

HOUSE CONCURRENT RESOLUTIONS

HOUSE CONCURRENT RESOLUTION NO. 3017
(Strinden, Backes, Solberg)

PRESIDENT FORD COMMENDED

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.

Filed January 26, 1977

HOUSE CONCURRENT RESOLUTION NO. 3018
(Backes, Solberg, Strinden)

PRESIDENT-ELECT CARTER CONGRATULATED

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.

Filed January 26, 1977

HOUSE CONCURRENT RESOLUTION NO. 3019
(Committee on Employment)

LEGISLATIVE EMPLOYEES

A concurrent resolution providing and designating House and Senate employees and fixing their compensation.

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

SECTION 1.) That for and during the Forty-fifth Legislative Assembly the following named persons are employed and appointed as employees of the House and Senate and shall be paid the daily wage opposite their respective names in accordance with their positions as shown below:

HOUSE

Roy Gilbreath, Chief Clerk	\$59.00
Barbara King, Desk Reporter	55.00
Art Buchwitz, Sergeant-at-Arms	45.00
Alan Sheppard, Assistant Chief Clerk	50.00
Gladys Derrick, Bill Clerk	45.00
Theola Stetson, Chief Stenographer & Payroll Clerk	45.00
Betty Perkins, Appropriations Committee Clerk	45.00
Sonja Jossart, Assistant Appropriations Committee Clerk	35.00
Lela Knudsen, Committee Clerk	40.00
Janice Thon, Committee Clerk	40.00
Roberta Rose, Committee Clerk	40.00
Helen Soma, Committee Clerk	40.00
Andrea Perry, Committee Clerk	40.00
Cheryl Vig, Committee Clerk	40.00
Leah Rogne, Committee Clerk	40.00
Mary Schmidt, Committee Clerk	40.00
Betty Whitman, Committee Clerk	40.00
Dianne Nelson, Committee Clerk	40.00
Maude Grambs, Assistant Committee Clerk	37.50
Eleanor Piehl, Assistant Committee Clerk	37.50
Terry Paulson, Calendar Clerk	37.50
Janna Tjaden, Enrolling and Engrossing Clerk	40.00
Diane Zainhofsky, Chief Page	40.00
Millie Lorenz, Secretary to the Speaker and Assistant Desk Reporter	50.00
Mavis Patchen, Secretary to the Republican Floor Leader	45.00
Jeri Kirchmeier, Secretary to the Democratic Floor Leader	45.00
Marjorie Cleveland, Deputy Sergeant-at-Arms	37.50

Phyllis Connolly, Assistant Sergeant-at-Arms	\$35.00
Dana Robey, Assistant Sergeant-at-Arms	35.00
James Sette, Assistant Sergeant-at-Arms	35.00
Philip Peterson, Assistant Sergeant-at-Arms	35.00
Karen Campbell, Assistant Sergeant-at-Arms	35.00
Evelyn Sholts, Bill Room Clerk	35.00
Vida Mae Petersen, Bill Room Clerk	35.00
Selma Carlson, Bill Room Clerk	35.00
Barbara Dove, Bill Room Clerk	35.00
Jane Peterson, Stenographer	37.50
Darlyne Clausnitzer, Stenographer	37.50
Judy Hoffman, Stenographer	37.50
Joan Ness, Stenographer	37.50
Barbara Stickland, Stenographer	37.50
Phyllis Jensen, Typist	37.50
Marsha Maus, Assistant Enrolling & Engrossing Clerk	40.00
Ranette Schmidt, Page and Bill Book Clerk	35.00
Ruby Stadick, Page and Bill Book Clerk	35.00
Sandy Gehrke, Page and Bill Book Clerk	35.00
Helen Hertz, Page and Bill Book Clerk	35.00
Diane Laub, Page and Bill Book Clerk	35.00
Jerry Patchen, Page and Bill Book Clerk	35.00
Mary Kay Braus, Page and Bill Book Clerk	35.00
Renee Ulmer, Page and Bill Book Clerk	35.00
Abigail Ring, Page and Bill Book Clerk	35.00
Mark Knoll, Page and Bill Book Clerk	35.00
John Bell, Page and Bill Book Clerk	35.00
Cheryl Hilleren, Page and Bill Book Clerk	35.00
Bill Siebert, Page and Bill Book Clerk	35.00
Karen Sondag, Page and Bill Book Clerk	35.00
Renae Doan, Page and Bill Book Clerk	35.00
Magdalen West, Chief Telephone Attendant	37.50
Willa Carlson, Telephone Attendant	35.00
Susie Thompson, Telephone Attendant	35.00
Eunice Anderson, Information Desk Attendant	35.00
Hazel Ludemann, Journal Room Clerk	35.00
Jeanette Miller, Journal Room Clerk	35.00
Esther Rygg, Journal Room Clerk-Typist	35.00
John Dockter, Parking Lot Attendant	35.00
Bernice Asbridge, Journal Proofreader	37.50
Marjorie Langford, Journal Proofreader	37.50
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

SENATE

Leo Leidholm, Secretary of the Senate	59.00
Doris McMahon, Desk Reporter	55.00
A. E. Bradley, Sergeant-at-Arms	45.00
J. Vernon Asheim, Assistant Secretary of the Senate	50.00
Sandra Boehler, Bill Clerk	45.00

Mary Alice Simonson, Chief Stenographer & Payroll Clerk	\$45.00
Peggy Ormseth, Chief Committee Clerk	45.00
Eleanor Runyan, Appropriations Committee Clerk	45.00
Lyla Flagg, Committee Clerk	40.00
Liane Johnson, Committee Clerk	40.00
Brenda Lee, Committee Clerk	40.00
Paulette Wilson, Committee Clerk	40.00
Elsie Christensen, Committee Clerk	40.00
Lorraine Moos, Committee Clerk	40.00
Arlene Reich, Committee Clerk	40.00
Christine Hill, Committee Clerk	40.00
Darlene Hedstrom, Committee Clerk	40.00
Richard Olschlager, Calendar Clerk	37.50
Joanne Hetland, Chief Page	40.00
Thomas Neill, Enrolling and Engrossing Clerk	40.00
Eileen Gerl, Secretary to the President	45.00
Lois Scherr, Secretary to the Majority Floor Leader	45.00
Dee Hanson, Secretary to the Minority Floor Leader	45.00
Carl Bjerke, Deputy Sergeant-at-Arms	37.50
Stanley Schultz, Assistant Sergeant-at-Arms	35.00
Olger Sandven, Assistant Sergeant-at-Arms	35.00
Jack Whereatt, Assistant Sergeant-at-Arms	35.00
Sewall Peterson, Assistant Sergeant-at-Arms	35.00
Dorothy Yule, Bill Room Clerk	35.00
Earl Boyd, Bill Room Clerk	35.00
Marie Harper, Stenographer	37.50
Sharon Tesky, Stenographer	37.50
Michelle Igoe, Stenographer	37.50
Jane Thoemke, Stenographer	37.50
Mary Rust, Assistant Enrolling and Engrossing Clerk	40.00
Gina Smith, Page	35.00
Laurie Natwick, Page	35.00
Ronald Baker, Page	35.00
Tobyn Anderson, Page	35.00
Teri Schuster, Page	35.00
Ruth Moyer, Telephone Attendant	35.00
Jane Schiele, Telephone Attendant	35.00
Robert Evanenko, Bill Book Clerk	35.00
Sheryl Manstrom, Bill Book Clerk	35.00
Kelly Whalen, Bill Book Clerk	35.00
Esther Davis, Information Desk Attendant	35.00
Loren Vannett, Journal Room Clerk	35.00
Ernest Halvorson, Journal Room Clerk	35.00
Joe Wolf, Parking Lot Attendant	35.00
Ray David, Chief Bill and Journal Room Clerk	42.50
Marion Hadzor, Journal Proofreader	37.50
Grace Goehring, Journal Proofreader	37.50
Joleen Neidermann, Assistant to Committee Clerk	37.50
Kari Lee, Assistant Appropriations Committee Clerk	35.00
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

SECTION 2.) In the event any employee shall resign, be discharged, or for other reasons terminate his employment, the compensation provided for in this resolution shall cease, effective the last day of such employment.

