the North Dakota Century Code, relating to the exemption of motor vehicles from the use tax.

Received from Senate, 536

Introduction, First Reading Referred to Committee on Finance and Taxation, 554

Reported Back: Do Pass, 1149

Final Passage: Passed, 1269

Returned to Senate: Passed, 1334

Received from Senate, 1688

Signed by Speaker, 1689

Returned to Senate, 1699

Senate Bill No. 2342. A Bill for an Act to amend and reenact sections 12-48-03.1 and 12-48-06 of the North Dakota Century Code, relating to the

director of institutions establishing and engaging in new prison industries and the sale of prison products; and to repeal sections 12-48-12, 12-48-13, and 12-48-23 of the North Dakota Century Code, relating to the manufacture and sale of license plates and road signs, and employment of penitentiary inmates in book salvage.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 738
 Reported Back: Do Pass, 1079
 Amendments adopted, 1176
 Final Passage: Lost, 1121-1122
 Reconsidered, 1134
 Re-referred to Committee on State and Federal Gov't, 1134
 Reported Back: Amended, 1149
 Amendments adopted, 1176
 Final Passage: Passed, 1325
 Returned to Senate: Amended, 1336
 Senate does not concur, 1410
 Senate reconsidered action by which it did not concur, 1462
 Senate concurs, 1462
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2343. A Bill for an Act to amend and reenact subsection 2 of section 57-60-04 and subsections 1 and 3 of section 57-60-15 of the North Dakota Century Code, relating to the payment of the coal conversion facilities tax by coal gasification plants and to provisions of the distribution formula for coal conversion facilities taxes.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on Finance and Taxation, 738
 Reported Back: Do Pass, 1210
 Final Passage: Passed, 1442
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2344. A Bill for an Act to provide for the sharing of the state's general fund reserve with counties, cities, city park districts, and townships; and to provide an appropriation.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Political Subdivisions, 665
 Reported Back: Amended, 1234-1235
 Amendments adopted, 1270
 Re-referred to Committee on Appropriations, 1270
 Reported Back: Amended, 1370-1371
 Amendments adopted, 1460
 Final Passage: Lost, 1505; Clincher, 1557

Recorded roll call vote granted, 1557
 Returned to Senate: Failed to pass, 1575

Senate Bill No. 2345. A Bill for an Act to amend and reenact sections 16-10-12 and 16-10-16 of the North Dakota Century Code, relating to compensation for election officials.

Received from Senate, 553
 Introduction, First Reading Referred to Committee on Judiciary, 581
 Reported Back: Do Not Pass, 1172
 Final Passage: Lost, 1351
 Returned to Senate: Failed to pass, 1476

Senate Bill No. 2346. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the homestead credit; and to provide effective dates.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Finance and Taxation, 949
 Reported Back: Amended, 1057-1059
 Amendments adopted, 1081
 Re-referred to Committee on Appropriations, 1081
 Reported Back: Do Pass, 1319
 Final Passage: Passed, 1416
 Returned to Senate: Amended, 1465
 Senate does not concur, 1539
 Conference Committee: House, 1555; Senate, 1540
 Conference Committee Report: House adopts, 1729; Senate adopts, 1703
 Conference Committee Amendments: Adopted, 1737
 Final Passage: Passed, 1772
 Received from Senate, 1966
 Signed by Speaker, 1969
 Returned to Senate, 1972

Senate Bill No. 2347. A Bill for an Act to amend and reenact Section 6-03-05.1 of the North Dakota Century Code, relating to advancement of funds to protect liens.

Received from Senate, 553
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 581
 Reported Back: Amended, 1210
 Amendments adopted, 1261
 Floor Amendment, 1325
 Final Passage: Passed, 1390
 Returned to Senate: Amended, 1402
 Senate does not concur and has laid the amendment on the table, 1540

Senate Bill No. 2349. A Bill for an Act to amend and reenact section 39-22-02 of the North Dakota Century Code, relating to motor vehicle dealer licensing and the sale of motor vehicles.

Received from Senate, 580
Introduction, First Reading Referred to Committee on Transportation,
581
Reported Back: Do Pass, 1112
Final Passage: Passed, 1168
Returned to Senate: Passed, 1223
Received from Senate, 1646
Signed by Speaker, 1646
Returned to Senate, 1650

Senate Bill No. 2350. A Bill for an Act to amend and reenact subsections 11 and 25 of section 57-02-08 of the North Dakota Century Code to exempt from taxation certain personal property owned by lodges, clubs and similar organizations and associations and owned by fraternities, sororities or organizations of college students.

Received from Senate, 651
Introduction, First Reading Referred to Committee on Finance and
Taxation, 704
Reported Back: Do Not Pass, 1149
Final Passage: Lost, 1264-1265
Returned to Senate: Failed to pass, 1334

Senate Bill No. 2353. A Bill for an Act to provide limitations on product liability civil actions.

Received from Senate, 722
Introduction, First Reading Referred to Committee on Judiciary, 756
Reported Back: Amended, 1172-1173
Amendments adopted, 1212
Motion to reconsider House amendments, failed, 1231
Final Passage: Lost, 1328
Returned to Senate: Failed to pass, 1420

Senate Bill No. 2354. A Bill for an Act to create and enact a new subsection to section 4-34-05 of the North Dakota Century Code, designating the beef commission as the agency to receive moneys from the national beef board; to amend and reenact subsections 2 and 3 of section 4-34-01, section 4-34-02, and subsections 6, 9, 10, and 12 of section 4-34-05 of the North Dakota Century Code, relating to the purpose and use of assessments by the beef commission and definitions applicable to the Beef Promotion Act; to repeal sections 4-34-08, 4-34-09, 4-34-10, and 4-34-11 of the North Dakota Century Code, relating to the assessment of cattle by the beef commission; and to provide an effective date.

Received from Senate, 590
Introduction, First Reading Referred to Committee on Agriculture, 631
Reported Back: Do Pass, 968
Final Passage: Passed, 1018
Returned to Senate: Passed, 1069
Received from Senate, 1192
Signed by Speaker, 1193
Returned to Senate, 1222

Senate Bill No. 2355. A Bill for an Act to amend and reenact paragraph 15 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the driver's license point penalty assigned for exhibition driving.

Received from Senate, 590
 Introduction First Reading Referred to Committee on Transportation,
 632
 Reported Back: Amended, 1112
 Amendments adopted, 1128
 Final Passage: Passed, 1207
 Returned to Senate: Amended, 1271
 Senate concurs, 1335
 Received from Senate, 1688
 Signed by Speaker, 1689
 Returned to Senate, 1700

Senate Bill No. 2356. A Bill for an Act to create and enact a new section to chapter 55-10 of the North Dakota Century Code, relating to defacement of historical markers, and providing a penalty.

Received from Senate, 580
 Introduction, First Reading Referred to Committee on Transportation,
 581
 Reported Back: Do Pass, 1112
 Final Passage: Passed, 1168
 Returned to Senate: Passed, 1223
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2359. A Bill for an Act to establish the right of teachers to review materials placed in the teacher's personnel file.

Received from Senate, 580
 Introduction, First Reading Referred to Committee on Education, 581
 Reported Back: Amended, 1149-1150
 Amendments adopted, 1176
 Final Passage: Passed, 1325-1326
 Returned to Senate: Amended, 1336
 Senate concurs, 1463
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2360. A Bill for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code, relating to the fees retained by county auditors for the issuance of various hunting licenses.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Political Sub-
 divisions, 913
 Reported Back: Do Pass, 1079

Re-referred to Committee on Political Subdivisions, 1177

Reported Back: Amended, 1235

Amendments adopted, 1277

Final Passage: Lost, 1330

Returned to Senate: Failed to pass, 1420

Senate Bill No. 2361. A Bill for an Act to amend and reenact sections 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the allocation of revenue formulas for the privilege tax on coal conversion facilities.

Received from Senate, 893

Introduction, First Reading Referred to Committee on Finance and Taxation, 914

Reported Back: Divided: Majority to Do Not Pass, 1289; Minority to Amend, 1289; Report of Minority Prevailed, 1322

Amendments adopted, 1340

Final Passage: Lost, 1424

Motion to Reconsider failed, 1425

Returned to Senate: Failed to pass, 1496

Senate Bill No. 2364. A Bill for an Act to amend and reenact section 27-08-08 of the 1975 Supplement to the North Dakota Century Code, relating to salaries of judges of county courts of increased jurisdiction.

Received from Senate, 893

Introduction, First Reading Referred to Committee on Judiciary, 914

Reported Back: Do Pass, 1173

Re-referred to Committee on Judiciary, 1230

Reported Back: Amended, 1290

Amendments adopted, 1321

Final Passage: Passed, 1391

Returned to Senate: Amended, 1402

Senate does not concur, 1539

Conference Committee: House, 1555; Senate, 1540

Conference Committee Report: House adopts, 1731; Senate adopts, 1703

Conference Committee Amendments: Adopted, 1737

Final Passage: Passed, 1772

Received from Senate, 1966

Signed by Speaker, 1969

Returned to Senate, 1972

Senate Bill No. 2366. A Bill for an Act to prohibit the unauthorized transfer of recorded sound and the unauthorized recording of live performances, to require disclosure of the name and address of the manufacturer of recordings for sale, providing for destruction of recordings unlawfully produced, and providing a penalty.

Received from Senate, 553

Introduction, First Reading Referred to Committee on Judiciary, 582

Reported Back: Do Pass, 946

Final Passage: Lost, 993

Reconsidered, 1025

Final Passage: Passed, 1025-1026
 Returned to Senate: Passed, 1069
 Received from Senate, 1192
 Signed by Speaker, 1193
 Returned to Senate, 1222

Senate Bill No. 2367. A Bill for an Act to amend and reenact sections 43-19.1-05, 43-19.1-18, 43-19.1-19 and subsection 4 of section 43-19.1-27 of the North Dakota Century Code, relating to the compensation and expenses of members of the board of registration for professional engineers and land surveyors, registration fees, examinations, and the right of partnerships and corporations to practice engineering and land surveying.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 914
 Reported Back: Do Pass, 1173
 Final Passage: Passed, 1431
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2369. A Bill for an Act to amend and reenact subsection 1 of section 23-17.2-01, sections 23-17.2-02, 23-17.2-03, 27-17.2-05, 23-17.2-09, 23-17.2-11, 23-17.2-13, 23-17.2-14 of the North Dakota Century Code, relating to certification of need for expansion of hospital facilities; and to repeal sections 23-17.2-06, 23-17.2-07, 23-17.2-08, and 23-17.2-10 of the North Dakota Century Code, relating to certification of need for expansion of hospital facilities.

Received from Senate, 861
 Introduction, First Reading Referred to Committee on Social Welfare, 914
 Reported Back: Amend and Do Not Pass, 1236
 Amendments adopted, 1277
 Final Passage: Passed, 1329
 Returned to Senate: Amended, 1336
 Senate concurs, 1539
 Received from Senate, 1919
 Signed by Speaker, 1922
 Returned to Senate, 1922

Senate Bill No. 2370. A Bill for an Act to amend and reenact subsection 13 of section 20.1-02-05 of the North Dakota Century Code, relating to residency requirements for hunting licenses.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Natural Resources, 756
 Reported Back: Amended, 968
 Amendments adopted, 987
 Final Passage: Passed, 1040
 Returned to Senate: Amended, 1099

Senate concurs, 1140
Received from Senate, 1461
Signed by Speaker, 1462
Returned to Senate, 1496

Senate Bill No. 2371. A Bill for an Act to create and enact a new section to chapter 12.1-05 of the North Dakota Century Code, relating to the indemnification and reimbursement of defendants by the state; to amend and reenact section 12.1-05-06 of the North Dakota Century Code, relating to the use of force in defense of premises and property; and providing an appropriation.

