

THIRD DAY

Bismarck, January 8, 1981

The house convened at 1:30 p.m., with Speaker Peterson presiding.

The prayer was offered by Winfred J. Stoerker, North Dakota Conference of Churches.

The roll was called and all members were present except Representatives Gorder and Kretschmar.

A quorum was declared by the Speaker.

Mr. Speaker Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Second Day

day and recommends that the same be corrected as follows:

On page 129, line 36, delete the third word "and" and insert in lieu thereof the word "the"

On page 137, line 52, after the word "Education." delete the remainder of the line.

On page 137, line 53, insert the following words: "Rep. Kingsbury and Tallackson introduced:"

And when so corrected recommends that the same be approved.

Burness Reed Chairman

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

REPORT OF PROCEDURAL COMMITTEES

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

- Skip Sjothun Assistant Chief Clerk
Janna Tjaden Bill Clerk
Lauren Harms Chief Stenographer and Payroll Clerk
Kitty Steidler Appropriations Committee Clerk

Andrea Perry Assistant Appropriations Committee Clerk
 Helen Soma Chief Committee Clerk
 Mary LaDuke Committee Clerk
 Eileen Schneider Committee Clerk
 Shirley Backman Committee Clerk
 Carol Laidlaw Committee Clerk
 Darlyne Clausnitzer Committee Clerk
 Bev Espeland Committee Clerk
 Sue Feland Committee Clerk
 Gwyn Herman Committee Clerk
 Deborah Feland Committee Clerk
 Maude Grambs Assistant Committee Clerk
 Dorothy Peterson Assistant Committee Clerk
 Carol Olson Chief Page & Bill Book Clerk
 Skip Elefson Desk Page
 Barbara Larson Desk Page
 Robert Porter Desk Page
 Betty Perkins Secretary to the Speaker
 Mavis Patchen Secretary to the Majority Leader
 Anne Rowe Secretary to the Minority Leader
Jack Whereatt Deputy Sergeant-at-Arms
Edgar Beyers Assistant Sergeant-at-Arms
Brenda Shark Assistant Sergeant-at-Arms
William Harter Assistant Sergeant-at-Arms
Bjarne Hjelmstad Assistant Sergeant-at-Arms
Phyllis Connolly Assistant Sergeant-at-Arms
Eunice Anderson Information Desk Attendant
Evelyn Sholts Bill Room Clerk
Selmer Severinson Bill Room Clerk
Darlene Turitto Bill Room Clerk
Faye Caya Bill Room Clerk
Hazel Ludemann Journal Room Clerk
Lucy Miller Journal Room Clerk
Peggy Puetz Telephone Page
Flo Feland Chief Telephone Attendant
Julia Stromberg Telephone Attendant
Thelma Harvey Telephone Attendant

Betty Heinrich Telephone Attendant
 Curt Togstad Parking Lot Attendant
 Deborah Wood Stenographer
 Pat Johnson Stenographer
 Phyllis Johnson Stenographer
 Gayle Schwehr Stenographer
 Judy Hoffman Stenographer
 Eileen Giese Typist
 Sandra Eckert Typist
 Renae Doan Page and Bill Book Clerk
 Lori Heinsohn Page and Bill Book Clerk
 Carmen Thompson Page and Bill Book Clerk
 Tove Mandigo Page and Bill Book Clerk
 Milton Rue III Page and Bill Book Clerk
 Wade Strilcov Page and Bill Book Clerk
 Kelly Herald Page and Bill Book Clerk
 Jane Hougen Page and Bill Book Clerk
 Dorene Kainz Page and Bill Book Clerk
 Barbara DuBois Page and Bill Book Clerk
 Bonnie Dornbush..... Page and Bill Book Clerk
 Carolyn Blackburn Page and Bill Book Clerk
 Brad Fay Page and Bill Book Clerk
 Lenae Vetter Page and Bill Book Clerk
 Judy Tinjum Page and Bill Book Clerk
 Peter Strauss Page and Bill Book Clerk
 Hilda Knittel Journal Proofreader
 Carin Noriega Journal Proofreader
 Joe Emineth Janitor
 Melvin Nelson Janitor
 Gene Reynolds Janitor
 Steve Larson Janitor


 _____ Chairman

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

Speaker Peterson administered the Oath of Office to the employees as listed.