Filed January 26, 1977

HOUSE CONCURRENT RESOLUTION NO. 3021
(Lardy)

**ENERGY CONSERVATION AND DEVELOPMENT
PROGRAM URGED**

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.

WHEREAS, the United States is an energy-consuming nation, which annually consumes more energy than it produces; and

WHEREAS, there is a lack of readily available and renewable energy sources; and

WHEREAS, the nation is faced with a growing energy shortage which will continue to become more acute; and

WHEREAS, there are a number of alternative energy sources which may be available to meet the energy shortage, including solar, wind, geothermal, and magnetohydrodynamics;

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 President and the Congress of the United States to expeditiously enact a long-range and comprehensive energy conservation and development program; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the President of the United States, the Secretary of the United States Senate, the Chief Clerk of the United States House of Representatives, and to each member of the North Dakota Congressional Delegation.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3025
(Erickson, Crabtree)

MISS NORTH DAKOTA USA UNIVERSE COMMENDED

A concurrent resolution commending Miss North Dakota USA Universe.

WHEREAS, it is a custom of the Legislative Assembly to recognize and honor North Dakota citizens for their accomplishments; and

WHEREAS, Miss Barbara Ann Redlin of Ellendale was recently named Miss North Dakota USA Universe and will be representing North Dakota in the Miss USA pageant in May in Charleston, South Carolina; and

WHEREAS, Miss Redlin brings outstanding credentials to this contest and has achieved remarkable accomplishments in prior contests, including being named North Dakota Junior Miss of 1975 and being crowned 1976 NDSU Homecoming Queen;

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 takes great pleasure in commending Miss Barbara Ann Redlin and expresses its best wishes to her in her reign as Miss North Dakota USA Universe; and

BE IT FURTHER RESOLVED, that the Secretary of State send a copy of this resolution to Miss Barbara Ann Redlin, Ellendale, North Dakota.

Filed February 28, 1977

HOUSE CONCURRENT RESOLUTION NO. 3026
(Gerl, Mushik)

MARTIN GRONVOLD COMMENDED

A concurrent resolution commending Martin Gronvold for his work as executive director of the Employment Security Bureau upon his retirement.

WHEREAS, Martin Gronvold has served the state of North Dakota since after his graduation from the University of North Dakota in 1927 when he began work at the State Industrial School; and

WHEREAS, in 1934 he became a Civilian Conservation Corps Superintendent and served at the Peace Garden and at North Roosevelt and Turtle River state parks; and

WHEREAS, Martin Gronvold was appointed to the Unemployment Compensation Division in 1938 and became the director of that agency in 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.

HOUSE CONCURRENT RESOLUTION NO. 3027
(Eagles, Conmy, Nicholas)

CORRECTIONS SYSTEM STUDY

A concurrent resolution directing a Legislative Council study of North Dakota's corrections system.

WHEREAS, recent legislative changes in North Dakota, most notably the revision and updating of the state's criminal code, and judicial decisions, have had an effect on the operation and administration of the state's corrections system; and

WHEREAS, a study of the corrections system would be a natural follow-up to the revision of the criminal code; and

WHEREAS, the inmate population at the State Penitentiary has increased significantly over the past year, causing additional administrative burdens on the state's corrections system; and

WHEREAS, the functions, funding, responsibilities, structure, and operation of the corrections system in North Dakota, viewed not only as a separate system, but also as an integral part of the whole criminal justice system, has never received a comprehensive study; and

WHEREAS, there is a lack of any uniform standards within the corrections system, and a lack of any means to enforce or implement such standards should they exist; and

WHEREAS, funding for the system is split among the state, counties, and cities, thus preventing any effective planning and creating needless duplication; and

WHEREAS, the lack of accurate statistics and information about the corrections system on the state, county, and city levels makes it impossible to plan effectively for future needs of the system; and

WHEREAS, one of the glaring deficiencies of the corrections system at present is the lack of alternatives to incarceration on either the state or local level;

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

That the Legislative Council is hereby directed to conduct a comprehensive study of the functions, responsibilities, funding, facilities, structure, operation, and administration of all levels of the state's corrections system, including not only the system itself, but also its role in the overall criminal justice system. In conducting this study, the Council shall include on its committee persons representing sheriffs, chiefs of police, county commissioners, city commissioners or councilmen, district court judges, and at least one expert on, but not an employee of, the criminal justice system in North Dakota, as well as any other individuals the Council believes would assist in the study. Provisions shall be made to hear testimony of present and former prisoners, probationers, and others involved in the criminal justice system; and

BE IT FURTHER RESOLVED, that the Legislative Council submit its report and recommendations, together with any legislation required to carry out its recommendations, to the Forty-sixth Legislative Assembly.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3028
(Schindler, Langley, B. Larson, Rau)

HARMFUL BIRD DESTRUCTION URGED

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.

WHEREAS, blackbirds, grackles, and cowbirds destroy thousands of dollarsworth of sunflowers in North Dakota each year; and

WHEREAS, the production of sunflowers and sunflower seeds is a necessary and increasingly important part of the economy of this state; and

WHEREAS, certain blackbirds, grackles, and cowbirds are federally protected birds under the terms of the Convention for the Protection of Migratory Birds and Mammals proclaimed by the President of the United States on March 15, 1937; and

WHEREAS, such birds are classed as harmful wild birds under the laws of North Dakota, but may not be hunted because of federal protection; and

WHEREAS, only limited and generally ineffective methods of poisoning harmful birds are allowed by the Environmental Protection Agency; and

WHEREAS, retaining certain blackbirds, grackles, and cowbirds on the federally protected list, thus preventing their hunting or effective control, causes more harm than benefit to the environment;

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

That the President of the United States is respectfully urged to seek an amendment to the Convention for the Protection of Migratory Birds and Mammals, existing between the governments of the United States and Mexico, and proclaimed by the President on March 15, 1937; and

BE IT FURTHER RESOLVED, that such amendment should exclude from the treaty the following birds of the family Icteridae: Red-

Winged Blackbird (*Agelaius Phoeniceus*), Yellow-Headed Blackbird (*Xanthocephalus Xanthocephalus*), Brewer's Blackbird (*Euphagus Cyanocephalus*), Rusty Blackbird (*Euphagus Carolinus*), Common Grackle (*Quiscalus Quiscalus*), and Brown-Headed Cowbird (*Molothrus Ater*); and

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

BE IT FURTHER RESOLVED, that the President and the Congress are respectfully urged to allow, through the Environmental Protection Agency, more effective methods of controlling these harmful birds; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the President of the United States, the director of the Environmental Protection Agency, Department of the Interior, and each member of the North Dakota Congressional Delegation.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3030
(Erickson, Weber, Hill, Nicholas)

CONSTRUCTION OF LOCKS AND DAM 26
SUPPORTED

A concurrent resolution supporting the expeditious reconstruction of Locks and Dam 26 on the Mississippi River at Alton, Illinois.