Received from Senate, 498
Introduction, First Reading Referred to Committee on Judiciary, 538
Reported Back: Do Not Pass, 946
Final Passage: Lost, 978
Returned to Senate: Failed to pass, 1019

Senate Bill No. 2372. A Bill for an Act to create and enact a new section to chapter 40-46 of the North Dakota Century Code, relating to the tax levy for city employees' pension fund.

Received from Senate, 893
Introduction, First Reading Referred to Committee on Political Subdivisions, 914
Reported Back: Amended, 1112
Amendments adopted, 1128
Final Passage: Passed, 1212-1213
Returned to Senate: Amended, 1305
Senate concurs, 1335
Received from Senate, 1688
Signed by Speaker, 1689
Returned to Senate, 1700

Senate Bill No. 2375. A Bill for an Act to amend and reenact sections 21-03-47, 40-22-43, 40-35-04, 40-35-05, and 40-57-07 of the North Dakota Century Code, relating to the limitation of actions regarding the validity of certain bonds, certain taxes, and special assessments and to procedures pertaining to such bonds and special assessments.

Received from Senate, 553
Introduction, First Reading Referred to Committee on Finance and Taxation, 582
Reported Back: Do Pass, 1030
Final Passage: Passed, 1086
Returned to Senate: Passed, 1137
Received from Senate, 1461
Signed by Speaker, 1462
Returned to Senate, 1496

Senate Bill No. 2376. A Bill for an Act to amend and reenact section 40-27-13, subsection 4 of section 40-36-05, and subsection 3 of section 40-36-13 of the North Dakota Century Code, relating to refunding callable bonds issued to purchase outstanding special assessment warrants of a

municipality, what the resolution of the municipality's governing body may provide in issuing revenue bond refunding bonds, and what the governing body must determine to sell or exchange revenue bond refunding bonds.

Received from Senate, 722

Introduction, First Reading Referred to Committee on Political Subdivisions, 756

Reported Back: Do Pass, 1003

Final Passage: Passed, 1040

Returned to Senate: Passed, 1099

Received from Senate, 1339

Signed by Speaker, 1351

Returned to Senate, 1352

Senate Bill No. 2378. A Bill for an Act to create and enact a new section to chapter 30.1-14 of the North Dakota Century Code, relating to forms to be provided by a county court and county courts of increased jurisdiction to an applicant for informal probate or informal appointment proceedings under the Uniform Probate Code.

Received from Senate, 580

Introduction, First Reading Referred to Committee on Judiciary, 604

Reported Back: Amended, 1173

Amendments adopted, 1212

Final Passage: Passed, 1326

Returned to Senate: Amended, 1336

Senate does not concur, 1410

Conference Committee: House, 1468; Senate, 1410

Conference Committee Report: House adopts, 1600; Senate adopts, 1593

Conference Committee Amendments: Adopted, 1604

Final Passage: Passed, 1613

Received from Senate, 1966

Signed by Speaker, 1969

Returned to Senate, 1972

Senate Bill No. 2379. A Bill for an Act to create and enact a new section to chapter 58-03 of the North Dakota Century Code, relating to township zoning authority.

Received from Senate, 911

Introduction, First Reading Referred to Committee on Political Subdivisions, 949

Reported Back: Do Not Pass, 1210

Final Passage: Lost, 1442

Returned to Senate: Failed to pass, 1496

Senate Bill No. 2380. A Bill for an Act to provide for the automatic termination, review, continuation, or reestablishment of certain regulatory agencies and boards and the regulatory activities of all state boards, agencies, departments, divisions, councils, committees, subcommittees, stations, commissions, officers, officials, offices, panels,

task forces, directorates, and similar state governmental entities or functional groups; providing a schedule for the termination and review process; providing for performance reviews of these regulatory agencies and activities by the legislative budget analyst and auditor; providing for consideration of these performance reviews and the holding of hearings and the preparing of reports and recommendations on these reviews by the legislative audit and fiscal review committee; providing for legislative review of all agencies and activities scheduled for termination; providing for the mechanics of termination under this Act, including a year's phaseout period; and to amend section 54-35-02.2, relating to the powers and duties of the legislative audit and fiscal review committee, and to amend section 54-35-14 of the North Dakota Century Code, relating to the powers and duties of the legislative budget analyst and auditor; and providing an appropriation.

Received from Senate, 911

Introduction, First Reading Referred to Committee on State and Federal Gov't, 949

Reported Back: Do Pass, 1079

Re-referred to Committee on Appropriations, 1079

Reported Back: Do Not Pass, 1319

Final Passage: Lost, 1553-1554

Reconsidered, 1578

Final Passage: Lost, 1591; Clincher, 1591

Returned to Senate: Failed to pass, 1617

Senate Bill No. 2381. A Bill for an Act to create and enact chapter 40-33.2 of the North Dakota Century Code, relating to municipal power agencies, authorizing, creating, and defining their powers and responsibilities, authorizing the issuance of bonds and notes; and declaring an emergency.

Received from Senate, 911

Introduction, First Reading Referred to Committee on Political Subdivisions, 949

Reported Back: Amended: 1290-1291

Amendments adopted, 1321

Final Passage: Passed, 1391-1392; Emergency Clause Prevailed, 1392

Returned to Senate: Amended, 1402

Senate does not concur, 1483

Conference Committee: House 1506; Senate, 1483

Conference Committee Report: House adopts, 1731; Senate adopts, 1703

Conference Committee Amendments: Adopted, 1738

Final Passage: Passed, 1773

Received from Senate, 1966

Signed by Speaker, 1970

Returned to Senate, 1972

Senate Bill No. 2382. A Bill for an Act to amend and reenact section 24-07-03 of the North Dakota Century Code, relating to when section lines are considered public roads.

Received from Senate, 861
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 914
 Reported Back: Do Pass, 1173
 Final Passage: Passed, 1432
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2384. A Bill for an Act to authorize the state board of higher education to sell certain land presently used by the Dickinson experiment station; to provide for the use of the proceeds of the sale of such land; to provide for the purchase of replacement land for the use of the Dickinson experiment station; and to provide authorization for a loan from the Bank of North Dakota; and to declare an emergency.

Received from Senate, 861
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 914
 Reported Back: Amended, 1150
 Amendments adopted, 1176
 Re-referred to Committee on Appropriations, 1176
 Reported Back: Amended, 1371-1373
 Amendments adopted, 1401
 House amendments reconsidered, 1401
 Amendments adopted, 1402
 Final Passage: Lost, 1478
 Reconsidered, 1493
 Final Passage: Passed, 1493; Emergency Clause prevailed, 1494
 Returned to Senate: Amended, 1574
 Senate does not concur, 1601
 Conference Committee: House, 1606; Senate, 1601
 Conference Committee Report: House adopts, 1843; Senate adopts,
 1819
 Rules suspended, amendments as amended in Conference Committee
 adopted, placed on second reading and final passage, 1844
 Final Passage: Passed, 1844; Emergency Clause Prevailed, 1845
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2388. A Bill for an Act to provide for the governing of activity in proximity to electric transmission lines; and providing a penalty.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 914
 Reported Back: Amended, 1210
 Amendments adopted, 1261
 Final Passage: Passed, 1392
 Returned to Senate: Amended, 1476

Senate concurs, 1539
 Received from Senate, 1919
 Signed by Speaker, 1922
 Returned to Senate, 1922

Senate Bill No. 2389. A Bill for an Act to amend and reenact sections 4-11-04 and 4-11-06 of the North Dakota Century Code, relating to the bond and fee for a wholesale potato dealer's license.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Agriculture, 665
 Reported Back: Do Pass, 1003
 Final Passage: Passed, 1041
 Returned to Senate: Passed, 1100
 Received from Senate, 1339
 Signed by Speaker, 1351
 Returned to Senate, 1352

Senate Bill No. 2390. A Bill for an Act to repeal section 15-47-18 of the North Dakota Century Code, relating to the payment of tuition for children whose parents live on county poor farms.

Received from Senate, 536
 Introduction, First Reading Referred to Committee on Education, 554
 Reported Back: Do Pass, 946
 Final Passage: Passed, 993-994
 Returned to Senate: Passed, 1043
 Received from Senate, 1192
 Signed by Speaker, 1193
 Returned to Senate, 1222

Senate Bill No. 2391. A Bill for an Act to amend and reenact section 54-44.1-10 of the North Dakota Century Code, relating to payments made pursuant to law.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Judiciary, 704
 Reported Back: Do Pass, 1174
 Final Passage: Passed, 1432
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2392. A Bill for an Act to amend and reenact subdivision b of subsection 3 of section 21-03-07, and sections 21-03-26, 40-04-02, 40-05.1-03, 40-11-04.1, 40-21-02, 40-40-06, 40-48-32, 40-51.2-05, and 48-02-03 of the North Dakota Century Code, all relating to the publication of legal notices in a municipality's official newspaper.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Judiciary, 704
 Reported Back: Do Pass, 1211

Final Passage: Passed, 1443
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2393. A Bill for an Act to amend and reenact subsection 2 of section 11-15-07 of the North Dakota Century Code, relating to fees for service of process.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Judiciary, 756
 Reported Back: Do Pass, 1046
 Final Passage: Passed, 1087
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2395. A Bill for an Act to amend and reenact section 38-08-09.9 of the North Dakota Century Code, relating to the enlargement of a unit area or the amendment of a plan of unitization.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Natural Resources, 756
 Reported Back: Amended, 1291-1292
 Amendments adopted, 1321
 Final Passage: Passed, 1392
 Returned to Senate: Amended, 1402
 Senate concurs, 1539
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2397. A Bill for an Act to provide for the conduct of presidential preference primary elections in presidential election years when the primary election is held before state party conventions to select national convention delegates.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Judiciary, 756
 Reported Back: Amended, 1211
 Amendments adopted, 1261
 Final Passage: Lost, 1327
 Returned to Senate: Failed to pass, 1420

Senate Bill No. 2398. A Bill for an Act to amend and reenact section 13-03.1-03 and subsection 1 of section 13-03.1-15 of the North Dakota Century Code, relating to the maximum loan ceiling.

Received from Senate, 580
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 604

Reported Back: Do Pass, 1174
 Final Passage: Passed, 1537
 Returned to Senate: Passed, 1574
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2401. A Bill for an Act to provide for indemnification of any employee, director, or officer or former employee, director, or officer of any bank.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 738
 Reported Back: Amended, 1132
 Amendments adopted, 1152
 Final Passage: Passed, 1263
 Returned to Senate: Amended, 1334
 Senate concurs, 1409
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2403. A Bill for an Act to amend and reenact Section 1-03-04 of the North Dakota Century Code, to provide for a ten day notice on the part of a bank to remain closed on a business day and to provide for closing in event of an emergency.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 738
 Reported Back: Do Pass, 1059
 Final Passage: Passed, 1096
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2404. A Bill for an Act to create and enact a new section to chapter 54-52.1 of the North Dakota Century Code, relating to the establishment and operation of a state employee health insurance trust fund; and to amend and reenact subsection 7 of section 54-52-04 of the North Dakota Century Code, relating to the duties of the public employees retirement board as trustee for a state employee health insurance trust fund.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 756
 Reported Back: Without Recommendation, 1079
 Final Passage: Lost, 1123
 Returned to Senate: Failed to pass, 1162

Senate Bill No. 2405. A Bill for an Act to amend and reenact section 57-

22-02.1 of the North Dakota Century Code, relating to the county auditor publishing a list and maintaining a record of delinquent personal property taxes; and eliminating the requirement of publication in the official county newspaper.

Received from Senate, 813
 Introduction, First Reading Referred to Committee on Political Sub-
 divisions, 862
 Reported Back: Do Pass, 1079
 Final Passage: Passed, 1122
 Returned to Senate: Passed, 1162
 Received from Senate, 1528
 Signed by Speaker, 1539
 Returned to Senate, 1552

Senate Bill No. 2406. A Bill for an Act to create and enact a new sub-
 section to section 20.1-03-11 of the North Dakota Century Code, relating to
 limitations on licenses to hunt big game.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Natural
 Resources, 665
 Reported Back: Amended, 968
 Amendments adopted, 987
 Final Passage: Passed, 1041-1042
 Returned to Senate: Amended, 1099
 Senate does not concur, 1140
 Conference Committee: House, 1141; Senate, 1140
 Conference Committee Report: House adopts, 1600; Senate adopts,
 1593
 Conference Committee Amendment: Adopted, 1604
 Final Passage: Passed, 1614
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2408. A Bill for an Act to amend and reenact section 23-
 21.1-03 of the North Dakota Century Code, relating to the deposit and the
 perpetual care fund for maintenance of mausoleums.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 704
 Reported Back: Amended, 1132
 Amendments adopted, 1152
 Final Passage: Passed, 1263
 Returned to Senate: Amended, 1334
 Senate does not concur, 1373
 Conference Committee: House, 1399; Senate, 1374
 Conference Committee Report: House adopts, 1600; Senate adopts,
 1587
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2411. A Bill for an Act to amend and reenact subsection 2 of section 51-13-02 of the North Dakota Century Code, relating to the printed requirements of retail installment contracts.

Received from Senate, 861
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 914
 Reported Back: Do Pass, 1011
 Final Passage: Lost, 1053-1054
 Returned to Senate: Failed to pass, 1100

Senate Bill No. 2412. A Bill for an Act to amend and reenact Section 6-03-05 of the North Dakota Century Code, relating to limitation on bank loans secured by real estate.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 738
 Reported Back: Do Pass, 1030
 Final Passage: Passed, 1087
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2413. A Bill for an Act to amend and reenact section 20.1-08-03 of the North Dakota Century Code, relating to limitations on the governor's proclamation powers for the taking of fur-bearers with traps by nonresidents.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Natural
 Resources, 665
 Reported Back: Do Not Pass, 1080
 Final Passage: Lost, 1106
 Returned to Senate: Failed to Pass, 1137

Senate Bill No. 2415. A Bill for an Act to amend and reenact sections 38-08-05 and 38-12-03 of the North Dakota Century Code relating to the fees to be charged for the permit to drill an oil and gas well and the permit to explore for subsurface minerals.

Received from Senate, 553
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 582
 Reported Back: Do Pass, 1174
 Final Passage: Passed, 1433
 Returned to Senate: Passed, 1496
 Received from Senate, 1919
 Signed by Speaker, 1922
 Returned to Senate, 1922

Senate Bill No. 2416. A Bill for an Act to create and enact a new sub-

section to section 47-19-02 of the North Dakota Century Code, relating to what instruments may be recorded without acknowledgment.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Judiciary, 756
 Reported Back: Do Pass, 968
 Final Passage: Passed, 1054
 Returned to Senate: Passed, 1100
 Received from Senate, 1339
 Signed by Speaker, 1351
 Returned to Senate, 1352

Senate Bill No. 2417. A Bill for an Act to create and enact section 12.1-27.1-03.1 of the North Dakota Century Code, relating to the display of objectionable materials to minors and providing a penalty.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Judiciary, 949
 Reported Back: Amended, 1292
 Amendments adopted, 1322
 Final Passage: Passed, 1393
 Returned to Senate: Amended, 1402
 Senate does not concur. 1540
 Conference Committee: House, 1555; Senate, 1540
 Conference Committee Report: House adopts, 1634; Senate adopts, 1625
 Conference Committee Amendments: Adopted, 1650
 Final Passage: Passed, 1655
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2418. A Bill for an Act establishing minimum educational requirements for certain insurance agents and providing certain exceptions for these requirements.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 738
 Reported Back: Do Not Pass, 1030
 Final Passage: Lost, 1065
 Returned to Senate: Failed to pass, 1125

Senate Bill No. 2419. A Bill for an Act to amend and reenact sections 34-06-04, 34-06-08, 34-06-11, and 34-06-14 of the North Dakota Century Code, relating to minimum wages and hours; the power of the labor commissioner to make rules; investigations and hearings by the commissioner; a hearing upon a conference report; and the right of appeal from the commissioner's decision; and providing for all such areas to be in accordance with the Administrative Agencies Practice Act.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 704

Reported Back: Do Not Pass, 1174
Final Passage: Lost, 1356
Reconsidered, 1381
Final Passage: Lost, 1412
Returned to Senate: Failed to pass, 1476

Senate Bill No. 2420. A Bill for an Act to create and enact a new subsection to section 52-04-06 of the North Dakota Century Code, relating to the unemployment compensation trust fund reserve ratio.

Received from Senate, 651
Introduction, First Reading Referred to Committee on Industry, Business and Labor, 704
Reported Back: Do Pass, 1174
Final Passage: Passed, 1549-1550
Returned to Senate: Passed, 1587
Received from Senate, 1967
Signed by Speaker, 1970
Returned to Senate, 1972

Senate Bill No. 2421. A Bill for an Act to require disclosure of conflict of interest by municipal officials in contracts in which the municipality is a party; and providing a penalty.

Received from Senate, 651
Introduction, First Reading Referred to Committee on Political Subdivisions, 704
Reported Back: Amended, 969
Amendments adopted, 987
Final Passage: Passed, 1054-1055
Returned to Senate: Amended, 1099
Senate concurs, 1227
Received from Senate, 1646
Signed by Speaker, 1646
Returned to Senate, 1650

Senate Bill No. 2425. A Bill for an Act to amend and reenact sections 11-33-09 and 11-33-10 of the North Dakota Century Code, relating to the publication and effective date of county zoning resolutions and amendments, and to separate hearings on such resolutions and amendments.

Received from Senate, 893
Introduction, First Reading Referred to Committee on Political Subdivisions, 915
Reported Back: Amended, 1113
Amendments adopted, 1128
Final Passage: Passed, 1213
Returned to Senate: Amended, 1305
Senate concurs, 1335
Received from Senate, 1688
Signed by Speaker, 1689
Returned to Senate, 1700

Senate Bill No. 2427. A Bill for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to property exempt from taxation.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Finance and Taxation, 705
 Reported Back: Amended, 1080
 Amendments adopted, 1115
 Final Passage: Passed, 1155
 Returned to Senate: Amended, 1223
 Senate concurs, 1306
 Received from Senate, 1688
 Signed by Speaker, 1689
 Returned to Senate, 1700

Senate Bill No. 2428. A Bill for an Act to amend and reenact subsection 8 of section 38-16-01 and section 38-16-02 of the North Dakota Century Code, relating to the definition of "surface mining operation" and to reports of surface mining operations.

Received from Senate, 861
 Introduction, First Reading Referred to Committee on Natural Resources, 915
 Reported Back: Amended, 1080
 Adoption of Amendments Divided, 1115
 Division A: Amendments adopted, 1115
 Division B: Amendments adopted, 1116
 Final Passage: Lost, 1156
 Reconsidered, 1212
 Unanimous consent to amend not granted, 1212
 Re-referred to Committee on Natural Resources, 1212
 Reported Back: Amended, 1236
 Amendments adopted, 1277
 Final Passage: Passed, 1347
 Returned to Senate: Amended, 1402
 Senate concurs, 1539
 Received from Senate, 1919
 Signed by Speaker, 1922
 Returned to Senate, 1922

Senate Bill No. 2429. A Bill for an Act to amend and reenact subsection 4 of section 38-08-07 of the North Dakota Century Code, relating to the establishment of spacing units for oil and gas wells and the number of wells drilled therein; and declaring an emergency.

Received from Senate, 861
 Introduction, First Reading Referred to Committee on Natural Resources, 915
 Reported Back: Amended, 1080
 Amendments adopted, 1116
 Final Passage: Passed, 1156; Emergency Clause Prevailed, 1157
 Returned to Senate: Amended, 1223

Senate concurs, 1306
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2431. A Bill for an Act to amend and reenact section 15-48-02 of the North Dakota Century Code, relating to notice for school district elections.

Received from Senate, 498
 Introduction, First Reading Referred to Committee on Education, 538
 Reported Back: Amended, 946
 Amendments adopted, 975
 Final Passage: Passed, 1027
 Returned to Senate: Amended, 1069
 Senate does not concur, 1140
 Conference Committee: House, 1159; Senate, 1140
 Conference Committee Report: House adopts, 1600; Senate adopts, 1587
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2432. A Bill for an Act to amend and reenact section 6-09-01 of the North Dakota Century Code, relating to the Bank of North Dakota.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Industry, Business and Labor, 757
 Reported Back: Do Not Pass, 1132
 Final Passage: Lost, 1176-1177
 Returned to Senate: Failed to pass, 1271

Senate Bill No. 2436. A Bill for an Act to amend and reenact section 29-28-07 of the North Dakota Century Code, relating to criminal appeals which may be taken by the state, and changing an order quashing an information to an order dismissing an information.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Judiciary, 757
 Reported Back: Do Pass, 1174
 Final Passage: Lost, 1434
 Returned to Senate: Failed to pass, 1496

Senate Bill No. 2439. A Bill for an Act to create and enact a new subsection to section 39-01-15 of the North Dakota Century Code, relating to parking privileges for the physically handicapped; and to amend and reenact section 48-02-19 of the North Dakota Century Code, relating to designating with blue paint the parking spaces reserved for the physically handicapped.

Received from Senate, 722

Introduction, First Reading Referred to Committee on State and Federal Gov't, 757

Reported Back: Amended, 1292

Amendments adopted, 1322

Final Passage: Passed, 1410

Returned to Senate: Amended, 1464

Senate concurs, 1539

Received from Senate, 1919

Signed by Speaker, 1922

Returned to Senate, 1922

Senate Bill No. 2442. A Bill for an Act to amend and reenact section 15-35-14 of the North Dakota Century Code, relating to the use of school buildings for other than school purposes.

Received from Senate, 686

Introduction, First Reading Referred to Committee on Education, 738

Reported Back: Amended, 947

Amendments adopted, 975

Final Passage: Passed, 1028

Returned to Senate: Amended, 1069

Senate does not concur, 1140

Conference Committee: House, 1159; Senate, 1140

Conference Committee Report: House adopts, 1601; Senate adopts, 1587

Received from Senate, 1967

Signed by Speaker, 1970

Returned to Senate, 1972

Senate Bill No. 2444. A Bill for an Act to designate an official state grass.

Received from Senate, 580

Introduction, First Reading Referred to Committee on Agriculture, 604

Reported Back: Do Pass, 1132

Final Passage: Passed, 1220

Returned to Senate: Passed, 1305

Received from Senate, 1688

Signed by Speaker, 1689

Returned to Senate, 1700

Senate Bill No. 2445. A Bill for an Act to create and enact section 57-39.2-14.1 of the North Dakota Century Code, relating to direct payment of sales and use tax to the commissioner; to amend and reenact subsection 1 of section 57-40.2-07 of the North Dakota Century Code relating to the collection of use tax.

Received from Senate, 536

Introduction, First Reading Referred to Committee on Finance and Taxation, 554

Reported Back: Do Pass, 1059

Final Passage: Passed, 1096-1097

Returned to Senate: Passed, 1137

Received from Senate, 1461

Signed by Speaker, 1462
Returned to Senate, 1496

Senate Bill No. 2446. A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction of a swimming pool to complete the physical education/activities building at the state school of science at Wahpeton, to provide for a student facility fee, and to provide an appropriation.

Received from Senate, 893
Introduction, First Reading Referred to Committee on Education, 915
Reported Back: Do Pass, 1059
Re-referred to Committee on Appropriations, 1059
Reported Back: Do Pass, 1319
Final Passage: Passed, 1890
Returned to Senate: Passed, 1892
Received from Senate, 1967
Signed by Speaker, 1970
Returned to Senate, 1972

Senate Bill No. 2447. A Bill for an Act to amend and reenact section 43-27-01, subsection 2 of section 43-27-04, and subsection 4 of section 43-27-07 of the North Dakota Century Code, relating to inclusion of electronic mechanisms in the definition of watchmaking, to raise the per diem and mileage expenses of the board of examiners in watchmaking, and to raise the fee for certificates of watchmaking registration.

Received from Senate, 651
Introduction, First Reading Referred to Committee on Industry, Business and Labor, 705
Reported Back: Do Pass, 1011
Final Passage: Passed, 1055
Returned to Senate: Passed, 1100
Received from Senate, 1339
Signed by Speaker, 1351
Returned to Senate, 1352

Senate Bill No. 2449. 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 as amended by chapter 417 of the 1973 Session Laws of North Dakota, relating to salaries of elected state officials; to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the salary of the labor commissioner; and providing an effective date.

Received from Senate, 893
Introduction, First Reading Referred to Committee on State and Federal Gov't, 915
Reported Back: Do Pass, 1030
Final Passage: Lost, 1088
Reconsidered, 1119
Final Passage: Passed, 1119
Returned to Senate: Passed, 1162

Received from Senate, 1528
 Signed by Speaker, 1539
 Returned to Senate, 1552

Senate Bill No. 2450. A Bill for an Act to provide for the salary of the public service commissioner elected to the term of office commencing on January 1, 1979; to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the salary of the labor commissioner and to amend and reenact section 49-01-05 of the North Dakota Century Code as amended by section 4 of chapter 417 of the 1973 Session Laws of North Dakota, relating to the salaries of the public service commissioners; and to provide effective dates.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 715
 Reported Back: Do Pass, 1030
 Final Passage: Passed, 1088-1089
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2452. A Bill for an Act to amend and reenact section 21-03-26 of the North Dakota Century Code, relating to certain municipal bonds and the advertisement of the public sale thereof.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Political Subdivisions, 705
 Reported Back: Do Pass, 1003
 Final Passage: Passed, 1063
 Returned to Senate: Passed, 1125
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2453. A Bill for an Act to amend and reenact subsection 6 of section 60-02-16, and sections 60-02-17, 60-02-30, 60-02-31, and 60-02-32 of the North Dakota Century Code, relating to warehouse receipts, warehouse and storage contracts, termination of public grain warehouse storage contracts, notice of termination to the owner of the storage contract, and reissued storage receipts; and providing a storage contract termination date for dry edible beans, a storage charge for dry edible beans, no obligation on a warehouseman to renew a dry edible bean storage contract, and notice to the owner of the intent not to renew a dry edible bean storage contract.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Agriculture, 705
 Reported Back: Do Pass, 1011
 Final Passage: Passed, 1064
 Returned to Senate: Passed, 1125
 Received from Senate, 1461

Signed by Speaker, 1462
Returned to Senate, 1496

Senate Bill No. 2456. A Bill for an Act to amend and reenact section 38-08.1-06 of the North Dakota Century Code, relating to the duty to plug drill holes.

Received from Senate, 696
Introduction, First Reading Referred to Committee on State and Federal Gov't, 739
Reported Back: Do Pass, 1174
Final Passage: Passed, 1434
Returned to Senate: Passed, 1465
Received from Senate, 1855
Signed by Speaker, 1856
Returned to Senate, 1857

Senate Bill No. 2457. A Bill for an Act to provide power in trustee to convey and transfer real estate.

Received from Senate, 813
Introduction, First Reading Referred to Committee on Judiciary, 862
Reported Back: Do Pass, 1046
Final Passage: Passed, 1089
Returned to Senate: Passed, 1137
Received from Senate, 1461
Signed by Speaker, 1462
Returned to Senate, 1496

Senate Bill No. 2459. A Bill for an Act to provide for registered agents of mineral exploration organizations and to provide for service of process on the secretary of state; and declaring an emergency.

Received from Senate, 722
Introduction, First Reading Referred to Committee on State and Federal Gov't, 757
Reported Back: Do Pass, 1151
Final Passage: Passed, 1269-1270; Emergency Clause Prevailed, 1270
Returned to Senate: Passed, 1334
Received from Senate, 1688
Signed by Speaker, 1689
Returned to Senate, 1700

Senate Bill No. 2460. A Bill for an Act making an appropriation to defray the expenses of the rural forest and fire protection program.

Received from Senate, 536
Introduction, First Reading Referred to Committee on Appropriations, 554
Reported Back: Do Pass, 1293
Final Passage: Passed, 1550
Returned to Senate: Passed, 1587
Received from Senate, 1967

Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2462. A Bill for an Act amend and reenact section 15-39.2-05 of the North Dakota Century Code, relating to the method for calculating retirement annuity of teachers retired under the teachers' insurance and annuity association of America—college retirement equities fund.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Education, 757
 Reported Back: Do Not Pass, 1174
 Final Passage: Lost, 1381
 Motion to reconsider failed, 1399;
 Returned to Senate: Failed to pass, 1476

Senate Bill No. 2463. A Bill for an Act to amend and reenact sections 40-57-03, 40-57-04, 40-57-07, 40-57-14, and 40-57-18 of the North Dakota Century Code, relating to municipalities; certain municipal bonds; authorizing municipalities to enter into certain loan agreements; and relating to costs to be financed by certain municipal bonds; and declaring an emergency.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Political Subdivisions, 949
 Reported Back: Amended, 1237
 Amendments adopted, 1277
 Final Passage: Passed, 1347; Clincher, 1348
 Returned to Senate: Amended, 1402
 Senate does not concur, 1540
 Conference Committee: House, 1555; Senate, 1540
 Conference Committee Report: House adopts, 1732; Senate adopts, 1703
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2467. A Bill for an Act to create and enact a new subsection to section 39-01-01 of the North Dakota Century Code, providing a definition for "farm trailer"; and to amend and reenact subsection 55 of section 39-01-01, subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, section 39-04-26, and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to the definition of "semitrailer", motor vehicles exempt from registration fees, trailer identification plate fees for privately owned trailers, registration of vehicles transporting property, and to driver's license classifications.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Agriculture, 915
 Reported Back: Do Pass, 1132
 Final Passage: Passed, 1221
 Returned to Senate: Passed, 1305

Received from Senate, 1688
Signed by Speaker, 1689
Returned to Senate, 1700

Senate Bill No. 2470. A Bill for an Act to amend and reenact section 54-23A-06 of the North Dakota Century Code, relating to restrictions on the use and possession of radio scanners capable of receiving peace officer and ambulance service messages; and providing a penalty.

Received from Senate, 615
Introduction, First Reading Referred to Committee on State and Federal Gov't, 666
Reported Back: Do Not Pass, 1030
Final Passage: Lost, 1066
Returned to Senate: Failed to pass, 1125

Senate Bill No. 2471. A Bill for an Act to amend and reenact Section 13-04-01 of the North Dakota Century Code, relating to installment loan bank charges.

Received from Senate, 813
Introduction, First Reading Referred to Committee on Industry, Business and Labor, 862
Reported Back: Amended, 1113
Amendments adopted, 1128
Final Passage: Passed, 1214
Returned to Senate: Amended, 1305
Senate does not concur, 1373
Conference Committee: House, 1399; Senate, 1374
Conference Committee Report: House adopts, 1732; Senate adopts, 1703
Conference Committee Amendments: Adopted, 1738
Final Passage: Passed, 1774
Received from Senate, 1967
Signed by Speaker, 1970
Returned to Senate, 1972

Senate Bill No. 2472. A Bill for an Act to provide for the liability of political subdivisions, to allow the insurance commissioner to establish a political subdivisions liability fund and issue policies if political subdivisions are unable to obtain adequate coverage at reasonable costs, and to authorize the state to purchase insurance coverage.

Received from Senate, 911
Introduction, First Reading Referred to Committee on Political Subdivisions, 950
Reported Back: Do Not Pass, 1211
Final Passage: Lost, 1812
Returned to Senate: Failed to pass, 1819-1820

Senate Bill No. 2473. A Bill for an Act to create and enact a new subsection to section 57-27-02 of the North Dakota Century Code, relating to notice of expiration of period of redemption; and to amend and reenact

section 57-28-01 of the North Dakota Century Code, relating to notice of expiration of period of redemption.

Received from Senate, 911

Introduction, First Reading Referred to Committee on Political Subdivisions, 950

Reported Back: Do Pass, 1211

Final Passage: Lcst., 1444

Returned to Senate: Failed to Pass, 1496

Senate Bill No. 2475. A Bill for an Act to provide for legislative review of administrative rules and regulations when assigned by the legislative council chairman to interim committees, and providing for recommendations by the committees.

Received from Senate, 911

Introduction, First Reading Referred to Committee on Judiciary, 950

Reported Back: Do Pass, 1210

Re-referred to Committee on Appropriations, 1212

Reported Back: Do Pass, 1319

Final Passage: Passed, 1560

Returned to Senate: Passed, 1587

Received from Senate, 1967

Signed by Speaker, 1970

Returned to Senate, 1972

Senate Bill No. 2476. A Bill for an Act to create and enact sections 28-32-03.1 and 28-32-03.2 of the North Dakota Century Code, providing for an administrative code and code supplement, printing, distribution and sales; to amend and reenact section 28-32-03 of the North Dakota Century Code, relating to the filing and effect of rules and regulations; and providing an appropriation.

Received from Senate, 553

Introduction, First Reading Referred to Committee on Judiciary, 582

Reported Back: Do Pass, 1046

Re-referred to Committee on Appropriations, 1046

Reported Back: Do Pass, 1320

Final Passage: Passed, 1560

Returned to Senate: Passed, 1587

Received from Senate, 1967

Signed by Speaker, 1970

Returned to Senate, 1972

Senate Bill No. 2478. A Bill for an Act to amend and reenact section 39-06-04 of the North Dakota Century Code, relating to the hours of operation of a motorcycle by persons holding only an instruction permit.

Received from Senate, 615

Introduction, First Reading Referred to Committee on Transportation, 666

Reported Back: Do Pass, 1113

Final Passage: Passed, 1177-1178
Returned to Senate: Passed, 1270
Received from Senate, 1646
Signed by Speaker, 1646
Returned to Senate, 1650

Senate Bill No. 2479. A Bill for an Act to amend and reenact subsection 2 of section 32-15-22 of the North Dakota Century Code, relating to the assessment of damages in eminent domain.

Received from Senate, 911
Introduction, First Reading Referred to Committee on Judiciary, 950
Reported Back: Amended, 1060-1061
Amendments adopted, 1081
Final Passage: Passed, 1104; Emergency Clause Prevailed, 1819
Returned to Senate: Amended, 1137
Senate does not concur, 1271
Conference Committee: House, 1304; Senate, 1271
Conference Committee Report laid on the table, 1733
Conference Committee Report Reconsidered, 1734
Conference Committee Report: House adopts, 1734; Senate adopts, 1703
Conference Committee Amendments: Adopted, 1738
Amendments laid on the table, 1738
Request per return of Senate Bill failed, 1818

Senate Bill No. 2481. A Bill for an Act to repeal sections 15-12-11 and 15-12-12 of the North Dakota Century Code, relating to the list of agricultural college publications furnished to county auditors and the publication of the list.

Received from Senate, 615
Introduction, First Reading Referred to Committee on Agriculture, 666
Reported Back: Do Not Pass, 1003
Final Passage: Lost, 1031-1032
Returned to Senate: Failed to pass, 1100

Senate Bill No. 2482. A Bill for an Act to amend and reenact section 57-37.1-12 of the North Dakota Century Code, relating to denial of access to safe deposit box without order of county court.

Received from Senate, 722
Introduction, First Reading Referred to Committee on Judiciary, 757
Reported Back: Amended, 1046
Amendments adopted, 1061
Final Passage: Passed, 1097
Returned to Senate: Amended, 1137
Senate concurs, 1227
Received from Senate, 1646
Signed by Speaker, 1646
Returned to Senate, 1650

Senate Bill No. 2484. A Bill for an Act to create and enact a new chapter of the North Dakota Century Code, relating to the sale of honey and providing a penalty.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Agriculture, 666
 Reported Back: Do Pass, 969
 Final Passage: Passed, 1064-1065
 Returned to Senate: Passed, 1125
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2485. A Bill for an Act to amend and reenact subsection 6 of section 20.1-01-02 of the North Dakota Century Code, relating to definitions of game birds to include mourning doves.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Natural Resources, 950
 Reported Back: Do Not Pass, 1133
 Final Passage: Lost, 1144
 Returned to Senate: Failed to pass, 1185

Senate Bill No. 2487. A Bill for an Act to amend and reenact subsection 54 of section 39-01-01 and subsection 2 of section 39-04-19 of the North Dakota Century Code, relating to the definition of school bus and to the motor vehicle registration fee for buses used for religious or charitable purposes; and declaring an emergency.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Transportation, 705
 Reported Back: Amended, 1237
 Amendments adopted, 1277
 Final Passage: Passed, 1348; Clincher, 1349
 Returned to Senate: Amended, 1402
 Senate, does not concur, 1483
 Conference Committee: House, 1506; Senate, 1483
 Conference Committee Report: House adopts, 1634-1636; Senate adopts, 1625
 Conference Committee Amendments: Adopted, 1650
 Final Passage: Passed, 1675; Emergency Clause Prevailed, 1676
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2492. A Bill for an Act to limit the number of full-time salaried state employees to not more than two percent of the state's population and to limit the number of part-time state employees to not more than one percent of the state's population.

Received from Senate, 580
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 604
 Reported Back: Do Not Pass, 1030
 Final Passage: Lost, 1093
 Returned to Senate: Failed to pass, 1137

Senate Bill No. 2495. A Bill for an Act to amend and reenact section 16-01-11 of the North Dakota Century Code, relating to removing the requirement that all initiative, referendum, or recall petitions submitted to the secretary of state be accompanied by a typed or printed list of the names of the signers of the petition; or in the alternative, to amend and reenact subsection 1 of section 16.1-01-09 of the North Dakota Century Code as created by section 1 of House Bill No. 1049, as approved by the forty-fifth legislative assembly, relating to the removal of the requirement that all initiative, referendum, or recall petitions submitted to the secretary of state be accompanied by a typed or printed list of the names of the signers of the petitions.

Received from Senate, 722
 Introduction, First Reading Referred to Committee on Judiciary, 757
 Reported Back: Do Pass, 1174
 Final Passage: Passed, 1435
 Returned to Senate: Passed, 1496
 Received from Senate, 1919
 Signed by Speaker, 1922
 Returned to Senate, 1922

Senate Bill No. 2496. A Bill for an Act to create and enact a new subsection to section 21-03-06 of the North Dakota Century Code, relating to the purposes and specific limitations of bond issues by recreation service districts; and to amend and reenact section 11-28.2-02 and subsection 1 of section 21-03-01 of the North Dakota Century Code, relating to meetings of recreation service districts and the definition of municipalities in relation to issuance of special assessment bonds.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Political Sub-
 divisions, 950
 Reported Back: Do Pass, 1239
 Floor Amendment, 1525
 Final Passage: Passed, 1525
 Returned to Senate: Amended, 1574
 Senate concurs, 1825
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2498. A Bill for an Act to create and enact a new section to chapter 4-02 of the North Dakota Century Code, to provide that a county fair association which fails to hold a fair for ten years will lose its official authorization.

Received from Senate, 893
 Introduction, First Reading Referred to Committee on Political Sub-
 divisions, 916
 Reported Back: Amended, 1081
 Amendments adopted, 1116
 Floor amendment, 1157
 Final Passage: Passed, 1157
 Returned to Senate: Amended, 1223
 Senate concurs, 1335
 Received from Senate, 1688
 Signed by Speaker, 1689
 Returned to Senate, 1700

Senate Bill No. 2500. A Bill for an Act to provide for a severance tax for the privilege of severing coal from the earth; to provide procedures for the imposition, collection, and administration of such tax; to provide for the deposit of the proceeds of such tax in the state treasury and for the allocation thereof to the state and its political subdivisions; to provide for a coal development impact office in the office of the governor; to provide for a state coal development impact commission and a county coal development impact commission to approve or disapprove impact grants; and to amend and reenact sections 57-60-02, 57-60-14 and 57-60-15 of the North Dakota Century Code, relating to the coal conversion facilities privilege tax and the allocation of revenues therefrom.

Received from Senate, 894
 Introduction, First Reading Referred to Committee on Finance and
 Taxation, 916
 Reported Back: Divided-Majority to Amend, 1239-1249
 First Minority to Amend, 1249-1254
 Second Minority to Amend, 1254-1259
 Reports of the Majority and the 1st Minority Placed on Calendar for
 Succeeding Legislative Day, 1254; Minority to Amend, 1254-1259
 Reports of the Majority and the 2nd Minority Placed on Calendar for
 Succeeding Legislative Day, 1259
 Speaker clarifies handling of divided committee report, 1277
 Majority amendment adopted, 1277-1288
 Final Passage: Passed, 1303-1304
 Messaged to Senate immediately, 1304
 Reconsidered messaging to Senate immediately, 1311
 Returned to Senate: Amended, 1380
 Senate lays amendments on table, 1483

Senate Bill No. 2501. A Bill for an Act to amend and reenact section 23-06-03 of the North Dakota Century Code, relating to the duty of burial.

Received from Senate, 894
 Introduction, First Reading Referred to Committee on Social Welfare,
 916
 Reported Back: Do Pass, 1113
 Final Passage: Passed, 1178
 Returned to Senate: Passed, 1270
 Received from Senate, 1646

Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2505. A Bill for an Act to amend and reenact section 11-27-09.1 of the North Dakota Century Code, relating to the allocation of payments for game and fish lands.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Natural Resources, 950
 Senate Requests Return, 1036; Returned to Senate, 1043

Senate Bill No. 2506. A Bill for an Act to amend and reenact subsection 1 of section 26-39-01 and section 26-39-03 of the North Dakota Century Code, relating to the definition of a licensed treatment facility in regard to mental illness and addiction insurance coverage.

Received from Senate, 894
 Introduction, First Reading Referred to Committee on Social Welfare, 916
 Reported Back: Do Not Pass, 1113
 Final Passage: Lost, 1158-1159
 Returned to Senate: Failed to pass, 1223

Senate Bill No. 2509. A Bill for an Act to amend and reenact sections 54-10-24 and 54-10-25 of the North Dakota Century Code, relating to audit and examination by the state auditor of confidential records of the tax commissioner.

Received from Senate, 686
 Introduction, First Reading Referred to Committee on State and Federal Gov't, 739
 Reported Back: Do Pass, 1151
 Final Passage: Passed, 1479
 Returned to Senate: Passed, 1552
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2513. A Bill for an Act to amend and reenact sections 11-33-08, 11-33-09, 40-47-04 and 40-47-05 of the North Dakota Century Code, relating to public hearing, notice, and publication requirements for county and city zoning.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Political Subdivisions, 951
 Reported Back: Amended, 1259-1260
 Amendments adopted, 1278
 Final Passage: Passed, 1349
 Returned to Senate: Amended, 1402
 Senate concurs, 1539

Received from Senate, 1919
Signed by Speaker, 1922
Returned to Senate, 1922

Senate Bill No. 2514. A Bill for an Act to state the purpose and intent of the Legislative assembly with respect to special fuels taxes payable by users of special fuels in motor vehicles or for industrial purposes in the performance of contracts with governmental units; and to amend and reenact subsections 5 and 7 of section 57-52-03 and sections 57-52-04, 57-53-02, and 57-53-03 of the North Dakota Century Code, relating to special fuels taxes.

Received from Senate, 911
Introduction, First Reading Referred to Committee on Finance and Taxation, 951
Reported Back: Amended, 1059
Amendments adopted, 1081
House amendments reconsidered, 1105
Re-referred to Committee on Finance and Taxation, 1105
Reported Back: Amended, 1151
Amendments adopted, 1176
Final Passage: Passed, 1327-1328
Returned to Senate: Amended, 1336
Senate concurs, 1373
Received from Senate, 1855
Signed by Speaker, 1856
Returned to Senate, 1857

Senate Bill No. 2515. A Bill for an Act to create and enact a new section to chapter 61-16 and to chapter 61-21 of the North Dakota Century Code, to allow a water management board and a drainage board to accept bids to supply culverts and pipe arches for a period of one year; and to amend and reenact subsection 1 of section 61-21-01 and sections 61-21-25, 61-21-45, and 61-21-46 of the North Dakota Century Code, relating to definitions of a drain, to situations where no acceptable bids are received, to allowing drain boards to contract with the county or private contractors to construct drains, to contracts for constructing or maintaining water management projects, and to the contracts and maximum levy for cleaning and repairing drains.

Received from Senate, 911
Introduction, First Reading Referred to Committee on Agriculture, 951
Reported Back: Amended, 1260
Amendments adopted, 1278
Final Passage: Passed, 1349
Returned to Senate: Amended, 1402
Senate concurs, 1483
Received from Senate, 1855
Signed by Speaker, 1856
Returned to Senate, 1857

Senate Bill No. 2516. A Bill for an Act to amend and reenact sections 28-22-03, 28-22-04, and 28-22-05 of the North Dakota Century Code, relating to

additional exemptions, specific alternative exemptions, and exemptions of a single person.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Judiciary, 951
 Re-referred to Committee on Industry, Business and Labor, 1081
 Reported Back: Do Not Pass, 1175
 Final Passage: Passed, 1382
 Returned to Senate: Passed, 1476
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2517. A Bill for an Act to establish procedures for the prejudgment remedy of attachment; and to repeal chapter 32-08 of the North Dakota Century Code, relating to the present procedures of attachment.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Judiciary, 951
 Reported Back: Amended, 1293
 Amendments adopted, 1322
 Final Passage: Passed, 1411
 Returned to Senate: Amended, 1465
 Senate concurs, 1539
 Received from Senate, 1919
 Signed by Speaker, 1922
 Returned to Senate, 1922

Senate Bill No. 2518. A Bill for an Act to amend and reenact subsection 1 of section 39-12-05 of the North Dakota Century Code, relating to motor vehicle weight limitations.

Received from Senate, 651
 Introduction, First Reading Referred to Committee on Transportation, 705
 Reported Back: Do Pass, 1114
 Final Passage: Passed, 1179
 Returned to Senate: Passed, 1270
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2519. A Bill for an Act to amend and reenact section 44-04-18 of the North Dakota Century Code, relating to a penalty for violating the open records law.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Judiciary, 951
 Reported Back: Amended, 1061
 Amendments adopted, 1081
 Final Passage: Passed, 1105
 Returned to Senate: Amended, 1137

Senate does not concur, 1217

Conference Committee: House, 1305, Senate, 1272

Conference Committee Report: House adopts, 1636; Senate adopts, 1625

Received from Senate, 1967

Signed by Speaker, 1970

Returned to Senate, 1972

Senate Bill No. 2520. A Bill for an Act to amend and reenact section 40-45-03 of the North Dakota Century Code, relating to city ordinances regarding police pensions.

Received from Senate, 911

Introduction, First Reading Referred to Committee on Political Subdivisions, 951

Reported Back: Do Pass, 1260

Final Passage: Passed, 1525-1526

Returned to Senate: Passed, 1574

Received from Senate, 1967

Signed by Speaker, 1970

Returned to Senate, 1972

Senate Bill No. 2527. A Bill for an Act to create and enact section 10-18.1-12 of the North Dakota Century Code, relating to deposit of securities with the federal reserve bank under certain conditions.

Received from Senate, 911

Introduction, First Reading Referred to Committee on Industry, Business and Labor, 951

Reported Back: Do Pass, 1175

Final Passage: Passed, 1437

Returned to Senate: Passed, 1465

Received from Senate, 1855

Signed by Speaker, 1856

Returned to Senate, 1857

Senate Bill No. 2529. A Bill for an Act to amend and reenact sections 27-11-01, 27-11-22 and 27-12-02 of the North Dakota Century Code, relating to prohibition of practicing law or serving on certain courts without certificate of admission and payment of annual license fee and providing a penalty, relating to the requirement for an annual license to practice law or serve on certain courts, issuance thereof, fees therefore and membership in the state bar association of North Dakota of all attorneys and persons serving on certain courts.

Received from Senate, 940

Introduction, First Reading Referred to Committee on Judiciary, 971

Reported Back: Do Pass, 1133

Final Passage: Passed, 1230

Returned to Senate: Passed, 1305

Received from Senate, 1688

Signed by Speaker, 1689

Returned to Senate, 1700

Senate Bill No. 2530. A Bill for an Act to amend and reenact section 27-08-34 of the North Dakota Century Code, relating to change of judge in preliminary examinations held in county court with increased jurisdiction.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Judiciary, 952
 Reported Back: Do Pass, 1046
 Final Passage: Passed, 1090
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2531. A Bill for an Act to repeal subsection 2 of section 12.1-32-11 of the North Dakota Century Code, relating to the aggregate total term of imprisonment for sentences for multiple offenses.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Judiciary, 952
 Reported Back: Do Pass, 1045
 Final Passage: Passed, 1090
 Returned to Senate: Passed, 1137
 Received from Senate, 1461
 Signed by Speaker, 1462
 Returned to Senate, 1496

Senate Bill No. 2532. A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to the authority of municipalities to issue refunding bonds with respect to municipal industrial development projects; and declaring an emergency.

Received from Senate, 694
 Introduction, First Reading Referred to Committee on Political Subdivisions, 916
 Reported Back: Do Pass, 1114
 Final Passage: Passed, 1179; Emergency Clause Prevailed, 1180
 Returned to Senate: Passed, 1271
 Received from Senate, 1646
 Signed by Speaker, 1646
 Returned to Senate, 1650

Senate Bill No. 2534. A Bill for an Act to amend and reenact subsection 2 of section 12.1-21-05 of the North Dakota Century Code, relating to the penalties for criminal mischief.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Judiciary, 952
 Reported Back: Do Pass, 1047
 Final Passage: Passed, 1122-1123
 Returned to Senate: Passed, 1162
 Received from Senate, 1528
 Signed by Speaker, 1539

Returned to Senate, 1552

Senate Bill No. 2536. A Bill for an Act to amend and reenact section 39-18-01 of the North Dakota Century Code, relating to mobile home dealers' licenses, fees, and dealers' plates.

Received from Senate, 894
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 916
 Re-referred to Committee on Transportation, 970
 Reported Back: Do Pass, 1212
 Final Passage: Passed, 1479
 Returned to Senate: Passed, 1552
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2537. A Bill for an Act to create and enact a new section to chapter 49-05 of the North Dakota Century Code, relating to the effectiveness of suspended public utility rates under bond.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 952
 Reported Back: Amended, 1295
 Committee Report adopted, 1322
 Final Passage: Lost, 1412
 Returned to Senate: Failed to pass, 1476

Senate Bill No. 2538. A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to school district residency determination in child placement cases.

Received from Senate, 911
 Introduction, First Reading Referred to Committee on Education, 952
 Reported Back: Do Not Pass, 1151
 Final Passage: Lost, 1264
 Returned to Senate: Failed to pass, 1334

Senate Bill No. 2539. A Bill for an Act to amend and reenact subsection 2 of section 39-10-43 of the North Dakota Century Code, relating to certain vehicles being required to stop at railroad grade crossings at which traffic is controlled by a police officer.

Received from Senate, 615
 Introduction, First Reading Referred to Committee on Transportation,
 666
 Reported Back: Do Pass, 1114
 Floor Amendment, 1180
 Rules suspended, as amended, placed on second reading and final
 passage, 1180
 Final Passage: Passed, 1180

Returned to Senate: Amended, 1271
 Senate concurs, 1335
 Received from Senate, 1688
 Signed by Speaker, 1689
 Returned to Senate, 1700

Senate Bill No. 2540. A Bill for an Act to require certain provisions to be included in every life insurance policy delivered or issued for delivery in this state relating to minimum benefits to be made available to the lapsing policyholder, to provide for certain exemptions from the Act, and to provide for an operative date with respect to the policies of a particular company issued on and after such date; and to repeal the subsection entitled "Options on Surrender or Lapse" in each of sections 26-03-26, 26-03-27, 26-03-28 and 26-03-29, to repeal the subsection entitled "Continuance of Insurance on Lapse" in each of sections 26-03-30 and 26-03-31, and to repeal subsections 8 and 9 of section 26-03-35 of the North Dakota Century Code, relating to required options on lapse of a life insurance policy.

Received from Senate, 941
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 972
 Reported Back: Do Pass, 1175
 Final Passage: Passed, 1437-1438
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1856
 Returned to Senate, 1857

Senate Bill No. 2541. A Bill for an Act to require certain provisions to be included in every individual deferred annuity contract delivered or issued for delivery in this state relating to minimum benefits to be made available to the contractholder on cessation of payment of consideration, to provide for certain exemptions from the Act, and to provide for an operative date with respect to the contracts of a particular company issued on and after such date.

Received from Senate, 941
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 972
 Reported Back: Do Pass, 1175
 Final Passage: Passed, 1439
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1858
 Returned to Senate, 1858

Senate Bill No. 2543. A Bill for an Act to empower the commissioner of insurance to annually value or cause to be valued the reserve liabilities of every life insurance company doing business in this state and to establish minimum standards for the valuation of such liabilities; and to repeal sections 26-03-33, 26-03-34 and 26-10-01 of the North Dakota Century Code, relating to the valuation of life and accident insurance policies.

Received from Senate, 941
 Introduction, First Reading Referred to Committee on Industry,
 Business and Labor, 972
 Reported Back: Do Pass, 1175
 Final Passage: Passed, 1439-1440
 Returned to Senate: Passed, 1465
 Received from Senate, 1855
 Signed by Speaker, 1858
 Returned to Senate, 1858

Senate Bill No. 2544. A Bill for an Act to create and enact a new section to chapter 23-09 of the North Dakota Century Code, relating to smoke detection devices or other approved alarm systems in hotels, motels, and lodginghouses; to amend and reenact subsection 1 of section 23-09-01 of the North Dakota Century Code, relating to the definition of a motel; and providing a date of compliance.

Received from Senate, 941
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 972
 Reported Back: Do Pass, 1175
 Final Passage: Passed, 1440
 Returned to Senate: Passed, 1455
 Received from Senate, 1855
 Signed by Speaker, 1858
 Returned to Senate, 1858

Senate Bill No. 2545. A Bill for an Act to authorize the active promotion and orderly development of the film, television, and multimedia production industry in North Dakota; and providing an appropriation.

Received from Senate, 941
 Introduction, First Reading Referred to Committee on Appropriations,
 972
 Reported Back: Do Pass, 1320
 Final Passage: Lost, 1557
 Returned to Senate: Failed to pass, 1567

Senate Bill No. 2546. A Bill for an Act to authorize the state board of higher education to purchase two and sixty-nine hundredths acres of land adjacent to the university of North Dakota medical center rehabilitation hospital using certain funds on hand.

Received from Senate, 941
 Introduction, First Reading Referred to Committee on State and
 Federal Gov't, 972
 Reported Back: Do Pass, 1132
 Final Passage: Passed, 1230
 Returned to Senate: Passed, 1305
 Received from Senate, 1680
 Signed by Speaker, 1689
 Returned to Senate, 1700

Senate Bill No. 2548. A Bill for an Act making an appropriation to the North Dakota state water commission for the purpose of the investigation and development of a plan and estimate of costs for the supplementation of the water resources of Dickinson and southwestern North Dakota with water from the Missouri River.

Received from Senate, 941
 Introduction, First Reading Referred to Committee on Appropriations, 973
 Reported Back: Amended, 1373
 Amendments adopted, 1401
 Final Passage: Passed, 1478
 Returned to Senate: Amended, 1552
 Senate does not concur, 1592
 Conference Committee: House, 1602; Senate, 1592
 Conference Committee Report: House adopts, 1733; Senate adopts, 1718
 Conference Committee Amendments: Adopted, 1738
 Final Passage: Passed, 1774
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2549. A Bill for an Act appropriating federal revenue sharing funds for foundation program payments.

Received from Senate, 1274
 Introduction, First Reading Referred to Committee on Appropriations, 1300
 Reported Back: Do Pass, 1373
 Final Passage: Passed, 1572
 Returned to Senate: Passed, 1617
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2550. A Bill for an Act to authorize a school district mill levy for federal unemployment compensation taxes; and to provide an expiration date.

Received from Senate, 1374
 Introduction, First Reading Referred to Committee on Education, 1380
 Reported Back: Do Pass, 1562
 Final Passage: Passed, 1641
 Reconsidered, 1676
 Re-referred to Committee on Education, 1693
 Reported Back: Amended, 1701
 Amendments adopted, 1736
 Returned to Senate: Amended, 1792
 Senate concurs, 1825
 Received from Senate, 1967
 Signed by Speaker, 1970
 Returned to Senate, 1972

Senate Bill No. 2551. A Bill for an Act to provide for a severance tax for the privilege of severing coal from the earth; to provide procedures for the imposition, collection, and administration of such tax; to provide for the deposit of the proceeds of such tax in the state treasury and for the allocation thereof to the state and its political subdivisions; to provide for a coal development impact office in the office of the governor; to provide for a state coal development impact commission and a county coal development impact commission to approve or disapprove impact grants; and to provide an appropriation for revenue sharing.

Received from Senate, 1875

Introduction, First Reading Referred to Committee on Finance and Taxation, 1877

Motion to call bill out of committee to House floor, failed, 1885-1886

Motion to move the previous question, Prevailed, 1885

Request for roll call vote granted, 1885

Reported Back: Amended, 1897-1907

Amendments adopted, 1907

Rules suspended, as amended, placed on second reading and final passage, 1908

Final Passage: Passed, 1908

Returned to Senate: Amended, 1909

Senate concurs, 1958

Senate Bill No. 2552. A Bill for an Act to create and enact a new subsection to section 50-06-05.1 of the North Dakota Century Code, relating to and clarifying the powers and duties of the social service board; and declaring an emergency.

Received from Senate, 1581

Introduction, First Reading Referred to Committee on Social Welfare, 1584

Reported Back: Do Pass, 1589

Final Passage: Passed, 1641; Emergency Clause Prevailed, 1642

Returned to Senate: Passed, 1699

Received from Senate, 1967

Signed by Speaker, 1970

Returned to Senate, 1972

Senate Bill No. 2553. A Bill for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to provision of banking services by the Bank of North Dakota in the event a bank is closed.

Received from Senate, 1581

Introduction, First Reading Referred to Committee on Industry, Business and Labor, 1585

Reported Back: Do Not Pass, 1673

Final Passage: Lost, 1831

Returned to Senate: Failed to pass, 1843

Senate Concurrent Resolutions

Senate Concurrent Resolution No. 4002. A concurrent resolution recommending that the State Library Commission be moved to the Liberty Memorial Building once the Liberty Memorial Building is no longer occupied by the State Historical Board.

Received from Senate, 191
 Introduction, First reading and referred to Committee on State and Federal Gov't, 197
 Reported Back: Do Pass, 1293
 Second reading and final passage, 1551
 Returned to Senate: Passed, 1565
 Received from Senate, signed by President, 1967
 Signed by Speaker, 1970
 Returned to Senate, Signed by Speaker, 1973

Senate Concurrent Resolution No. 4003. A concurrent resolution directing the Legislative Council, with the assistance of citizen advisors, to create a permanent interim committee to study the North Dakota Constitution and to make recommendations regarding constitutional revision.

Received from Senate, 1747
 Introduction, First reading and referred to Legislative Council Resolutions Comm, 1750
 Reported Back: Do Pass, 1752
 Second Reading and final passage, 1755
 Returned to Senate: Passed, 1792
 Received from Senate, signed by President, 1967
 Signed by Speaker, 1970
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4004. A concurrent resolution to repeal sections 60, 62, 180, and 181 of the Constitution of the State of North Dakota, relating to deadlines for the introduction of bills in the legislature and the contents of the general appropriation bill, the levy and collection of a poll tax, and the general powers of the legislature regarding tax matters.

Received from Senate, 1760
 Introduction, First reading and referred to Committee on Constitutional Revision, 1780
 Reported Back: Do Pass, 1781
 Second reading and final passage, 1798
 Returned to Senate: Passed, 1811
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1970
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4009. A concurrent resolution to repeal section 214 and sections 1 through 25 of the transition schedule of

the Constitution of the State of North Dakota, relating to the original congressional and legislative apportionment of the state and to the transition of governmental functions from territorial government to state government.

Received from Senate, 1760

Introduction, First reading and referred to Committee on Constitutional Revision, 1780

Reported Back: Do Pass, 1781

Second Reading and final passage, 1799

Returned to Senate: Passed, 1811

Received from Senate, signed by President, 1968

Signed by Speaker, 1970

Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4012. A concurrent resolution for the amendment of section 174 of the Constitution of the State of North Dakota, relating to the raising of revenue on an ad valorem basis.

Received from Senate, 1760

Introduction, First reading and referred to Committee on Constitutional Revision, 1780

Reported Back: Do Pass, 1781

Second reading and final passage, 1799

Returned to Senate: Passed, 1811

Received from Senate, signed by President, 1968

Signed by Speaker, 1970

Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4013. A concurrent resolution for the amendment of section 183 of the Constitution of the State of North Dakota, relating to bonding limitations of political subdivisions.

Received from Senate, 1760

Introduction, First reading and referred to Committee on Constitutional Revision, 1780

Reported Back: Do Pass, 1781

Second reading and final passage, 1800

Returned to Senate: Passed, 1811

Received from Senate, signed by President, 1968

Signed by Speaker, 1970

Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4015. A concurrent resolution directing the Legislative Council, with the assistance of the State Board for Vocational Education and the State Office of Adult Education, to study the needs and financing of adult and vocational education.

Received from Senate, 1747

Introduction, First reading and referred to Legislative Council Resolutions Comm., 1750

Reported Back: Do Pass, 1752

Returned to Senate: Passed, 1792

Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4017. A concurrent resolution urging Congress to enact legislation providing for the reimbursement of political subdivisions for the loss of property tax revenue resulting from federally owned electrical transmission lines.

Received from Senate, 203
Introduction, First reading and referred to Committee on State and Federal Gov't, 222
Reported Back: Do Pass, 360
Second reading and final passage, 409
Returned to Senate: Passed, 449
Received from Senate, signed by President, 1021
Signed by Speaker, 1021
Returned to Senate, signed by Speaker, 1021

Senate Concurrent Resolution No. 4018. A concurrent resolution directing a Legislative Council study of the legislative process with emphasis on the appropriate use of the time available to the Legislative Assembly for regular sessions, on the interim process, on the use of standing and interim committees, and on the provision and use of staff.

Received from Senate, 1747
Introduction, First reading and referred to Legislative Council Resolutions Committee, 1750
Reported Back: Do Pass, 1752
Second reading and final passage, 1755
Returned to Senate: Passed, 1792
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4019. A concurrent resolution urging acceleration of the Garrison Diversion Project.

Received from Senate, 150
Introduction, First reading and referred to Committee on Natural Resources, 165
Reported Back: Do Not Pass, 429
Floor Amendment, 441
Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 442
Second reading and final passage, 442
Returned to Senate: Passed, 498
Senate concurs, 536
Received from Senate, signed by President, 1021
Signed by Speaker, 1021
Returned to Senate, signed by Speaker, 1021

Senate Concurrent Resolution No. 4020. A concurrent resolution recognizing and commending secretaries who have attained the rating of Certified Professional Secretary.

Received from Senate, 298
Introduction, First reading and referred to Committee on Industry,
Business and Labor, 349
Reported Back: Do Pass, 1134
Second reading and final passage, 1232
Returned to Senate: Passed, 1305
Received from Senate, signed by President, 1688
Signed by Speaker, 1689
Returned to Senate, signed by Speaker, 1700

Senate Concurrent Resolution No. 4021. A concurrent resolution urging a moratorium on structural changes in the North Dakota judicial system and directing a Legislative Council study of the state's judicial system.

Received from Senate, 1747
Introduction, First reading and referred to Legislative Council
Resolutions Committee, 1750
Reported Back: Do Pass, 1752
Second reading and final passage, 1755
Returned to Senate: Passed, 1792
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4024. A concurrent resolution for a constitutional amendment requiring the records of all governmental bodies to be open to the public unless otherwise provided by law.

Received from Senate, 1760
Introduction, First reading and referred to Committee on Con-
stitutional Revision, 1780
Reported Back: Do Pass, 1781
Second reading and final passage, 1801
Returned to Senate: Passed, 1811
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4025. A concurrent resolution congratulating Sid Cichy on being named the national high school football coach of the year for 1975.

Received from Senate, 150
Rules suspended, not referred to Committee, read in entirety, not
printed as a bill, printed in Journal, placed on second reading and
final passage, 171
Second reading and final passage, 172
Returned to Senate: Passed, 178
Received from Senate, signed by President, 298

Signed by Speaker, 298
 Returned to Senate, signed by Speaker, 298

Senate Concurrent Resolution No. 4026. A concurrent resolution congratulating the 1976 North Dakota State University Bison football team and their coach Jim Wacker on winning the North Central Conference championship, advancing to the NCAA Division 2 semifinals, and on being named North Dakota college team and coach of the year.

Received from Senate, 178
 Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 183
 Second reading and final passage, 184
 Returned to Senate: Passed, 203
 Received from Senate, signed by President, 298
 Signed by Speaker, 298
 Returned to Senate, signed by Speaker, 298

Senate Concurrent Resolution No. 4029. A concurrent resolution congratulating the Valley City State College football team on its extraordinarily fine 1976 season.

Received from Senate, 276
 Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 285
 Second reading and final passage, 286
 Returned to Senate: Passed, 347
 Received from Senate, signed by President, 1021
 Signed by Speaker, 1021
 Returned to Senate, signed by Speaker, 1021

Senate Concurrent Resolution No. 4030. A concurrent resolution directing the Legislative Council to conduct a study of products liability and related insurance problems.

Received from Senate, 1707
 Introduction, First reading and referred to Legislative Council Resolutions Committee, 1752
 Reported Back: Do Not Pass, 1752
 Second reading and final passage, 1753
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1970
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4031. A concurrent resolution to adopt specifications for the modification of motor vehicles.

Received from Senate, 580
 Introduction, First reading and referred to Committee on Transportation, 604

Reported Back: Do Pass, 1260
Second reading and final passage, 1526
Returned to Senate: Passed, 1565
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4033. A concurrent resolution urging the North Dakota Congressional Delegation to introduce legislation in the Congress to make federal aid matching formulas for the states more responsive to current economic conditions of the states.

Received from Senate, 722
Introduction, First reading and referred to Committee on State and Federal Gov't, 758
Reported Back: Do Pass, 1293
Second reading and final passage, 1551
Returned to Senate: Passed, 1565
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4034. A concurrent resolution urging the United States Congress to designate Theodore Roosevelt National Memorial Park as Theodore Roosevelt National Park.

Received from Senate, 941
Introduction, First reading and referred to Committee on State and Federal Gov't, 973
Reported Back: Do Pass, 1293
Second reading and final passage, 1551
Returned to Senate: Passed, 1565
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4035. A concurrent resolution urging the President and the Congress to retain and to continue the federal highway trust fund in its present status and role.

Received from Senate, 941
Introduction, First reading and referred to Committee on Transportation, 973
Reported Back: Do Pass, 1260
Second reading and final passage, 1526
Returned to Senate: Passed, 1565
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4036. A concurrent resolution congratulating Mr. Lawrence Welk for his achievements and dedication to North Dakota.

Received from Senate, 411
 Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 430
 Second reading and final passage, 430
 Returned to Senate: Passed, 449
 Received from Senate, signed by President, 1021
 Signed by Speaker, 1021
 Returned to Senate, signed by Speaker, 1021

Senate Concurrent Resolution No. 4038. A concurrent resolution offering a paean of praise to the press and declaring Thursday, February 10, 1977, as North Dakota Editors Day at the Forty-fifth Legislative Assembly, and welcoming Mr. Jack Landau, a distinguished journalist and Washington-based syndicated columnist, to North Dakota.

Received from Senate, 411
 Rules suspended, not referred to committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 430-431
 Second reading and final passage, 431
 Returned to Senate: Passed, 449
 Received from Senate, signed by President, 1021
 Signed by Speaker, 1021
 Returned to Senate, signed by Speaker, 1021

Senate Concurrent Resolution No. 4039. A concurrent resolution congratulating the city of Stanley on its upcoming Seventy-fifth Anniversary celebration.

Received from Senate, 411
 Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 431
 Second reading and final passage, 431
 Returned to Senate: Passed, 449
 Received from Senate, signed by President, 1021
 Signed by Speaker, 1021
 Returned to Senate, signed by Speaker, 1021

Senate Concurrent Resolution No. 4040. A concurrent resolution urging Congress to require federal agencies to enhance lands under their control with woody plantings and utilize other soil and water conservation practices, including the control of noxious weeds.

Received from Senate, 941
 Introduction, First reading and referred to Committee on Agriculture, 973
 Reported Back: Do Pass, 1260
 Second reading and final passage, 1526
 Returned to Senate: Passed, 1565
 Received from Senate, signed by President, 1919
 Signed by Speaker, 1922
 Returned to Senate, signed by Speaker, 1922

Senate Concurrent Resolution No. 4041. A concurrent resolution urging Congress and the President to permit states to have flexibility in establishing standards and solving local problems.

Received from Senate, 722

Introduction, First reading and referred to Committee on State and Federal Gov't, 758

Reported Back: Do Pass, 1293

Second reading and final passage, 1551

Returned to Senate: Passed, 1565

Received from Senate, signed by President, 1968

Signed by Speaker, 1970

Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4043. 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, 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, 941

Introduction, First reading and referred to Committee on Judiciary, 973

Reported Back: Do Pass, 1134

Second reading and final passage, 1232

Returned to Senate: Passed, 1305

Received from Senate, signed by President, 1688

Signed by Speaker, 1689

Returned to Senate, signed by Speaker, 1700

Senate Concurrent Resolution No. 4044. A concurrent resolution urging the State Department of Health to exercise discretion in requiring small communities to meet the criteria for solid waste management established in Chapter 23-29 of the North Dakota Century Code.

Received from Senate, 941

Introduction, First reading and referred to Committee on Social Welfare, 973

Reported Back: Do Pass, 1114

Second reading and final passage, 1180

Returned to Senate: Passed, 1271

Received from Senate, signed, by President, 1646

Signed by Speaker, 1646

Returned to Senate, signed by Speaker, 1650

Senate Concurrent Resolution No. 4045. A concurrent resolution urging the North Dakota Mill and Elevator and the Industrial Commission to conduct marketing research regarding the production and sale of gasohol.

Received from Senate, 941
 Introduction, First reading and referred to Committee on Agriculture,
 973
 Reported Back: Do Pass, 1261
 Second reading and final passage, 1526
 Returned to Senate: Passed, 1565
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1970
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4046. A concurrent resolution relating to recognition of and cooperation with a study being conducted by the North Dakota State University Community and Regional Planning Program, at the request of the North Dakota Indian Affairs Commission, concerning the distribution of county motor vehicle tax moneys for North Dakota reservation county roads.

Received from Senate, 941
 Introduction, First reading and referred to Committee on State and
 Federal Gov't, 973
 Reported Back: Do Pass, 1294
 Second reading and final passage, 1551
 Returned to Senate: Passed, 1565
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1970
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4048. A concurrent resolution citing the existence of certain conditions of mutual concern confronting the reservation and nonreservation residents of North Dakota, and urging the Congress and the President of the United States to exercise responsibility and authority in resolving them.

Received from Senate, 941
 Introduction, First reading and referred to Committee on State and
 Federal Gov't, 974
 Reported Back: Do Pass, 1294
 Second reading and final passage, 1551
 Returned to Senate: Passed, 1565
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1970
 Returned to Senate, signed by Speaker, 1971

Senate Concurrent Resolution No. 4049. A concurrent resolution urging Congress to retain Section 14(b) of the Taft-Hartley Act.

Received from Senate, 722
 Introduction, First reading and referred to Committee on Industry,
 Business and Labor, 758
 Reported Back: Amended, 1295-1296
 Amendments Not adopted, 1322
 Recorded roll call vote granted, 1558
 Second reading and final passage, 1558-1559

Returned to Senate: Passed, 1587
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4050. A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the Pembilier Dam Project.

Received from Senate, 941
Introduction, First reading and referred to Committee on Natural Resources, 974
Reported Back: Do Pass, 1134
Second reading and final passage, 1232
Returned to Senate: Passed, 1305
Received from Senate, signed by President, 1688
Signed by Speaker, 1689
Returned to Senate, signed by Speaker, 1700

Senate Concurrent Resolution No. 4052. A concurrent resolution urging federally authorized lending agencies to provide financial information to state authorities.

Received from Senate, 941
Introduction, First reading and referred to Committee on State and Federal Gov't, 974
Reported Back: Do Pass, 1294
Second reading and final passage, 1551
Returned to Senate: Passed, 1565
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4055. A concurrent resolution directing the Legislative Council to study the feasibility and desirability of assisting local authorities to develop local energy codes or of adopting a statewide code for energy conservation in building construction.

Received from Senate, 1760
Introduction, First reading and referred to Legislative Council resolutions Committee, 1780
Reported Back: Do Not Pass, 1781
Second reading and final passage, 1832
Returned to Senate: Passed, 1843
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4060. A concurrent resolution directing the legislative council to conduct a study of the criminal justice system in North Dakota.

Received from Senate, 1747
Introduction, First reading and referred to Legislative Council
Resolutions Committee, 1750
Reported Back: Do Pass, 1752
Second reading and final passage, 1755
Returned to Senate: Passed, 1792
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4061. A concurrent resolution directing the Legislative Council to conduct a study of general fund revenues and expenditures during the biennium.

Received from Senate, 1747
Introduction, First reading and referred to Legislative Council
Resolutions Committee, 1750
Reported Back: Do Pass, 1752
Second reading and final passage, 1755
Returned to Senate: Passed, 1792
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4063. A concurrent resolution directing the Legislative Council, with the assistance of other appropriate agencies and consultants, to conduct a comprehensive study of various programs and plans to provide state employees with insurance benefits.

Received from Senate, 1747
Introduction, First reading and referred to Legislative Council
Resolutions Committee, 1752
Reported Back: Do Not Pass, 1752
Lost, 1753
Returned to Senate: Failed to Pass, 1792

Senate Concurrent Resolution No. 4065. A concurrent resolution directing the Legislative Council to study the purchasing practices of state government.

Received from Senate, 1747
Introduction, First reading and referred to Legislative Council
Resolutions Committee 1750
Reported Back: Do Pass, 1752
Second reading and final passage, 1755
Returned to Senate: Passed, 1792
Received from Senate, signed by President, 1968
Signed by Speaker, 1970
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4069. A concurrent resolution congratulating the Doris Nelson Rink of Devils Lake, the Ken Kistner

Rink of Fargo, and the Don Barcome, Jr., Rink of Grand Forks for their recent curling championships and wishing them well in their upcoming national and international competition.

Received from Senate, 813

Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1000

Second reading and final passage, 1000

Returned to Senate: Passed, 1019

Received from Senate, signed by President, 1192

Signed by Speaker, 1193

Returned to Senate, signed by Speaker, 1222

Senate Concurrent Resolution No. 4070. A concurrent resolution directing the Legislative Council to study the feasibility of and necessity for a Midwestern Regional Education Compact.

Received from Senate, 1747

Introduction, First reading and referred to Legislative Council Resolutions Committee, 1750

Reported Back: Do Pass, 1752

Second reading and final passage, 1755

Returned to Senate: Passed, 1792

Received from Senate, signed by President, 1968

Signed by Speaker, 1970

Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4071. A concurrent resolution directing the Legislative Council to study the alternative methods of providing an equitable means of airport financing.

Received from Senate, 1747

Introduction, First reading and referred to Legislative Council Resolutions Committee, 1750

Reported Back: Do Pass, 1752

Second reading and final passage, 1755

Returned to Senate: Passed, 1792

Received from Senate, signed by President, 1968

Signed by Speaker, 1970

Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4072. A concurrent resolution directing a Legislative Council study of costs incurred by state agencies and institutions during the 1977-1979 biennium because of energy development activities in North Dakota.

Received from Senate, 1747

Introduction, First reading and referred to Legislative Council Resolutions Committee, 1751

Reported Back: Do Pass, 1752

Second reading and final passage, 1755

Returned to Senate: Passed, 1792

Received from Senate, signed by President, 1968
Signed by Speaker, 1971
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4073. A concurrent resolution directing the Legislative Council to study and review the capacity of the State Water Commission to aid in the development of irrigation and other water resource development projects.

Received from Senate, 1747
Introduction, First reading and referred to Legislative Council Resolutions Committee, 1751
Reported Back: Do Pass, 1752
Second reading and final passage, 1755
Returned to Senate: Passed, 1792
Received from Senate, signed by President, 1968
Signed by Speaker, 1971
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4074. A concurrent resolution directing the Legislative Council to study the feasibility of reorganizing and consolidating the administrative, management, and budgetary responsibilities of state government into a department of executive management or a department of administration.

Received from Senate, 1747
Introduction, First reading and referred to Legislative Council Resolutions Committee, 1751
Reported Back: Do Pass, 1752
Second reading and final passage, 1755
Returned to Senate: Passed, 1792
Received from Senate, signed by President, 1968
Signed by Speaker, 1971
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4075. A concurrent resolution for the amendment of sections 65 and 77 of the Constitution of the State of North Dakota, relating to the lieutenant governor voting in the state senate.

Received from Senate, 1760
Introduction, First reading and referred to Committee on Constitutional Revision, 1780
Reported Back: Do Pass, 1781
Second reading and final passage, 1801
Returned to Senate: Passed, 1811
Received from Senate, signed by President, 1968
Signed by Speaker, 1971
Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4076. A concurrent resolution directing the legislative council to study the use to which moneys should be put that are received by the state from the United States Secretary of

the Treasury from sales, bonuses, royalties and rentals the United States receives from its mineral interests in public lands in North Dakota.

Received from Senate, 1747
 Introduction, First reading and referred to Legislative Council
 Resolutions Committee, 1751
 Reported Back: Do Pass, 1753
 Second reading and final passage, 1755
 Returned to Senate: Passed, 1792
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4077. A concurrent resolution directing the Legislative Council to conduct a study of the internal organization, policies, and programs of human service and mental health and retardation centers.

Received from Senate, 1747
 Introduction, First reading and referred to Legislative Council
 Resolutions Committee, 1751
 Reported Back: Do Pass, 1753
 Second reading and final passage, 1755
 Returned to Senate: Passed, 1792
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4079. A concurrent resolution directing an interim study by the Legislative Council of the feasibility of enacting comprehensive human rights legislation in North Dakota.

Received from Senate, 1747
 Introduction, First reading and referred to Legislative Council
 Resolutions Committee, 1751
 Reported Back: Do Pass, 1753
 Second reading and final passage, 1755
 Returned to Senate: Passed, 1792
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4081. A concurrent resolution directing the Legislative Council to study the purposes and effects of the Municipal Industrial Development Act.

Received from Senate, 1747
 Introduction, First reading and referred to Legislative Council
 Resolutions Committee, 1751
 Reported Back: Do Pass, 1753
 Second reading and final passage, 1755
 Returned to Senate: Passed, 1792

Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4083. A concurrent resolution directing the Legislative Council to study the function and authority of credit unions and the relationship of credit unions, banks, and savings and loan associations to one another.

Received from Senate, 1747
 Introduction, First reading and referred to Legislative Council Resolutions Committee, 1752
 Reported Back: Do Not Pass, 1752
 Lost, 1754
 Returned to Senate: Failed to Pass, 1792

Senate Concurrent Resolution No. 4084. A concurrent resolution urging lignite mining companies, state agencies, and political subdivisions to be aware of and work to solve potential problems from haul roads.

Received from Senate, 1159
 Introduction, First reading and referred to Committee on Transportation, 1184
 Reported Back: Do Pass, 1261
 Second reading and final passage, 1527
 Returned to Senate: Passed, 1565
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4086. A concurrent resolution urging Congress and the United States Secretary of Health, Education and Welfare to take certain action to allow graduates of foreign medical schools to practice medicine in the United States, and particularly in rural areas, such as North Dakota.

Received from Senate, 1575
 Introduction, First reading and referred to Committee on Social Welfare, 1581
 Reported Back: Do Pass, 1588
 Second reading and final passage, 1642
 Returned to Senate: Passed, 1651
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4088. A concurrent resolution directing the Legislative Council to conduct a study of North Dakota's drug laws, penalties, and sentencing procedures and practices.

Received from Senate, 1747
 Introduction, First reading and referred to Legislative Council Resolutions Committee, 1751

Reported Back: Do Pass, 1753
 Second reading and final passage, 1755
 Returned to Senate: Passed, 1792
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4089. A concurrent resolution directing the Legislative Council to study the feasibility and desirability of regulating the transfer of control of banking institutions.

Received from Senate, 1747
 Introduction, First reading and referred to Legislative Council Resolutions Committee, 1751
 Reported Back: Do Pass, 1753
 Second reading and final passage, 1755
 Returned to Senate: Passed, 1792
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4090. A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

Received from Senate, 1796
 Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1796
 Second reading and final passage, 1797
 Returned to Senate: Passed, 1802
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973

Senate Concurrent Resolution No. 4091. A concurrent resolution commending Dean H. Pederson of Valley City upon his selection as North Dakota's outstanding Vietnam veteran for 1977.

Received from Senate, 1891
 Rules suspended, not referred to Committee, read in entirety, not printed as a bill, printed in Journal, placed on second reading and final passage, 1892
 Second reading and final passage, 1892
 Returned to Senate: Passed, 1908
 Received from Senate, signed by President, 1968
 Signed by Speaker, 1971
 Returned to Senate, signed by Speaker, 1973