JOURNAL OF THE HOUSE

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on POLITICAL SUBDIVISIONS

to whom was referred HOUSE

Bill No. 1063, has had the same under consideration and recommends, by a vote of

Ayes, 16; Nays, 0; Absent, 0, that the same

do pass. do not pass. be placed on calendar without recommendation.

Lang Chairman
HOUSE Bill No. 1063 REP. LANG was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources

to whom was referred House

Bill No. 1144, has had the same under consideration and recommends, by a vote of

Ayes, 14; Nays, 0; Absent, 2, that the same

do pass. do not pass. be placed on calendar without recommendation.

RW Kloubec Chairman
House Rep. Kloubec Bill No. 1144 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Natural Resources

to whom was referred House

Bill No. 1147, has had the same under consideration and recommends, by a vote of

Ayes, 12; Nays, 3; Absent, 1, that the same

do pass. do not pass. be placed on calendar without recommendation.

RW Kloubec Chairman
House Rep. Kloubec Bill No. 1147 was placed on the 11th order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILLS

House Bill No. 1073. — A Bill for an Act to amend and reenact sections 26-01-11 and 26-07-05 of the North Dakota Century Code, relating to the tax on insurance premiums and the filing date of an annual statement by insurance companies.
Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96 nays, 0; absent and not voting 4.

REGULAR SESSION			NORTH DAKOTA HOUSE OF REPRESENTATIVES						1981 LEGISLATURE		
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON, C. #7			● HOFFNER			● METZ			● THOMPSON		
● ANDERSON, R. #38			● HORGAN			● MEYER			● TIMM		
● BACKES			● HOUMANN			● MOORE			● UNHJEM		
● BERG	●		● HUGHES			● MOUM			● VANDER VORST		
● BERGER			● HUWE			● MURPHY			● VIG		
● BLACK			● JACOBSEN, R.			● MUSHIK			● WAGNER		
● BOYUM			● JACOBSON, I.			● NAGEL			● WALD		
● BROKAW			● KELLY			● NICHOLAS			● WENTZ		
● CONMY			● KENT			● OLAFSON			● WHALEN		
● CRABTREE			● KINGSBURY			● OLSEN			● ZIMBLEMAN		
● DICK			● KLOUBEC			● OLSON, A. #11					
● DIETZ			● KNUDSON			● OLSON, D. #13			● MR. SPEAKER		
● DOTZENROD			● KOLAND			● OPEDAHL					
● DuBORD			● KOSKI			● PELTIER					
● EAGLES			● KRETSCHMAR			● PETERSON					
● FREBORG			● KUCHERA			● POMEROY, E. #24					
● GATES			● LANG			● POMEROY, G. #42					
● GERL			● LARSON, B. #12			● REED					
● GOETZ			● LARSON, G. #29			● REITEN					
● GORDER	●		● LARSON, H. #7			● RETZER					
● GUNDERSON			● LIPSIEA			● RICE					
● GUNSCHE			● MARSDEN			● RICHARD					
● HANSON, L. #48			● MARTIN			● RICHIE					
● HANSON, O. #3			● MARTINSON			● RIEHL					
● HAUGLAND			● MATCHIE			● RUED					
● HAUSAUER, A. #49			● MATHENY			● SCHINDLER					
● HAUSAUER, R. #25			● MATTSOON			● SOLBERG					
● HEDSTROM			● MEIERS			● SORUM					
● HEIGAARD			● MELBY			● STRINDEN					
● HILL			● MERTENS			● SWONTEK					

So the bill passed and the title was agreed to.

House Bill No. 1085. — A Bill for an Act to amend and reenact sections 12-51-07 and 12.1-32-02 of the North Dakota Century Code, relating to prisoners eligible for commitment to the state farm and to sentencing alternatives.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98 nays, 0; absent and not voting 2.