WHEREAS, North Dakota's present and future economic strength is dependent upon the prosperity of the state's agricultural economy; and

WHEREAS, agriculture generates about 75 percent of North Dakota's new wealth annually; and

WHEREAS, small grains produce about 60 percent of North Dakota's farm income annually, with hard red spring and durum wheat accounting for about 50 percent of the total; and

WHEREAS, North Dakota producers market about 25 percent of their hard red spring and durum wheat production through the Minneapolis-St. Paul terminal markets, which accounts for 59 percent of the total handled by those markets; and

WHEREAS, 61 percent of the wheat moving into the Minneapolis-St. Paul terminal markets moves outward therefrom by barge on the Mississippi River; and

WHEREAS, the prices received by North Dakota producers for hard red spring and durum wheat are reduced as transportation charges to the ultimate market for that grain is increased; and

WHEREAS, barge transportation is less expensive than other modes of transporting grains; and

WHEREAS, the production of small grains is dependent upon the availability of farm inputs such as petroleum and fertilizer which move by barge through the locks of the Mississippi River; and

WHEREAS, barge transportation is dependent upon an efficient and dependable lock system on the Mississippi River; and

WHEREAS, the physical condition of Locks and Dam 26 on the Mississippi River, located at Alton, Illinois, is hindering the efficient movement of barge traffic on the river system; and

WHEREAS, the U.S. Army Corps of Engineers has developed a plan to replace Locks and Dam 26;

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 the President and the Congress of the United States of America to provide for the expeditious replacement of Locks and Dam 26 on the Mississippi River at Alton, Illinois; and

BE IT FURTHER RESOLVED, that Senators Milton R. Young and Quentin N. Burdick and Congressman Mark Andrews are urged to take a leadership role in the introduction of appropriate legislation into the Congress of the United States to provide for such expeditious replacement of Locks and Dam 26; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the President of the United States, the Speaker of the U.S. House of Representatives, the President of the U.S. Senate, and the North Dakota Congressional Delegation.

Filed March 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3032
(Strinden, Backes)GARRISON DIVERSION LEGISLATIVE
COMMITTEE CREATED

A concurrent resolution to create a 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

WHEREAS, it is evident there is going to be a great deal of activity concerning the Garrison diversion project during the next interim; and

WHEREAS, the Legislature has a responsibility to the citizens of North Dakota to represent them and the legislative branch of government with respect to all activities concerning Garrison diversion; and

WHEREAS, it is very possible there will be a need for North Dakota legislators to meet with legislators and other officials from neighboring states and Canada; and

WHEREAS, there also appears to be a great possibility that legislative contact with various federal officials will be necessary during the interim, including meetings and consultations with congressmen and congressional committees or subcommittees;

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

That a special Garrison diversion legislative oversight committee be immediately created to consist of the floor leaders and their assistants from the House and the Senate of the 1977 Legislative Assembly, that they elect a chairman, and that they be charged with the responsibility of legislative oversight of the Garrison diversion project through November 30, 1978, which is the end of the upcoming interim period; and

BE IT FURTHER RESOLVED, that the Forty-fifth Legislative Assembly increase the Legislative Council's budget to cover any

expenses, including staff services, that might be incurred by this special committee in carrying out its duties during the interim, with the understanding that this committee need not meet on a regular basis, and the further understanding that the committee as a whole need not be present at every related function or meeting; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to North Dakota's congressional delegation, to Secretary of the Interior Cecil Andrus, to Bureau of Reclamation Project Director Warren Jamison in Bismarck, to Governor Arthur Link, to the State Water Commission, to the Garrison Conservancy District, and to Attorney General Allen Olson.

Filed February 28, 1977

HOUSE CONCURRENT RESOLUTION NO. 3033
(Vander Vorst)AMENDMENTS OF OCCUPATIONAL SAFETY AND
HEALTH ACT URGED

A concurrent resolution urging Congress to amend the Federal Occupational Safety and Health Act.

WHEREAS, the Federal Occupational Safety and Health Act was enacted by Congress to ensure the health and safety of employees in their work; and

WHEREAS, the Act was not enacted to catch the employer off guard or to punish the employer for unintentional oversights; and

WHEREAS, as now administered, the Federal Occupational Safety and Health Act works an undue and unreasonable hardship on employers by allowing an administrative fine to be levied for infractions found on the first inspection; and

WHEREAS, the Act presently allows unannounced inspections of an employer's premises, thus working an unreasonable hardship on an employer;

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

That the United States Congress be urged to amend the Federal Occupational Safety and Health Act to provide that no administrative fine can be levied on the first field inspection of working conditions where no eminent danger charge had been filed; and

BE IT FURTHER RESOLVED, that the Act be amended to allow a fifteen-day grace period to correct any infractions found on subsequent inspections before a fine can be levied against the employer where no eminent danger charge had been filed; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to each member of the North Dakota Congressional Delegation.

Filed March 18, 1977

HOUSE CONCURRENT RESOLUTION NO. 3034
(Marsden, Gackle, Rued, Thorsgard, Timm)

TAFT-HARTLEY 14B RETENTION URGED

A concurrent resolution urging Congress to retain Section 14(b) of the Taft-Hartley Act.

WHEREAS, the public policy of the State of North Dakota is established by its Constitution and statutes to protect the employee in his right to work free from any interference, restraint, or coercion either by the employer or by a labor organization; and

WHEREAS, the people of North Dakota, when the issue has been referred to them, have overwhelmingly upheld Section 23 of the North Dakota Constitution and Section 34-01-14 of the North Dakota Century Code, commonly known as the "North Dakota Right to Work Law"; and

WHEREAS, since approval of this law North Dakota and its people have benefited from a minimum of labor unrest and discord because each person is guaranteed free choice of holding membership in a labor union or electing not to become a member of such; and

WHEREAS, the Congress of the United States is now being urged to consider proposed legislation to repeal Section 14(b) of the Taft-Hartley Act, which would preempt Section 23 of the North Dakota Constitution and Section 34-01-14 of the North Dakota Century Code; and

WHEREAS, no national policy exists that would warrant this unjust intrusion upon the right of North Dakota and its citizens to prohibit compulsory membership in labor organizations;

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

That Congress and the President be urged to maintain Section 14(b) of the Taft-Hartley Act as a part of this nation's labor law; and

BE IT FURTHER RESOLVED, that copies of this resolution be transmitted by the Secretary of State to the President of the United States, the Majority and Minority Leaders of the United States Senate, the Speaker and the Majority and Minority Leaders of the United States House of Representatives; and to North Dakota's Congressional Delegation.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3035
(Strinden)NORTH DAKOTA HIGH SCHOOL HOCKEY FLAG
DESIGNATED

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 "Flickertails" 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.

Filed February 28, 1977

HOUSE CONCURRENT RESOLUTION NO. 3037
(Knudson)

EDUCATIONAL FINANCE STUDY

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.

WHEREAS, North Dakota has had a formalized State Foundation Program for elementary and secondary education since 1959; and

WHEREAS, population shifts and school district reorganization have resulted in major changes in the patterns of expenditures of public funds for elementary and secondary schools since that time; and

WHEREAS, changing times have resulted in changes in educational programs and curriculums, with increased emphasis on special programs, summer sessions, and transportation, all of which have resulted in the placing of a greater burden upon the educational dollar; and

WHEREAS, recent court decisions have focused attention on the fact that the state has an obligation to provide an equal educational opportunity for all students; and

WHEREAS, changes in school districts and programs in recent years, together with the fact that expenditures for schools continue to accelerate, call attention to the need for a continuing study of educational finance in North Dakota in order to assure the citizens of this state the maximum return on their investment for education; and

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

WHEREAS, the Department of Health, Education, and Welfare has made available a grant to study educational finance in North Dakota during the 1977-79 biennium;

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

That the Legislative Council, with the assistance of the Superintendent of Public Instruction, is hereby directed to study the entire field of the financing of elementary and secondary schools in North Dakota, with emphasis upon the Foundation Program, the effect of various tax sources on school districts, school transportation costs, costs of summer sessions and the relationship and impact of such programs on Foundation Program payments, and the methods of accounting and reporting used by the various schools and school districts; and

BE IT FURTHER RESOLVED, that the Legislative Council make its report and recommendations to the Forty-sixth Legislative Assembly, together with any legislation required to carry out such recommendations.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3038
(Rylance, Eagles, Kelly, Martinson)

FEDERAL BUILDING COMPLIANCE WITH LOCAL REGULATIONS URGED

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.

WHEREAS, Henry David Thoreau often used the quote, "That government is best which governs least"; and

WHEREAS, the federal government, in its policies regarding the construction of federal buildings in local political subdivisions, has certainly not been following Thoreau's advice, or anyone else's for that matter; and

WHEREAS, the federal government has seen fit to ignore and often blatantly flout local zoning ordinances, building codes, and similar health and safety codes such as electrical and plumbing codes; and

WHEREAS, an oft abused example of this is the refusal of federal buildings to provide enough parking space for the public and its own employees, despite the fact that many local zoning ordinances in North Dakota require, for example, at least one available parking space for each 400 square feet of office area, with this not to include space for federal vehicles; and

WHEREAS, North Dakota officials and citizens have felt like Don Quixote and his loyal Sancho in tilting against the unstoppable windmills of the federal bureaucracy; and

WHEREAS, North Dakotans believe just as Quixote said that, "You are a King by your own Fireside, as much as any Monarch on his Throne", so should the state and its political subdivisions be kings in their own domain and be able to enforce the zoning ordinances and building codes their citizens have decided are best suited and most needed for their particular locality, regardless of whether the builder is a local contractor or the federal government; and

WHEREAS, this would impose no hardships on the federal government, and in fact would go a long ways toward dispelling the appearance of cold and haughty arrogance which so often seems to characterize the federal government's blunt refusals to comply with these local regulations; and

WHEREAS, this appears to be an area in which federal-state relations could be immeasurably improved with very little trouble;

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 go on record as strongly urging Congress and the appropriate federal agencies to take immediate action to require all federal building projects to comply with local zoning ordinances, building codes, and similar health and safety regulations unless good cause can be shown why this is not feasible or possible; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the North Dakota Congressional Delegation; the chairmen of the Public Works Subcommittees of the United States Senate and United States House of Representatives; the chairmen of the House and Senate Public Works Committees; to the Special Assistant to the President, Jack Watson; to the Council of State Governments and the National Conference of State Legislatures; to the North Dakota League of Cities; to the Administrator of the General Services Administration; and to the General Services Administration Director in North Dakota; and

BE IT FURTHER RESOLVED, that this resolution be known as "Forrest's Revenge".

Filed March 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3039
(Berg, Nicholas, Mertens, Richard, Weber)

SOIL CONSERVATION SERVICE LANDOWNER ASSISTANCE URGED

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.

WHEREAS, the Soil Conservation Service is restricted or prevented under the terms contained in Section 16a of PL 87-732 from giving technical assistance to landowners of the state of North Dakota in farm drainage and drainage projects; and

WHEREAS, such restrictions on furnishing of technical assistance by the Soil Conservation Service have not resulted in any less land being drained or in any preservation of wetlands; and

WHEREAS, such policy in withholding technical assistance to landowners and other applicants in North Dakota has resulted in less effective use of lands and other natural resources of North Dakota, and has also resulted in considerable detriment to lands and natural resources of North Dakota;

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 President of the United States and the United States Congress to declare that it is the policy of the United States government to permit the United States Soil Conservation Service to give technical assistance to all applicant landowners and other persons involved with drainage of Class I and II wetlands as shall be within the means of the Soil Conservation Service and as shall be determined by the Soil Conservation Service after giving consideration to the development of the nation's land and the conservation of its natural resources; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the President of the United States, the chairmen of the Senate and House Committees on Agriculture, and the North Dakota Congressional Delegation.

Filed April 11, 1977

HOUSE CONCURRENT RESOLUTION NO. 3040
(Solberg)

MR. AND MRS. DALE HAWK THANKED FOR
GIFT TO STATE

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.

WHEREAS, Mr. and Mrs. Dale Hawk of Wolford, North Dakota, have assembled a unique and valuable collection of early farm machinery, implements, and other items of historical and cultural value; and

WHEREAS, Mr. Hawk has initiated a personal effort to restore many of these farm implements, autos, and items to their original condition, and place them in operating order; and

WHEREAS, many of the items are not duplicated in collections currently under ownership by the State of North Dakota; and

WHEREAS, Mr. and Mrs. Hawk are anxious to have the collection become the property of the State Historical Board of the State of North Dakota, along with the farmstead; and

WHEREAS, the Hawks have established the Dale Hawk Foundation to manage their estate, including farm and land adjacent to the farmstead, and through the Foundation to provide funds to help maintain and improve the Hawk collection; and

WHEREAS, the Hawk collection and farmstead offer a unique opportunity to preserve and interpret agriculture in North Dakota in a living farm setting; and

WHEREAS, the Legislative Assembly of North Dakota should acknowledge and review the nature of this major gift 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 acknowledges and approves of this act on the part of Mr. and Mrs. Dale Hawk and expresses their gratitude for this generous gift through this legislative act; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent by the Secretary of State to Mr. and Mrs. Hawk.

Filed March 10, 1977

HOUSE CONCURRENT RESOLUTION NO. 3041
(McCaffrey, Meiers, Tinjum, Meyer, Olson)

TEACHERS' INDIAN EDUCATION REQUIREMENT SUPPORTED

A concurrent resolution urging support for the adoption of a teachers' Indian education requirement for certification.

WHEREAS, the Indian people of North Dakota are historically its first citizens and continue to be an integral part of the state's population and culture; and

WHEREAS, Indian children constitute 7,000 of the state's total elementary and secondary school enrollment; and

WHEREAS, there is no North Dakota Indian studies requirement in the teacher preparation courses in the institutions of higher education in the state; and

WHEREAS, the majority of non-Indian teachers are unaware of the cultural, psychological, sociological, and economic differences and needs of their Indian students; and

WHEREAS, a minimum requirement of at least three semester hours, or its equivalent, of North Dakota Indian studies, with an emphasis on contemporary situations and issues, would aid in fulfilling the necessity for an Indian teachers' education requirement; and

WHEREAS, this requirement could be achieved through programs administered by nonprofit Indian corporations in cooperation with North Dakota institutions of higher education, or the institutions themselves;

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

That the Teachers' Professional Practice Commission, pursuant to Section 15-38-18 and after research and cooperation with involved and interested agencies and individuals, adopt a standard providing a minimum of at least three semester hours, or its equivalent, of North Dakota Indian studies for certification for the state's elementary and secondary teachers; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the Superintendent of Public Instruction and the Commissioner of Higher Education.

Filed March 18, 1977

HOUSE CONCURRENT RESOLUTION NO. 3042
(Meiers, Tinjum)

NORTH DAKOTA COLLEGE ATHLETE OF THE YEAR CONGRATULATED

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 runners-up 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.

Filed February 28, 1977

HOUSE CONCURRENT RESOLUTION NO. 3044
(Lundene, Wentz)OLDER AMERICAN INDIAN NEEDS
AWARENESS URGED

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; and

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.

Filed February 28, 1977

HOUSE CONCURRENT RESOLUTION NO. 3048
(Conmy, A. Hausauer, Martinson, Mund, Wagner)

MARY COLLEGE LEGISLATIVE GUIDES PROGRAM COMMENDED

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; and

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.

Filed February 28, 1977

HOUSE CONCURRENT RESOLUTION NO. 3049
(Vander Vorst)**BEEF IMPORT RESTRICTIONS URGED**

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.

WHEREAS, the United States is one of the world's largest beef producers, producing beef of a superior quality at a reasonable cost to American consumers; and

WHEREAS, it is necessary for the United States to protect itself from an overabundance of low quality beef imported from other beef-producing nations in order to continue production of the quality and quantity of beef this country has come to expect; and

WHEREAS, the beef industry in the United States has suffered from spiraling costs related to beef production and from a decrease in the sales price for live cattle causing many beef producers to leave the beef industry; and

WHEREAS, it is necessary that drastic measures be taken so that the United States can maintain a healthy beef industry capable of producing an adequate supply of the high quality beef expected in this country;

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

That the President of the United States is respectfully urged to exercise his authority to limit the quantity of foreign beef allowed to be imported into and distributed within this country in competition with domestic cattle production; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the President of the United States, the Secretary of Agriculture, the United States Secretary of State, and to the North Dakota Congressional Delegation.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3051
(O'Shea)

COAL DEVELOPMENT TRANSPORTATION IMPACT FUNDING URGED

A concurrent resolution urging the United States Congress to provide impact funding for transportation-related impact resulting from coal development.

WHEREAS, presently there are eight coal trains per day transporting coal mined in Montana across the Burlington Northern main line; and

WHEREAS, the number of such coal trains crossing the Burlington Northern main line is projected to substantially increase; and

WHEREAS, only five percent of the coal presently transported is mined in North Dakota; and

WHEREAS, the Burlington Northern main line passes through a substantial number of North Dakota municipalities; and

WHEREAS, the length of the coal trains and the frequency of their traffic has created serious problems in traffic flow for North Dakota municipalities; and

WHEREAS, funding from the North Dakota Coal Impact Office is presently unavailable to municipalities to deal with transportation problems; and

WHEREAS, it is undesirable to divert coal impact funding to North Dakota municipalities solely or mostly affected by coal train impact; and

WHEREAS, the transportation problems caused by the coal train traffic is in actuality one affecting interstate commerce, as the Burlington Northern main line also passes through Montana, Minnesota, and Wisconsin; and

WHEREAS, the transportation of coal is necessary to help alleviate a national energy crisis;

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 urge the Congress of the United States to provide impact funding for cities experiencing traffic flow problems resulting from the transportation of coal on the Burlington Northern main line; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the President of the United States, the Secretary of the Department of Transportation, the Director of the Federal Energy Administration, and to each member of the North Dakota Congressional Delegation.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3052
(Fleming, Mushik, Murphy, Hickle, Nordby)

REGIONAL VETERINARY EDUCATION SYSTEM CONSULTATION

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.

WHEREAS, a need for veterinary medical educational opportunities and improved veterinary services exists in the State of North Dakota; and

WHEREAS, the present system of meeting these needs through contracting is tenuous with respect to the future; and

WHEREAS, a regional approach to meeting these needs is most feasible; and

WHEREAS, the Old West Regional Commission is providing the necessary planning funds to develop the details for a viable regional plan;

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

That the Legislative Assembly expresses its support for the development of a regional system, either with existing veterinary schools or by developing a new school for the states of Nebraska, North Dakota, Montana, South Dakota, and Wyoming, or any combination thereof, and encourages members of the Old West Regional Commission to proceed with the necessary detailed planning so that the specific proposal can be reviewed by the respective legislatures; and

BE IT FURTHER RESOLVED, that the Legislative Council is directed to consult with the Old West Regional Commission in the development of any plans for a veterinary educational system to be established within the Old West Regional area; and

BE IT FURTHER RESOLVED, that the Legislative Assembly extends whatever cooperation may be required to bring about the development of a veterinary educational system and requests the Governor's support of this cooperative effort; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to Governor Arthur A. Link, and to Mr. Warren C. Wood and Governor Ed Herschler of Wyoming, the federal and state cochairmen for the Old West Regional commission.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3054
(Metz, Rau, Marsden, G. Larson, Meyer)

NATIONAL WILDLIFE REFUGE LAND VALUE AND IN LIEU TAX CHANGES URGED

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.

WHEREAS, the United States Government has established a fund in which all revenues from the sale of various products and leases incidental to the operation and management of the National Wildlife Refuge System are deposited each fiscal year (16 U.S.C. 715s(a)); and

WHEREAS, the Secretary of the Interior annually pays from such fund to each county in a state in which National Wildlife Refuge System areas are situated, for the benefit of public schools and roads, either (a) three-fourths of one percent of the adjusted cost of the areas, exclusive of improvements after acquisition, redetermined at five-year intervals, or (b) twenty-five percent of the net receipts collected from such lands in a particular area, whichever is greater (16 U.S.C. 715s(c) (2)); and

WHEREAS, the State of North Dakota assesses all real property subject to taxation every two years (Section 57-02-11(1), NDCC) based upon its value including all taxable structures and improvements, but excluding the value of growing crops (Section 57-02-27, NDCC); and

WHEREAS, the North Dakota State Game and Fish Department is assessed and required to make in lieu of tax payments to each county in which it owns land in the same manner as each private landowner owning similar land, except that improvements are not considered in such valuation (Section 57-02.1-03, NDCC); and

WHEREAS, the federal government does not pay an equitable amount in comparison with the private landowner and the North Dakota State Game and Fish Department for impacts caused by the National Wildlife Refuge System on the soils, topography and natural features, water, air, vegetation, and social and economic conditions of a county; and

WHEREAS, an estimated two million acres of land in the National

Wildlife Refuge System could support farming, and nonuse of those acres has an economic impact on farm and ranch neighbors of certain refuges, especially in the north central states; and

WHEREAS, by location and nature, some refuges create crop depredation problems for neighboring farmers and ranchers;

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

That the Congress of the United States is respectfully urged 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 taxes formula for payments to state counties correspond with a state's land value assessment period and in lieu of tax payment formula for the North Dakota State Game and Fish Department so that annual federal payments shall equal payments by the State Game and Fish Department on land of comparable value in a county; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Merchant Marine and Fisheries Committee of the United States House of Representatives, to the Commerce Committee of the United States Senate, to the Secretary of the Interior, and to the North Dakota Congressional Delegation.

Filed March 18, 1977

HOUSE CONCURRENT RESOLUTION NO. 3057
(Gerl, Strinden, Backes)

**OIL COMPANY DIVESTITURE LEGISLATION
REJECTION URGED**

A concurrent resolution urging Congress to reject legislation providing for the vertical and horizontal divestiture of American oil companies.

WHEREAS, legislation has been introduced in the United States Congress to provide for vertical and horizontal divestiture of American oil companies; and

WHEREAS, such legislation would restrict oil companies to operating in only one functional sector of the petroleum industry, such as production, transportation, or refining, and would prohibit oil companies from developing other energy sources; and

WHEREAS, a strong and productive domestic petroleum industry is vital if the United States is to develop energy self-sufficiency and reduce the increasing dependence upon foreign oil imports which amounted to over 40 percent of the United States domestic crude oil needs during 1976; and

WHEREAS, the growing reliance upon foreign oil imports is strengthening the power of oil-producing nations who are members of the Organization of Petroleum Exporting Countries (OPEC) and making the United States increasingly vulnerable to another oil embargo similar to the 1973-74 embargo which caused severe shortages and long lines of motorists at service stations; and

WHEREAS, divestiture legislation will neither add to our domestic petroleum supplies nor reduce our dependence on foreign oil imports, but will rather deprive United States oil companies of the benefits of vertical and horizontal integration; and

WHEREAS, vertical integration enables oil companies to operate more efficiently and economically in finding and producing oil and moving it to the consumer in addition to allowing for more efficient and flexible controls over supply, distribution, and cost of crude oil and petroleum products, which benefits the consumer with regard to both cost and availability of products; and

WHEREAS, horizontal integration enables oil companies to utilize their expertise, technology, and financial resources in the development of non-oil energy sources which must be accelerated to meet future growth in domestic energy demand; and

WHEREAS, prohibiting oil companies from contributing capital and expertise to the development of non-oil energy sources will severely delay the development of such sources and worsen existing energy problems; and

WHEREAS, no evidence has been provided by the proponents of this legislation that divestiture will be in the best interests of the consumer, the economy, or the national security of this nation;

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 United States Congress to reject legislation providing for the vertical and horizontal divestiture of oil companies as being contrary to the national interest; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the President of the Senate, the Speaker of the House of Representatives, and the North Dakota Congressional Delegation.

Filed March 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3058
(Gunderson, Nicholas, Laughlin, Powers, Benedict)

CONFERENCE OF CHURCHES COMMENDED

A concurrent resolution commending the North Dakota Conference of Churches for its sponsorship of the North Dakota Harvest for Hunger.

WHEREAS, North Dakota is a state blessed with plentiful agricultural and natural resources; and

WHEREAS, North Dakotans have concern for persons in areas of the world who have too little to eat; and

WHEREAS, the 1975 Legislative Assembly passed House Concurrent Resolution No. 3008, introduced by Representative Eliot Glassheim of Grand Forks, which called upon the United States Congress to provide funds to feed starving people; and

WHEREAS, the North Dakota Conference of Churches acted upon this concern of North Dakotans for their brothers and sisters by sponsoring the North Dakota Harvest for Hunger; and

WHEREAS, with the aid of the Christian Rural Overseas Program (Community Hunger Appeal), the North Dakota Harvest for Hunger has been instrumental in raising \$142,600.00 from North Dakotans to purchase and ship North Dakota commodities, including 1,192,000 pounds of North Dakota milled macaroni flour for use in food-for-work programs in Brazil and two 100,000-pound carloads of pinto beans from the Mayville elevator for Haiti and Honduras;

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 the North Dakota Conference of Churches for sponsoring the North Dakota Harvest for Hunger, and that a special commendation be given to Father William Fahnländer, Chairman of the North Dakota Harvest for Hunger; the Reverend Roger Livdahl, the Christian Rural Overseas Program (Community Hunger Appeal) Director; the board of directors of the North Dakota Harvest for Hunger; the farmers and elevators in North Dakota who gave and collected commodities; and all those loyal North Dakotans who gave of their time, commodities, and money so the North Dakota Harvest for Hunger would be successful; and

BE IT FURTHER RESOLVED, that the Forty-fifth Legislative Assembly urge the North Dakota Harvest for Hunger to continue its work during the current biennium; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the executive director of the North Dakota Conference of Churches, the Minn-Kota area Christian Rural Overseas Program (Community Hunger Appeal) Director, and the chairman of the board of directors of the North Dakota Harvest for Hunger.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3059
(Vander Vorst, Schindler, Lang, Richter, Kretschmar, Mund)

HORSEHEAD FLATS-WINONA SEGMENT CONSTRUCTION URGED

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.

WHEREAS, the Department of the Interior through the Bureau of Reclamation is participating with the State of North Dakota through the State Water Commission in a feasibility study of the water needs and resources of the Apple Creek Unit of the Pick-Sloan Missouri River Basin program; and

WHEREAS, the feasibility study of the Horsehead Flats-Winona segment of the Apple Creek Unit has been completed; and

WHEREAS, that segment of the Apple Creek Unit is suffering severely from the lack of water for people, livestock, and land due to four consecutive years of progressively serious drought;

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 urge the Congress of the United States to authorize the Horsehead Flats-Winona segment for construction; and

BE IT FURTHER RESOLVED, that the Congress of the United States be requested to provide appropriations for design and preconstruction of the Horsehead Flats-Winona segment by the Department of the Interior through the Bureau of Reclamation in fiscal 1978; and

BE IT FURTHER RESOLVED, that the Congress of the United States appropriate adequate funds to the Department of the Interior for completion of the water need and resource feasibility study presently under way; 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 Secretary of the Interior.

Filed April 11, 1977

HOUSE CONCURRENT RESOLUTION NO. 3061
(Fleming)

INCREASED VEHICLE WEIGHT LIMITATIONS
URGED

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.

WHEREAS, the Ninety-third Congress of the United States enacted Public Law 93-643, which increased the overall gross weight of vehicles using the interstate highway system to 80,000 pounds; and

WHEREAS, the American Association of State Highway and Transportation Officials has established standards and criteria designed to implement the congressional intent as expressed in Public Law 93-643, relative to the gross weight of vehicles; and

WHEREAS, the increased gross vehicle weight permits the transportation of a greater net cargo without a proportionate increase in motor fuel consumption, allowing conservation of petroleum products as well as reducing the costs of transportation; and

WHEREAS, the cost of transportation for any product has a direct and immediate effect upon the price paid by the processor, the wholesaler, and the retailer, and is ultimately passed on in the price of the goods purchased by the consumer; and

WHEREAS, the State of North Dakota and its sister states of Montana and South Dakota have, through appropriate legislation, authorized the operation of vehicles at a gross weight of 80,000 pounds on certain designated highways, thereby facilitating interstate movement of traffic and expediting a free and low-cost flow of commerce; and

WHEREAS, the states of Minnesota, Wisconsin, Iowa, Illinois, and Missouri prohibit the operation of vehicles with a gross weight of 80,000 pounds upon their highways, which indirectly adds to the cost of marketing the agricultural products grown in North Dakota, and is an economic burden on industry which is plagued by high costs of operation and depressed market prices;

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 respectfully requests that the states of Minnesota, Wisconsin, Iowa, Illinois, and Missouri, through their legislative assemblies or by executive order, initiate the appropriate action whereby vehicles with a gross weight of 80,000 pounds would be allowed to operate on those highways designated by the proper official, and as provided by Public Law 93-643; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to the Governor, Speaker of the House, President of the Senate, and director of the Department of Transportation or Highways of the states of Minnesota, Wisconsin, Iowa, Illinois, and Missouri.

Filed March 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3063
(Schuett)

SPECIAL EDUCATION STUDY

A concurrent resolution directing a Legislative Council study of the organization and financing of special education.

WHEREAS, the Supreme Court of North Dakota has held "that failure to provide educational opportunity for handicapped children . . . is an unconstitutional violation of the (State Constitution)" in the case In Interest of G. H., 218 N.W.2d 441 (N.D. 1974); and

WHEREAS, Section 15-59-04 of the North Dakota Century Code requires school districts to provide special education to handicapped children and allows school districts to provide special education to gifted children; and

WHEREAS, during the previous biennium the state provided \$7.25 million in special education funds; and

WHEREAS, special education services may be provided by a school district or group of school districts, or by a county or multiple-county special education program, creating a complex interrelationship of organization, taxation, and financing; and

WHEREAS, present limitations upon taxation for special education programs may not permit the accurate reflection of cost factors;

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

That the Legislative Council be directed to conduct a study regarding the organization and financing of special education in the state. Such study shall include an examination of potential conflicts with federal regulations, the state-federal role in special education and related services and age limitations for special education. The Legislative Council shall make its recommendations, together with any legislation necessary to implement such recommendations, to the Forty-sixth Legislative Assembly.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3068
(Mertens, Scofield)

DRIVER LICENSING STUDY

A concurrent resolution directing a study by the Legislative Council on driver licensing in North Dakota.

WHEREAS, driver licensing and testing functions are now performed by both the North Dakota Highway Patrol and the driver's license division of the North Dakota Highway Department; and

WHEREAS, both the public and some governmental agencies are confused on where to procure certain driver licensing information; and

WHEREAS, consolidation of driver licensing responsibilities in one state agency could reduce the cost of the driver licensing function and could make it better understood by the public; and

WHEREAS, certain questions on the type and extent of written examinations for the acquisition and renewal of driver licenses are in need of resolution, especially as they relate to reciprocal agreements between states on driving privileges;

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

That the Legislative Council is hereby authorized and directed to conduct a study on driver licensing in this state, with emphasis on possible consolidation of the driver licensing functions into one state agency, and on the testing requirements for the acquisition and renewal of driver licenses; and

BE IT FURTHER RESOLVED, that the Legislative Council submit its report and recommendations, together with the legislation required to carry out the recommendations, to the Forty-sixth Legislative Assembly.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3073
(Swiontek, McCaffrey, Kretschmar)

SOLID WASTE RECYCLING STUDY

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.

WHEREAS, our society is experiencing shortages of energy and basic raw materials due to misuse and wasteful practices; and

WHEREAS, the citizens of this country generate over 3.5 billion tons of refuse each year, a large part of which is produced through the use of wasteful methods in the distribution of commercial products to the consumer; and

WHEREAS, common sense dictates that we must take steps to conserve the raw materials basic to our society and to our standard of living; and

WHEREAS, the technology already exists to convert our solid waste materials into a resource we can never use up; and

WHEREAS, the State of North Dakota would be acting in the best interests of its citizens to study and to enact laws that prevent problems of sanitation, damage to the environment, land use, and shortages of basic raw materials necessary to our economy and our standard of living; and

WHEREAS, the State Health Department will be able to conduct this study with no further appropriated state funds needed;

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

That the State Health Department is hereby authorized and directed to study economic incentives for the return, reuse, and recycling of packaging materials; to study standards for controlling the amount and the environmental quality of packaging; and to study methods of solid waste recycling and reuse; and

BE IT FURTHER RESOLVED, that the State Health Department study the feasibility of legislation that follows the concept of resource recovery, capturing and reprocessing materials in the waste stream so they can be reused rather than be permanently discarded; study methods of recycling material to return it to its original use as a raw material; and study methods of converting solids to energy by using waste as fuel or by recycling solids into new uses by chemical processes; and

BE IT FURTHER RESOLVED, that the State Health Department study the laws in effect in other states; and

BE IT FURTHER RESOLVED, that the State Health Department encourage the participation of the general public in their hearings; and

BE IT FURTHER RESOLVED, that the State Health Department may call upon all departments, agencies, institutions, and political subdivisions of the state for such aid, information, and assistance as it may deem necessary in carrying out such study and review; and

BE IT FURTHER RESOLVED, that the State Health Department make its report and recommendations, together with any legislation required to carry out such recommendations, to the Forty-sixth Legislative Assembly.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3081
(Mushik, Meiers)

HEALTH CARE PATIENTS RIGHTS STUDY

A concurrent resolution directing the Legislative Council to study the licensing of and the rights of patients in nursing homes and residential care facilities.

WHEREAS, the question of the care provided in health care facilities in North Dakota has been recently questioned; and

WHEREAS, the healthfulness of many such facilities has been investigated upon complaint; and

WHEREAS, the voting qualifications of some persons in health care facilities have brought election integrity into question; and

WHEREAS, patients and residents of health care facilities are often not aware of their rights to treatment and care; and

WHEREAS, the facilities in which the ill and the elderly are cared for are variously licensed by the state laboratories department, the state department of health, and the social service board;

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

That the Legislative Council is hereby directed and authorized to study the licensing requirements and procedures, and the care and treatment provided patients and residents of health care facilities, including methods of making residents aware of their rights, an ombudsman procedure for grievance investigation, and an evaluation of the licensing standards and procedures of the various state agencies involved; and

BE IT FURTHER RESOLVED, that the Legislative Council submit its report and recommendations, together with any legislation required to implement such recommendations, to the Forty-sixth Legislative Assembly.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3083
(Unhjem)

HEALTH DEPARTMENT STUDY

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.

WHEREAS, the responsibilities of the State Health Department have increased substantially in recent years because of environmental concern; and

WHEREAS, the department has requested an appropriation from the Legislative Assembly in excess of \$19 million for the next biennium; and

WHEREAS, the State Health Department has the authority to fund activities of comprehensive mental health centers; and

WHEREAS, in many instances comprehensive mental health centers have experienced a high level of administrative employee turnover; and

WHEREAS, the department has administrative control over the State Hospital; and

WHEREAS, the quality of care and treatment and the living environment of patients at the State Hospital should be of high quality; and

WHEREAS, the department is to provide services and assistance to improve and maintain the good health of the citizens of North Dakota, including assistance to local health districts; and

WHEREAS, the department may not be organized in the best manner possible to deliver the services required of it, or to be delivering those services in the most efficient and effective manner possible;

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

That the Legislative Council is hereby authorized and directed

to conduct a study of the organization of the State Health Department and the effectiveness of its management relationships to comprehensive mental health centers, local health districts, and the State Hospital.

In addition, the Legislative Council shall review the adequacy of treatment facilities and the living environment of the patients at the State Hospital. The Legislative Council shall present a report, along with accompanying legislation necessary to implement its recommendations, to the Forty-sixth Legislative Assembly; and

BE IT FURTHER RESOLVED, that the Legislative Council may seek such aid and assistance from public officials, interested citizens, and such other persons as it may deem necessary to assist in its review. The State Department of Health, comprehensive mental health centers, local health districts, and the State Hospital shall provide such aid and assistance to the Council as it may request.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3086
(Rylance, Strinden)

BOARDS AND COMMISSIONS DUTIES STUDY

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.

WHEREAS, in addition to occupational and professional licensing boards there are over 55 statutorily created boards, councils, committees, and commissions; and

WHEREAS, these boards, councils, committees, and commissions have varying requirements for membership selection and appointment, composition, and authority; and

WHEREAS, the duties and responsibilities of these various boards and commissions range from mere advisory to strong regulatory capabilities; and

WHEREAS, all boards, councils, committees, and commissions, whether merely advisory in nature or whether engaged in active regulation of any activity, should be responsive and receptive to the needs of the public;

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

That the Legislative Council is directed to conduct a study of the membership, duties, and responsibilities of all boards, committees, commissions, and councils, other than occupational and professional licensing boards. The study should include consideration of whether any of the boards, councils, committees, and commissions have overlapping powers and duties, whether any boards, councils, committees, and commissions should be eliminated or consolidated, whether each board, council, committee, and commission presently performs the functions for which it was originally created, and whether the membership of each board, council, committee, and commission is responsive to the people of the state; and

BE IT FURTHER RESOLVED, that the Legislative Council shall report its findings and recommendations, together with any legislation required to carry out its recommendations, to the Forty-sixth Legislative Assembly.

HOUSE CONCURRENT RESOLUTION NO. 3098
(Winkjer, Scofield)

WILLISTON BASKETBALL TEAMS COMMENDED

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.

Filed March 29, 1977

HOUSE CONCURRENT RESOLUTION NO. 3099
(Backes, Strinden, Kretschmar, Mushik)

LEGISLATIVE INTERNS COMMENDED

A concurrent resolution recognizing the value of the legislative internship program and commending its participants.

WHEREAS, the legislative intern program has been functioning as an integral part of the legislative process in the State of North Dakota since its inception in 1969; and

WHEREAS, the Forty-fifth Legislative Assembly continues to participate in this academic program whereby 18 outstanding young undergraduate, graduate, and law students enrolled at the University of North Dakota and North Dakota State University are selected by their parent institution to serve the political party caucuses, the standing committees of the House and Senate, and the Legislative Assembly in the capacity of legislative interns; and

WHEREAS, during the course of the session, the Legislative Assembly has recognized the academic value of the legislative internship program and the opportunity it affords to these young undergraduate, graduate, and law students to observe the legislative process, as well as the opportunity for the political party caucuses, the standing committees of the Senate and the House of Representatives, and the Legislative Assembly to avail themselves of the energy, talents, enthusiasm, and ability of the legislative interns; and

WHEREAS, the Forty-fifth Legislative Assembly is cognizant of the meritorious contribution and abilities of the legislative interns and the way in which they have conducted themselves, especially their courteous and respectful manner and ability to refrain from entering into the policymaking role in their association with the political party caucuses and the standing committees of the Legislative Assembly;

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

That the service performed by Verda Amundson, Lawrence Bender, Dorie Benesh, Steve Bolme, Charles Chapman, Michael Dwyer, Carl Flagstad, Dana Frey, Duane Gronhovd, Mary Heitkamp, Greg Hennessy, Mary Price, Jon Stevenson, Thomas Trenbeath, Gretchen Vaaler, Daniel Wentz, Doris Wilke, and Karen Wills as legislative interns for the Forty-fifth Legislative Assembly is hereby recognized, and that they be commended for the outstanding diligence, ability, talent,

enthusiasm, and courteousness that they have exhibited throughout all their association with the Legislative Assembly; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Chief Clerk of the House to the president of the University of North Dakota, the dean of the School of Law of the University of North Dakota, the chairman of the Department of Political Science at the University of North Dakota, the president of North Dakota State University, and to each of the 18 legislative interns.