REGULAR SESSION			NORTH DAKOTA HOUSE OF REPRESENTATIVES						1981 LEGISLATURE		
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON, C. #7			● HOFFNER			● METZ			● THOMPSON		
● ANDERSON, R. #38			● HORGAN			● MEYER			● TIMM		
● BACKES			● HOUMANN			● MOORE			● UNHJEM		
● BERG			● HUGHES			● MOUM			● VANDER VORST		
● BERGER			● HUWE			● MURPHY			● VIG		
● BLACK			● JACOBSEN, R.			● MUSHIK			● WAGNER		
● BOYUM			● JACOBSON, I.			● NAGEL			● WALD		
● BROKAW			● KELLY			● NICHOLAS			● WENTZ		
● CONMY			● KENT			● OLAFSON			● WHALEN		
● CRABTREE			● KINGSBURY			● OLSEN			● ZIMBLEMAN		
● DICK			● KLOUBEC			● OLSON, A. #11					
● DIETZ			● KNUDSON			● OLSON, D. #13			● MR. SPEAKER		
● DOTZENROD			● KOLAND			● OPEDAHL					
● DuBORD			● KOSKI			● PELTIER					
● EAGLES			● KRETSCHMAR			● PETERSON					
● FREBORG			● KUCHERA			● POMEROY, E. #24					
● GATES			● LANG			● POMEROY, G. #42					
● GERL			● LARSON, B. #12			● REED					
● GOETZ			● LARSON, G. #29			● REITEN					
● GORDER	●		● LARSON, H. #7			● RETZER					
● GUNDERSON			● LIPSIEA			● RICE					
● GUNSCHE			● MARSDEN			● RICHARD					
● HANSON, L. #48			● MARTIN			● RICHIE					
● HANSON, O. #3			● MARTINSON			● RIEHL					
● HAUGLAND			● MATCHIE			● RUED					
● HAUSAUER, A. #49			● MATHENY			● SCHINDLER					
● HAUSAUER, R. #25			● MATTSOON			● SOLBERG					
● HEDSTROM			● MEIERS			● SORUM					
● HEIGAARD			● MELBY			● STRINDEN					
● HILL			● MERTENS			● SWONTEK					

So the bill passed and the title was agreed to.

House Bill No. 1090. — A Bill for an Act to amend and reenact section 15-52-03 of the North Dakota Century Code, relating to the meetings of the medical center advisory council.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98 nays, 0; absent and not voting 2.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION			ROLL CALL						1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ANDERSON, C. #7			● HOFFNER			● HETZ			● THOMPSON		
● ANDERSON, R. #36			● HORGAN			● MEYER			● TIMM		
● BACKES			● HOLMANN			● MOORE			● UNHJEM		
● BERG	●		● HUGHES			● MOUM			● VANDER VORST		
● BERGER			● HUWE			● MURPHY			● VIG		
● BLACK			● JACOBSEN, R.			● MUSHIK			● WAGNER		
● BOYUM			● JACOBSON, I.			● NAGEL			● WALD		
● BROKAW			● KELLY			● NICHOLAS			● WENTZ		
● CONMY			● KENT			● OLAFSON			● WHALEN		
● CRABTREE			● KINGSBURY			● OLSEN			● ZIMBLEMAN		
● DICK			● KLOUBEC			● OLSON, A. #11					
● DIETZ			● KNUDSON			● OLSON, D. #13			● MR. SPEAKER		
● DOTZENROD			● KOLAND			● OPEDAHN					
● DuBORD			● KOSKI			● PELTIER					
● EAGLES			● KRETSCHMAR			● PETERSON					
● FREBORG			● KUCHERA			● POWEROY, E. #24					
● GATES			● LANG			● POWEROY, G. #42					
● GERL			● LARSON, B. #12			● REED					
● GOETZ			● LARSON, G. #29			● REIFEN					
● GORDER	●		● LARSON, H. #7			● RETZER					
● GUNDERSON			● LIPSIEA			● RICE					
● GUNSCHE			● MARSDEN			● RICHARD					
● HANSON, L. #48			● MARTIN			● RICHIE					
● HANSON, O. #1			● MARTINSON			● RIEHL					
● HAUGLAND			● MATCHIE			● RUED					
● HAUSAUER, A. #49			● MATHENY			● SCHINDLER					
● HAUSAUER, R. #25			● MATTSON			● SOLBERG					
● HEDSTROM			● MEIERS			● SORUM					
● HEIGAARD			● MELBY			● STRINDEN					
● HILL			● WERTENS			● SWIONTEK					

So the bill passed and the title was agreed to.