Filed March 29, 1977

HOUSE CONCURRENT RESOLUTION NO. 3100
(Committee on Delayed Bills)
(At the request of Representative Solberg)

LEGISLATIVE RULES STUDY

A concurrent resolution directing the Legislative Council to study legislative rules.

WHEREAS, the workload of the Legislative Assembly increases every session; and

WHEREAS, the Legislative Assembly operates under rules established pursuant to the authority of Section 48 of the Constitution of the State of North Dakota; and

WHEREAS, the rules of procedure are in need of a constant review and updating if the Legislative Assembly is to properly perform its duties; and

WHEREAS, the need for review of legislative procedures is all the more important because of approval by the voters of amendments to Section 56 of the Constitution of the State of North Dakota which increased the number of days the Legislative Assembly may meet in regular session; and

WHEREAS, although there have been piecemeal changes in legislative rules there has not been a major overhaul of the rules for many years;

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

That the Legislative Council is directed to study the legislative rules, including the Senate Rules, House Rules, and Joint Rules, with emphasis upon finding methods of improving the legislative process, and such study shall include a review of the existing rules for the purpose of deleting obsolete provisions and clarifying the meaning of the rules. The Legislative Council shall report its findings and recommendations, along with any necessary legislation or rules proposals, to the Forty-sixth Legislative Assembly.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3101
(Committee on Delayed Bills)
(At the request of Representative Erickson)

SPEED LIMIT INCREASE URGED

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

WHEREAS, the states do not appreciate the arm-twisting federal sanction process of withholding highway funds for failing to require a 55 mile-per-hour speed limit, and many states have enacted laws which circumvent the 55 mile-per-hour limit by providing a nominal fine for speeding up to 70 miles per hour;

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 Congress of the United States to amend the Emergency Highway Energy Conservation Act to provide for a speed limit of 65 miles per hour; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the Secretary of the Department of Transportation, the chairmen of the Senate and House Committees on Public Works, and to the members of the North Dakota Congressional Delegation.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3102
(Committee on Delayed Bills)
(At the request of Representative Russell)

GRAIN MARKETING STUDY

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.

WHEREAS, the North Dakota Public Service Commission, under Section 6-02-03 of the North Dakota Century Code, has jurisdiction over public warehouses in this state including the handling, weighing, and storing of grain; and

WHEREAS, the North Dakota Public Service Commission, under subsection 7 of Section 60-02-09, is specifically precluded from providing bond protection for any person entering into deferred payment contracts with a public warehouseman; and

WHEREAS, because of certain events which have transpired in the recent past involving deferred payment contracts and the magnitude of the deferred payment contract transactions in North Dakota, there is concern that any legislation offered be in the best interests of all the parties to such a contract; and

WHEREAS, the North Dakota Public Service Commission has been unable to arrive at a concensus or formulate legislation which would be in the best interests of the parties; and

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;

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 directs the Legislative Council to conduct a study of deferred grain contracts, the jurisdiction of the 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

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

BE IT FURTHER RESOLVED, that the Legislative Council may appoint such nonlegislative members to aid in the study as it may deem necessary and appropriate; and

BE IT FURTHER RESOLVED, that the Legislative Council make its report and recommendations from this study to the Forty-sixth Legislative Assembly, together with any legislation required to carry out such recommendations.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3103
(Strinden, Backes)

MISSOURI RIVER DEVELOPMENT SUPPORTED

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.

Filed March 29, 1977

HOUSE CONCURRENT RESOLUTION NO. 3104
(Gerl, Mushik)

MANDAN WRESTLING TEAM CONGRATULATED

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 195 1/2 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 175 1/2 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 195 1/2 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.

Filed March 29, 1977

HOUSE CONCURRENT RESOLUTION NO. 3105
(Stenehjem, Unhjem)

UND BASKETBALL TEAM CONGRATULATED

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.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3106
(Committee on Delayed Bills)
(At the request of Representatives Lardy and Gengler)

DICKINSON STATE COLLEGE WRESTLER COMMENDED

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.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3107
(Committee on Delayed Bills)
(At the request of
Representatives Scofield, Erickson, Gunderson, Winkjer)

HIGHWAY USE RESTRICTIONS STUDY

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.

WHEREAS, commercial and industrial activities in North Dakota are frequently hampered in their transportation needs because of weight, size, speed, and other restrictions on the use of various highways in the state; and

WHEREAS, the restrictions on the use of highways are oftentimes conflicting and confusing because they may be imposed by different authorities in the state; and

WHEREAS, the highway use restrictions of North Dakota frequently conflict with those of surrounding states, which results in confusion and the likelihood of penalties for operating unlawful vehicles interstate; and

WHEREAS, when constructing new roadways in North Dakota, consideration should be given to the quality of the newly constructed roadways and their ability to carry large and heavy vehicles, as well as to the quantity of new roadways constructed; and

WHEREAS, overly protective highway use restrictions often result in economic loss to industry from high fuel and manpower costs; and

WHEREAS, political subdivisions are an important part of North Dakota's transportation system;

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

That the Legislative Council is hereby directed and authorized to conduct an interim study on highway use restrictions in the state. The study shall give special emphasis to the economic and

logistical impacts upon industry and commerce in North Dakota that result from weight, size, speed, and other restrictions, and to any trade-offs that might be made between highway use restrictions and the commercial and industrial benefits derived from free use of highways; and

BE IT FURTHER RESOLVED, that the Legislative Council shall conduct the study with the cooperation and assistance of any state agency, political subdivision, or federal agency and any individual or business entity concerned with or having an interest in highways and their restricted use; and

BE IT FURTHER RESOLVED, that the Legislative Council shall make its report and recommendations, together with any legislation required to carry out its recommendations, to the Forty-sixth Legislative Assembly.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3108
(Committee on Delayed Bills)
(At the request of Representatives Winkjer, Scofield)

FORT UNION FUR TRADING POST RESTORATION SUPPORTED

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.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3109
(Committee on Delayed Bills)
(At the request of Representatives Haugland,
Kermott, Lokken, Peterson, Rued, Timm, Walsh, Wentz)

SPORTSWRITER OF THE YEAR COMMENDED

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.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3110
(Committee on Delayed Bills)
(At the request of
Representatives Lundene, Rylance, Solberg, Haugland)

SORROW EXPRESSED ON DEATH OF AMERICAN INDIAN HISTORIAN

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 psychosomatic; 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.

Filed April 21, 1977

HOUSE CONCURRENT RESOLUTION NO. 3111
(Committee on Employment)
(Through the Delayed Bills Committee)

RETENTION OF LEGISLATIVE EMPLOYEES

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 work assignments are allocated equally among employees representing both political factions, and utilizing no more than 50 percent of the total aggregate man-days available. The Chief Clerk shall not terminate any House employees listed herein prior to termination of the entire body of House employees listed herein, unless such termination shall be first approved by the director of the legislative council. The Secretary of the Senate and the Chief Clerk of the House shall minimize the days allocated to the extent consistent with the completion of legislative work; and

BE IT FURTHER RESOLVED, that the employees in the above-named positions be paid their regular rates of pay as specified in House Concurrent Resolution No. 3019, and all of the above expenses are to be paid out of the appropriation to the Forty-fifth and Forty-sixth Legislative Assemblies and paid at the completion of said work, providing that payment shall not be authorized for more than the 200 man-days in the aggregate.

Filed April 21, 1977