MOTIONS

Rep. Conmy moved that House Bill 1199 be returned to the House from the Committee on Judiciary and be rereferred to the Committee on Finance and Taxation, which motion prevailed.

Speaker Peterson announced that House Bill 1199 was rereferred to the Committee on Finance and Taxation.

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

Rep. Strinden moved that the House be on the ninth order of business and at the conclusion of the ninth order of business that the House stand adjourned until 12:30 p.m., January 9, 1981, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Conmy introduced:

House Bill No. 1214. — A Bill for an Act to create and enact a new section to chapter 6-06, a new section to chapter 6-08, and a new section to chapter 7-02 of the North Dakota Century Code, to require certain checks and drafts drawn on certain accounts held by credit unions, banks, and savings and loan associations to clearly display the month and year the account was opened; and to provide a penalty.

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

Rep. Conmy introduced:

House Bill No. 1215. — A Bill for an Act to create and enact a new subsection to section 12.1-30-02 and a new subsection to section 12.1-30-03 of the North Dakota Century Code, relating to personal property sales and business operations allowed on Sunday.

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

Rep. Conmy introduced:

House Bill No. 1216. — A Bill for an Act to create and enact new subsections to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code to provide exemptions from sales and use taxes for the sale of money.

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

Rep. Conmy introduced:

House Bill No. 1217. — A Bill for an Act to amend and reenact sections 53-04-03, 53-04-04, and 53-04-06 of the North Dakota Century Code, relating to the license requirements for amusement games or devices.

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

Rep. Black introduced:

House Bill No. 1218. — A Bill for an Act to provide candidate accountability by requiring the filing of statements of campaign contributions and expenditures by candidates and political committees, the audit of such statements; and to provide a penalty.

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

Rep. Black introduced:

House Bill No. 1219. — A Bill for an Act to amend and reenact sections 54-05.1-02, 54-05.1-03, 54-05.1-05, and 54-05.1-06 of the North Dakota Century Code, relating to the registration and activities of lobbyists.

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

Reps. Rued and Timm introduced:

House Bill No. 1220. — A Bill for an Act to create and enact a new subsection to section 39-06.1-06 of the North Dakota Century Code, relating to statutory fees for driving without liability insurance; and to amend and reenact paragraph 25 of subdivision a of subsection 3 of section 39-06.1-10 and section 39-08-20 of the North Dakota Century Code, increasing the number of points assessed for driving without liability insurance and prohibiting such driving.

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

Reps. Gorder and Kingsbury introduced:

House Bill No. 1221. — A Bill for an Act to amend and reenact sections 39-08-13, 39-08-14, and 39-16-03 of the North Dakota Century Code, relating to accident reports and accident report forms.

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

Reps. L. Hanson and S. Hoffner and Senator Tierney introduced:

House Bill No. 1222. — A Bill for an Act to amend and reenact section 15-38-04.1 of the North Dakota Century Code, relating to school holidays.

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

Reps. Koski and A. Hausauer introduced:

House Bill No. 1223. — A Bill for an Act to repeal subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to an exemption from sales tax of certain retail sales made to residents of adjoining states which do not have a sales tax and to residents of Canada.

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

Reps. Peltier and L. Hanson and Senator Grotberg introduced:

House Bill No. 1224. — A Bill for an Act to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to advertising requirements for purchases or rentals by counties of road machinery or improvements of highways.

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

FIRST READING OF
HOUSE CONCURRENT RESOLUTIONS

Rep. Kloubec introduced:

House Concurrent Resolution No. 3011 — A concurrent resolution for the amendment of section 2 of article III of the Constitution of the State of North Dakota, previously designated as section 2 of article 105 of the amendments to the Constitution prior to publication of the renumbered Constitution, relating to the contents of initiated measures.

Was read the first time and referred to the committee on Joint Constitutional Revision.

The House stood adjourned pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk