

JOURNAL OF THE HOUSE

Forty-eighth Legislative Assembly

\* \* \* \* \*

TWENTY-SEVENTH DAY

Bismarck, February 9, 1983

The House convened at 1:15 p.m., with Speaker Kelly presiding.

The prayer was offered by Rev. Don Drumm, Capitol Heights Baptist Church, Bismarck.

ROLL CALL

The roll was called and all members were present, except Representatives Knudson and Stofferahn.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

MADAM SPEAKER: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-sixth day and finds the same to be correct.

REP. LAUGHLIN, Chairman

REP. HAMERLIK MOVED that the report be adopted, which motion prevailed.

REMARKS

SPEAKER KELLY: Before the House proceeds with business today I would like to talk about a matter raised yesterday.

Yesterday, the Minority Leader, Representative Strinden, accused me of keeping the tally board open on a bill so members could change their votes. At the time I did not deign to comment on the charge because it was so ludicrous and unfair.

As Speaker, I owe it not only to the members of the House, but to myself to answer this charge. If it seemed like an unduly long time before I closed the tally board I regret that. It was not intentional.

In the first weeks of the session I stated that I would allow adequate time for the members to vote and that I would give them ample opportunity to change their votes. I think we are all entitled, including the speaker, time to reflect on our votes. I have afforded everyone this right.

The question before the House was not a partisan one, nor a policy one.

The Speaker fully intends to allow all members sufficient time to vote and also to change their vote. I will continue to adhere to this policy I established earlier in the session. I believe it serves the House well now and will in the future.

I ask that my remarks be printed in the House Journal.

#### POINT OF PERSONAL PRIVILEGE

REP. CONMY: Madam Speaker: I rise to a point of personal privilege and request that my remarks be printed in the Journal.

Madam Speaker, this body elected you unanimously. If your election were held this afternoon, this body would elect you unanimously.

Speaking for myself, for other members of the Republican Caucus, we did not look on Representative Strinden's remarks in any way as impugning your integrity.

Many of us have to be partisan at times. Many of us looked on the issue before the body yesterday, as one with partisan implications. The key was open, votes changed, the appearance to us was that you were consulting with Chief Clerk Fleming during the period. The appearance was given that someone was waiting for votes to change.

You've stated you had no devious purpose in mind. I accept that. The members of the Republican Caucus accept it, but I would ask you, Madam Speaker, to keep in mind that even the appearance of impropriety is as corrosive as an actual impropriety.

I left the building yesterday with one of our House employees and she stated to me, "Sometimes you all act like children who have missed their naps."

Madam Speaker, keep in mind the one hundred and five cranky children here in front of you and be aware that appearances can provoke us.

You are our friend and we love you. Thank you.

#### POINT OF PERSONAL PRIVILEGE

REP. STRINDEN: Madam Speaker: I rise to a point of personal privilege and request that my remarks be printed in the Journal.

Madam Speaker, members of the Assembly, I do believe a congratulations is in order today. We have a member who has served for several weeks while under personal pressure and with a cloud of uncertainty over him.

I would like the members of the Assembly to join me in congratulating Representative Mike Hamerlik on his election.

Representative Hamerlik, I think, has conducted himself in an exemplary way. He has been here under pressure. It has not always been comfortable for him and I commend him for the way in which he has handled this situation and congratulate him on his victory.

Madam Speaker, if I may, I would again take this opportunity to commend the members of the Democrat Caucus, the majority caucus, and the leadership of the Democrat Caucus. I commend you for handling this entire matter with a great deal of dignity and in a most responsible way. We on the Republican side of the House want you to know that we appreciate very much the way you handled this election contest and, of course, without gloating one bit we want to tell you that we are happy with the outcome.

#### POINT OF PERSONAL PRIVILEGE

REP. HAMERLIK: Madam Speaker: I rise to a point of personal privilege and request that my remarks be printed in the Journal.

I respond first with a simple thank you and to also commend and thank the members of this body for the way I have been treated. I have received many questions from the members of the press saying, "Have they treated you any differently than anybody else?", and I respond, "Well, I don't know how they treat everybody else, but I don't feel any different than anybody else."

I feel like I have been treated as a full voting member and I would like to thank Majority Leader Backes and the members of the House, all the members, for the way that this election and this confusion has been treated. Thank you.

#### SIGNING OF BILLS AND RESOLUTIONS

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

SCR 4024

CHARLES FLEMING, Chief Clerk

#### MESSAGES TO THE SENATE HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the House has passed unchanged:

SB 2186

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

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

HB 1097, HB 1224, HB 1312, HB 1315, HB 1319, HB 1332,  
HB 1364, HB 1420, HB 1429, HB 1434, HB 1435, HB 1442,  
HB 1444, HB 1445, HB 1446, HB 1456, HB 1466, HB 1509,  
HB 1552, HB 1559, HB 1587, HB 1604, HB 1636, HB 1700

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the Speaker has signed:

SCR 4024

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## MESSAGES FROM THE SENATE

## SENATE CHAMBER

MADAM SPEAKER: I have the honor to transmit herewith the following which the President has signed and your signature is respectfully requested:

SB 2193

Very respectfully,  
LEO LEIDHOLM, Secretary

## SENATE CHAMBER

MADAM SPEAKER: I have the honor to transmit herewith the following which the Senate has passed and your favorable consideration is requested on:

SB 2152, SB 2157, SB 2271, SB 2284, SB 2345, SB 2347,  
SB 2389, SB 2420, SB 2424, SB 2465, SB 2491, SCR 4025

Very respectfully,  
LEO LEIDHOLM, Secretary

## SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith the following which the Senate has passed unchanged:

HCR 3039

Very respectfully,  
LEO LEIDHOLM, Secretary

## REPORT OF STANDING COMMITTEE

MADAM SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1314 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 13, after the word "individual", insert a colon

On page 1, delete lines 14 through 18, and insert in lieu thereof:

- "a. Who has been determined eligible for the receipt of medical assistance under chapter 50-24.1, or who would be determined eligible but for the fact that the individual's available income, reduced by the cost of incurred medical expenses, exceeds the maximum amount allowed in establishing such eligibility, provided that the excess is no more than the maximum rate set under section 2 of this Act;
- b. Who has been determined by the department to have a medical need for services provided in a skilled or intermediate care facility; and
- c. Who is at least sixty-five years of age or disabled as defined by the rules of the department."

On page 1, line 20, delete the word "nonmedical"

On page 1, line 21, after the word "the", insert the word "spouse,"

On page 1, line 21, after the word "parent", insert a comma

On page 1, after line 22, insert:

- "6. "Remedial services" means those services, provided in a licensed boarding home for the aged and infirm, an adult foster care home, or a family home supervised by a county agency, which produce the maximum reduction of physical or mental disability and restoration of the eligible elderly or disabled person's best possible functional level."

On page 1, line 23, change the numeral "6" to the numeral "7"

On page 2, line 5, after the word "person", insert the words ", to the protective payee of such person,"

On page 2, line 6, after the word "providing", insert the word "remedial"

On page 2, line 7, after the period, insert the words: "If direct payment will cause a reduction in the amount of benefits, received by the eligible elderly or disabled person, through title XVI or title XIX of the Social Security Act, the county agency shall make any payment to the provider of the remedial services."

And renumber the lines and pages accordingly

REP. R. MEIERS, Chairman

HB 1314 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

#### MOTION

REP. BACKES MOVED that the rules be suspended and that the amendments to HB 1314 be placed at the top of the Sixth order of business, which motion prevailed.

#### RECOGNITION

SPEAKER KELLY ANNOUNCED that a former Representative was in the chambers, and requested that the House recognize former Representative Richard Lokken, and Representative Lokken was thereupon introduced to the House.

REP. PETERSON ANNOUNCED that a former Representative was in the chambers, and requested that the House recognize former Representative Lynn Aas, and Representative Aas was thereupon introduced to the House.

#### MOTION

REP. MERTENS MOVED that HB 1718 be returned to the House floor from the Committee on Appropriations and be placed on the calendar, which motion prevailed.

SPEAKER KELLY ANNOUNCED that HB 1718 will be placed on the Eleventh order of business.

#### MOTION

REP. LAUGHLIN MOVED that HB 1501 be returned to the House floor from the Committee on State and Federal Government, which motion prevailed.

#### REQUEST

REP. LAUGHLIN REQUESTED the unanimous consent of the House to withdraw HB 1501. There being no objection, it was so ordered by the Speaker.

#### MOTION

REP. B. LARSON MOVED that HB 1536 be returned to the House floor from the Committee on Agriculture, which motion prevailed.

## REQUEST

REP. B. LARSON REQUESTED the unanimous consent of the House to withdraw HB 1536. There being no objection, it was so ordered by the Speaker.

## MOTION

REP. SCHNEIDER MOVED that HB 1416 be returned to the House floor from the Committee on Finance and Taxation, which motion prevailed.

## REQUEST

REP. SCHNEIDER REQUESTED the unanimous consent of the House to withdraw HB 1416. There being no objection, it was so ordered by the Speaker.

## MOTION

REP. VIG MOVED that HB 1365 be returned to the House floor from the Committee on State and Federal Government, which motion prevailed.

## REQUEST

REP. VIG REQUESTED the unanimous consent of the House to withdraw HB 1365. There being no objection, it was so ordered by the Speaker.

## SIXTH ORDER OF BUSINESS

REP. R. MEIERS MOVED that the amendments to HB 1314 as recommended by the Committee on Social Services and Veterans Affairs be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1019 as recommended by the Committee on Appropriations as printed on page 855 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1068 as recommended by the Committee on Industry, Business, and Labor as printed on pages 855 and 856 of the House Journal be adopted, which motion prevailed.

REP. BROKAW MOVED that the amendments to HB 1343 as recommended by the Committee on Natural Resources as printed on page 856 of the House Journal be adopted, which motion prevailed.

REP. HJELLE MOVED that the amendments to HB 1394 as recommended by the Committee on Transportation as printed on page 857 of the House Journal be adopted, which motion prevailed.

REP. HJELLE MOVED that the amendments to HB 1453 as recommended by the Committee on Transportation as printed on page 857 of the House Journal be adopted, which motion prevailed.

REP. DOTZENROD MOVED that the amendments to HB 1471 as recommended by the Committee on Political Subdivisions as printed on pages 857 and 858 of the House Journal be adopted, which motion prevailed.

REP. DOTZENROD MOVED that the amendments to HB 1665 as recommended by the Committee on Political Subdivisions as printed on page 858 of the House Journal be adopted, which motion prevailed.

REP. DOTZENROD MOVED that the amendments to HB 1680 as recommended by the Committee on Political Subdivisions as printed on page 858 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1707 as recommended by the Committee on Finance and Taxation as printed on page 859 of the House Journal be adopted, which motion prevailed.

#### REPORT OF PROCEDURAL COMMITTEE

MADAM SPEAKER: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills and finds the same correctly engrossed:

HB 1057, HB 1189, HB 1367, HB 1391, HB 1425, HB 1448,  
HB 1458, HB 1539, HB 1630, HB 1631, HB 1637, HB 1650,  
HB 1718

REP. G. MARTIN, Chairman

REP. R. LARSON MOVED that the report be adopted, which motion prevailed.

#### REPORT OF PROCEDURAL COMMITTEE

MADAM SPEAKER: Your procedural Committee on Delayed Bills, by a vote of 5 to 0, concludes that the introduction of HB 1727 should be allowed.

REP. BACKES, Chairman

#### FIRST READING OF A HOUSE BILL

Reps. Backes, Strinden introduced:

HB 1727: A BILL for an Act to amend and reenact section 57-39.2-11, subsection 1 of section 57-39.2-12, section 57-40.2-07, subsection 1 of section 57-51-05, sections 57-51-06, 57-51-17, 57-60-02, 57-60-05, 57-61-01, 57-61-02, and 57-61-05 of the North Dakota Century Code, relating to monthly payment of sales and use taxes, gross production tax, privilege tax on coal facilities, and the coal severance tax; to repeal subsection 6 of section 57-51-01 and section 57-60-04 of the North Dakota Century Code; to provide an appropriation; and to declare an emergency.

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

#### SECOND READING OF HOUSE BILLS

HB 1218: A BILL for an Act to create and enact one new section to chapter 65-05 of the North Dakota Century Code, relating to pneumoconiosis claims; to amend and reenact sections 65-02-09, 65-05-05, and 65-05-19 of the North Dakota Century Code, relating to general information and biennial reports, payments to insured employees including pneumoconiosis claims, and nondependency payments.



Which has been read.

### ROLL CALL

The question being on the final passage of the bill as amended on page 766 of the House Journal, the roll was called and there were 97 YEAS, 1 NAY, 8 ABSENT AND NOT VOTING.

**YEAS:** Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Stofferahn; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

**NAYS:** Gorder

**ABSENT AND NOT VOTING:** Backes; Knudson; Nicholas; Pomeroy, E.; Richard; Solberg; Strinden; Whalen

HB 1218 passed and the title was agreed to.

\*\*\*\*\*

**HB 1609:** A BILL for an Act to amend and reenact subsection 2 of section 41-09-22 and subsection 4 of section 41-09-33 of the North Dakota Century Code, relating to the time limit for filing to perfect purchase money security interests.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 51 NAYS, 3 ABSENT AND NOT VOTING.

**YEAS:** Anderson, C.; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Gerl; Halmrast; Hamerlik; Hanson, L.; Hjelle; Horgan; Jacobson; Kingsbury; Koski; Kuchera; Lardy; Larson, B.; Larson, R.; Laughlin; Linderman; Lloyd; Martin, G.; Meier, A.; Meiers, R.; Meyer, R.; Murphy; Mushik; Nowatzki; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Rued; Sanstead; Schneider; Schoenwald; Shockman; Sinner;

Stofferahn; Unhjem; Vig; Watne; Williams, A.;  
Williams, W.; Madam Speaker

NAYS: Anderson, R.; Aubol; Dotzenrod; Erdman; Gates;  
Goetz; Gorder; Gullickson; Gunsch; Hanson, O.;  
Haugland; Hausauer; Hoffner, Serenus; Hoffner, S. F.;  
Hughes; Keller; Kent; Kloubec; Koehn; Kretschmar; Lang;  
Lautenschlager; Lipsiea; Martin, C.; Martinson; Melby;  
Mertens; Meyer, W.; Moore; Nalewaja; Nicholas;  
O'Connell; Olafson; Olsen, D.; Olson, A.; Peltier;  
Peterson; Retzer; Rice; Riley; Schindler; Shide;  
Strinden; Swiontek; Thompson; Timm; Vander Vorst;  
Wentz; Whalen; Williams, C.; Wold

ABSENT AND NOT VOTING: Hill; Knudson; Solberg

HB 1609 was declared lost for lack of a constitutional majority.

\*\*\*\*\*

#### RECOGNITION

SPEAKER KELLY ANNOUNCED that this is National Boy Scout Week and introduced to the assembly the following Boy Scouts, who participated in a "Report to the Governor" at noon today:

Eagle Scout - Jeffrey Gendreau, Dickinson, North Dakota  
Cub Scout - Jeb Oehlke, Devils Lake, North Dakota  
Exploring Scout - Chris Larson, Williston, North Dakota  
Life Scout - P. J. Smith, Fargo, North Dakota  
Cub Scout - Devin Billings, Minot, North Dakota  
Cub Scout - Scott Studsrud, Williston, North Dakota

#### SECOND READING OF HOUSE BILLS

HB 1685: A BILL for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to exemption from the sales tax of gross receipts of park districts or recreation commissions.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 100 YEAS, 3 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black;  
Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord;  
Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson;  
Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.;  
Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus;  
Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent;  
Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera;  
Lang; Lardy; Larson, R.; Laughlin; Lautenschlager;  
Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.;  
Martinson; Meier, A.; Meiers, R.; Melby; Mertens;

Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja;  
 Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.;  
 Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.;  
 Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Rued;  
 Sanstead; Schindler; Schneider; Schoenwald; Shide;  
 Shockman; Sinner; Stofferahn; Strinden; Swiontek;  
 Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne;  
 Wentz; Whalen; Williams, A.; Williams, C.;  
 Williams, W.; Wold; Madam Speaker

NAYS: Murphy; Olafson; Riley

ABSENT AND NOT VOTING: Knudson; Larson, B.; Solberg

HB 1685 passed and the title was agreed to.

\*\*\*\*\*

HB 1189: A BILL for an Act to amend and reenact sections 39-03-04, 39-03.1-07, 39-03.1-09, 39-04-40, 39-04.1-07, 39-05-32, 39-12-01, 39-12-02, 39-12-05.1, 39-12-06, 39-12-07, subsections 1 and 2 of section 39-18-05, sections 39-19-01, 39-19-04, and 49-18-45 of the North Dakota Century Code, relating to the classification of truck regulatory employees, the appointment of highway patrolmen, the highway patrol retirement plans, enforcement of motor vehicle registration, and title registration laws, establishment of the highway patrol as enforcement agency for size, width and height restrictions, issuance of trip permits to oversize vehicles, changing the agency for execution and administration of reciprocal agreements, and enforcement of laws concerning motor carriers.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 812 of the House Journal, the roll was called and there were 75 YEAS, 29 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Black; Conmy; DeMers; Dotzenrod; Eagles; Gates; Gerl; Goetz; Gorder; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hoffner; Serenus; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Martin, C.; Martinson; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riley; Rued; Schindler; Shide; Stofferahn; Strinden; Swiontek; Thompson; Unhjem; Vander Vorst; Wentz; Whalen; Williams, A.; Williams, C.; Wold

NAYS: Aubol; Backes; Boyle; Brokaw; DuBord; Erdman; Gullickson; Halmrast; Hjelle; Hoffner, S. F.; Lardy; Lloyd; Martin, G.; Meier, A.; Meiers, R.; O'Connell; Richard; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Timm; Vig; Watne; Williams, W.; Madam Speaker

ABSENT AND NOT VOTING: Knudson; Larson, B.

HB 1189 passed and the title was agreed to.

\*\*\*\*\*

#### MOTION

REP. STRINDEN MOVED that HB 1247 be returned to the House floor from the Committee on Judiciary, which motion prevailed.

#### REQUEST

REP. STRINDEN REQUESTED the unanimous consent of the House to withdraw HB 1247. There being no objection, it was so ordered by the Speaker.

#### SECOND READING OF HOUSE BILLS

HB 1244: A BILL for an Act to create and enact a new section to chapter 57-39.2 and a new section to chapter 57-40.2 of the North Dakota Century Code, relating to a deduction allowed retailers for the collection of sales and use taxes.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 8 YEAS, 96 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Black; Hamerlik; Kretschmar; Kuchera; Lipsiea; Rued; Unhjem; Williams, W.

NAYS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Vander Vorst;

Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.;  
Wold; Madam Speaker

ABSENT AND NOT VOTING: Knudson; Timm

HB 1244 was declared lost.

\*\*\*\*\*

HB 1323: A BILL for an Act to amend and reenact sections 49-07-01.1, 49-07-05.1, and subsection 3 of section 49-22-21 of the North Dakota Century Code, relating to the power of the public service commission to compromise penalties.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 8 YEAS, 94 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Black; Gorder; Horgan; Laughlin; Meier, A.;  
Olafson; Pomeroy, E.; Vig

NAYS: Anderson, C.; Aubol; Boyle; Brokaw; Conmy; DeMers;  
Dotzenrod; DuBord; Eagles; Erdman; Gates; Cerl; Goetz;  
Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.;  
Hanson, O.; Haugland; Hill; Hjelle; Hoffner; Serenus;  
Hoffner, S. F.; Hughes; Jacobson; Keller; Kent;  
Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera;  
Lang; Lardy; Larson, B.; Larson, R.; Lautenschlager;  
Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.;  
Martinson; Meiers, R.; Melby; Mertens; Meyer, R.;  
Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas;  
Nowatzki; O'Connell; Olsen, D.; Olson, A.; Opedahl;  
O'Shea; Peltier; Peterson; Pomeroy, G.; Rayl; Retzer;  
Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler;  
Schneider; Schoenwald; Shide; Shockman; Sinner;  
Solberg; Stofferahn; Strinden; Swiontek; Thompson;  
Timm; Unhjem; Vander Vorst; Watne; Wentz; Whalen;  
Williams, A.; Williams, C.; Williams, W.; Wold;  
Madam Speaker

ABSENT AND NOT VOTING: Anderson, R.; Backes; Hausauer;  
Knudson

HB 1323 was declared lost.

\*\*\*\*\*

HB 1367: A BILL for an Act making an appropriation for leafy spurge control.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on page 813 of the House Journal, the roll was called and there were 104 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Knudson; Martinson

HB 1367 passed and the title was agreed to.

\*\*\*\*\*

HB 1385: A BILL for an Act to amend and reenact sections 16.1-03-04, 16.1-11-38, 16.1-14-01, 16.1-15-29, 16.1-15-30, 40-21-17, and 58-04-15 of the North Dakota Century Code, relating to the method of determining the winner of an election after a tie vote.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 95 YEAS, 5 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson;

Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.;  
 Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki;  
 O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl;  
 O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.;  
 Rayl; Retzer; Rice; Riehl; Riley; Rued; Sanstead;  
 Schindler; Schneider; Schoenwald; Shide; Shockman;  
 Solberg; Swiontek; Thompson; Timm; Unhjem;  
 Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.;  
 Williams, C.; Wold; Madam Speaker

NAYS: Brokaw; Gorder; Meier, A.; Stofferahn; Williams, W.

ABSENT AND NOT VOTING: Goetz; Knudson; Kuchera; Richard;  
 Sinner; Strinden

HB 1385 passed and the title was agreed to.

\*\*\*\*\*

HB 1391: A BILL for an Act to amend and reenact section  
 54-21.3-03 of the North Dakota Century Code, relating to a  
 state building code for manufactured homes.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on  
 page 813 of the House Journal, the roll was called and there were  
 103 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black;  
 Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord;  
 Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson;  
 Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.;  
 Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus;  
 Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent;  
 Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Lang;  
 Lardy; Larson, B.; Larson, R.; Laughlin;  
 Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.;  
 Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby;  
 Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik;  
 Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson;  
 Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier;  
 Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice;  
 Riehl; Riley; Rued; Sanstead; Schindler; Schneider;  
 Schoenwald; Shide; Shockman; Sinner; Solberg;  
 Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem;  
 Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.;  
 Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Knudson; Kuchera; Richard

HB 1391 passed and the title was agreed to.

\*\*\*\*\*

#### MOTION

REP. GERL MOVED that HB 1402 be returned to the Committee on Industry, Business, and Labor, which motion prevailed.

SPEAKER KELLY ANNOUNCED that HB 1402 was rereferred to the Committee on Industry, Business, and Labor.

#### SECOND READING OF HOUSE BILL

HB 1425: A BILL for an Act to amend and reenact section 47-16-07.1 of the North Dakota Century Code, relating to rental property security deposits.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 813 and 814 of the House Journal, the roll was called and there were 101 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Hausauer; Knudson; Kuchera; Lardy; Peterson

HB 1425 passed and the title was agreed to.

\*\*\*\*\*



MOTION

REP. BACKES MOVED that the House stand in recess until 3:20 p.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker Kelly presiding.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Allen I. Olson  
Governor

February 9, 1983

The Honorable Tish Kelly  
Speaker of the House  
House Chambers  
Bismarck, North Dakota 58505

Dear Madam Speaker:

This is to inform you that on February 9, 1983, I signed the following:

HB 1099, HB 1171.

Sincerely,

ALLEN I. OLSON  
Governor

SECOND READING OF HOUSE BILL

HB 1430: A BILL for an Act to amend and reenact section 5-02-06 of the North Dakota Century Code, relating to prohibitions on persons under twenty-one years of age on the premises where alcoholic beverages are sold and providing exceptions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 13 YEAS, 85 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Black; Conmy; Hamerlik; Hausauer;  
Koski; Martinson; Meier, A.; Murphy; Olafson; Rued;  
Unhjem; Wold

NAYS: Anderson, C.; Aubol; Backes; Boyle; Brokaw; DeMers;  
Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz;  
Gorder; Gullickson; Gunsch; Halmrast; Hanson, L.;  
Haugland; Hill; Hjelle; Hoffner, Serenus;  
Hoffner, S. F.; Hughes; Keller; Kent; Kingsbury;  
Kloubec; Koehn; Kuchera; Lang; Larson, B.; Larson, R.;

Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd;  
 Martin, C.; Martin, G.; Meiers, R.; Melby; Mertens;  
 Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja;  
 Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.;  
 Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.;  
 Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley;  
 Sanstead; Schindler; Schneider; Schoenwald; Shide;  
 Shockman; Sinner; Solberg; Stofferahn; Swiontek;  
 Thompson; Timm; Vander Vorst; Vig; Watne; Whalen;  
 Williams, A.; Williams, C.; Williams, W.; Madam Speaker

ABSENT AND NOT VOTING: Hanson, O.; Horgan; Jacobson;  
 Knudson; Kretschmar; Lardy; Strinden; Wentz

HB 1430 was declared lost.

\*\*\*\*\*

#### MESSAGE FROM THE SENATE SENATE CHAMBER

MADAM SPEAKER: I have the honor to transmit herewith the following which the President has signed and your signature is respectfully requested:

SB 2065, SB 2281

Very respectfully,  
 LEO LEIDHOLM, Secretary

#### SECOND READING OF HOUSE BILLS

HB 1448: A BILL for an Act to provide for negotiation and arbitration rights and procedures for public employees, except teachers; and to repeal chapter 34-11 of the North Dakota Century Code, relating to mediation of disputes between public employers and employees.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 814 of the House Journal, the roll was called and there were 61 YEAS, 41 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Brokaw; Conmy; DeMers;  
 Dotzenrod; DuBord; Erdman; Gates; Gerl; Gullickson;  
 Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle;  
 Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson;  
 Keller; Koski; Larson, B.; Laughlin; Lautenschlager;  
 Linderman; Lloyd; Martin, C.; Martin, G.; Meier, A.;  
 Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik;  
 Nalewaja; Nowatzki; O'Connell; Opedahl; O'Shea;  
 Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl;  
 Sanstead; Schneider; Schoenwald; Shockman; Sinner;  
 Stofferahn; Swiontek; Vig; Watne; Wentz; Williams, A.;  
 Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Eagles; Goetz; Gorder; Gunsch; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea; Martinson; Melby; Moore; Murphy; Nicholas; Olafson; Olsen, D.; Olson, A.; Peltier; Peterson; Retzer; Rice; Riley; Rued; Schindler; Shide; Solberg; Strinden; Thompson; Timm; Unhjem; Vander Vorst; Whalen; Wold

ABSENT AND NOT VOTING: Backes; Hanson, O.; Knudson; Lardy

HB 1448 passed and the title was agreed to.

\*\*\*\*\*

HB 1450: A BILL for an Act to amend and reenact sections 10-15-51, 10-15-52.4, 10-19-10, 10-19-13, 10-19-61, 10-19-64, subsection 1 of section 10-19-66, sections 10-19-68, 10-19-69, 10-19-70, 10-20-04, 10-20-05, 10-21-01, 10-21-02, subsection 4 of section 10-21-03, section 10-21-07, subsection 4 of section 10-21-08, sections 10-21-11, 10-22-05, 10-22-09, 10-22-14, 10-23-01, 10-24-09, 10-24-35, subsection 3 of section 10-24-38, sections 10-25-04, 10-26-05, 10-27-05, 10-27-09, and 10-27-14 of the North Dakota Century Code, relating to eliminating the requirement that corporate reports, amendments, articles, and other filings under the North Dakota Cooperative Association Act, North Dakota Business Corporation Act, and North Dakota Nonprofit Corporation Act be verified.

Which has been read.

#### MOTION

REP. TIMM MOVED that the House waive the reading of the title to HB 1450, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 99 YEAS, 0 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued;

Sanstead; Schindler; Schneider; Schoenwald; Shide;  
 Shockman; Sinner; Stofferahn; Strinden; Swiontek;  
 Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne;  
 Wentz; Whalen; Williams, A.; Williams, C.;  
 Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Backes; Hanson, O.; Knudson;  
 Koski; Lardy; Peterson; Solberg

HB 1450 passed and the title was agreed to.

\*\*\*\*\*

HB 1454: A BILL for an Act to amend and reenact sections 14-06.1-02, 14-06.1-03, 14-06.1-04, 14-06.1-06, 14-06.1-08, 14-06.1-10, 14-06.1-11, 14-06.1-12, 14-06.1-13, 14-06.1-14, and 14-06.1-15 of the North Dakota Century Code, relating to the administration and supervision of the displaced homemaker program; and to provide an appropriation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 100 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black;  
 Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord;  
 Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson;  
 Gunsch; Halmrast; Hamerlik; Hanson, L.; Hausauer; Hill;  
 Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan;  
 Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec;  
 Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.;  
 Larson, R.; Laughlin; Linderman; Lipsiea; Lloyd;  
 Martin, C.; Martin, G.; Martinson; Meier, A.;  
 Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.;  
 Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki;  
 O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl;  
 O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl;  
 Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead;  
 Schindler; Schneider; Schoenwald; Shide; Shockman;  
 Sinner; Solberg; Stofferahn; Strinden; Swiontek;  
 Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne;  
 Wentz; Whalen; Williams, A.; Williams, C.;  
 Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Hanson, O.; Haugland; Knudson;  
 Lardy; Lautenschlager; Peterson

HB 1454 passed and the title was agreed to.

\*\*\*\*\*

HB 1458: A BILL for an Act to create and enact section 15-53.1-05.2 of the North Dakota Century Code, relating to public school district annexation; and to amend and reenact sections 15-53.1-01, 15-53.1-05.1, 15-53.1-06, 15-53.1-07, 15-53.1-08, 15-53.1-16, 15-53.1-17, 15-53.1-18, 15-53.1-19, 15-53.1-20, 15-53.1-21, 15-53.1-22, 15-53.1-25, 15-53.1-29, 15-53.1-30, 15-53.1-37, 15-53.1-38, 15-53.1-39, 15-53.1-41, and 15-53.1-42 of the North Dakota Century Code, relating to public school district annexation, reorganization, and dissolution; and to repeal section 15-53.1-10 of the North Dakota Century Code, relating to the state committee for the reorganization of school districts; and to declare an emergency.

Which has been read.

## MOTION

REP. SERENUS HOFFNER MOVED that the House waive the reading of the title to HB 1458, which motion prevailed.

## ROLL CALL

The question being on the final passage of the bill as amended on pages 814-817 of the House Journal, the roll was called and there were 101 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gordier; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Solberg; Stofferahn; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Hanson, O.; Knudson; Lardy; Sinner; Strinden

HB 1458 passed, the title was agreed to, and the emergency clause carried.

\*\*\*\*\*

HB 1467: A BILL for an Act to provide for a presumption of corporate authority in property transfers; to amend and reenact subsection 2 of section 47-19-03 and section 47-19-20 of the North Dakota Century Code, relating to instruments executed on behalf of corporations; and to repeal chapter 10-07 of the North Dakota Century Code, relating to the authority of corporate officers of foreign and domestic corporations to execute instruments on behalf of the corporation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 98 YEAS, 4 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Schindler; Schneider; Schoenwald; Shide; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Brokaw; Gullickson; Meyer, W.; Shockman

ABSENT AND NOT VOTING: Knudson; Lardy; Sanstead; Sinner

HB 1467 passed and the title was agreed to.

\*\*\*\*\*

HB 1474: A BILL for an Act to provide for a bill of rights for public employees; and to provide a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 75 YEAS, 28 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Koehn; Koski; Kretschmar; Kuchera; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Richard; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Unhjem; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Eagles; Gorder; Gunsch; Hanson, O.; Hausauer; Hughes; Kloubec; Lang; Melby; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Peterson; Rice; Riley; Schindler; Shide; Strinden; Thompson; Timm; Vander Vorst; Whalen; Wold

ABSENT AND NOT VOTING: Knudson; Lardy; Rued

HB 1474 passed and the title was agreed to.

\*\*\*\*\*

HB 1492: A BILL for an Act to amend and reenact sections 16.1-11-21 and 16.1-13-05 of the North Dakota Century Code, relating to the publication of the sample ballot and notices of the primary general elections.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 9 YEAS, 93 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Backes; Conmy; Gates; Laughlin; Meyer, W.; Riley; Sanstead; Schneider; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Moore; Murphy; Mushik; Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice;

Richard; Riehl; Rued; Schindler; Schoenwald; Shide;  
 Shockman; Sinner; Solberg; Stofferahn; Swiontek;  
 Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne;  
 Wentz; Whalen; Williams, A.; Williams, C.;  
 Williams, W.; Wold

ABSENT AND NOT VOTING: Knudson; Lardy; Nicholas;  
 Strinden

HB 1492 was declared lost.

\*\*\*\*\*

HB 1514: A BILL for an Act to amend and reenact subsection 8 of section 10-19-04 of the North Dakota Century Code, relating to the general powers of business corporations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 101 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Knudson; Lardy; Mertens;  
 Nicholas; Strinden

HB 1514 passed and the title was agreed to.

\*\*\*\*\*

HB 1525: A BILL for an Act to amend and reenact section 49-22-22 of the North Dakota Century Code, relating to the deposit



of fees charged by the public service commission under the Energy Conversion and Transmission Facility Siting Act; and to provide an appropriation.

Which has been read.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 60 YEAS, 42 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gorder; Cullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Kent; Koski; Laughlin; Lautenschlager; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Mertens; Mushik; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Sanstead; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Thompson; Vig; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, R.; Conmy; Eagles; Gerl; Goetz; Gunsch; Hanson, O.; Hausauer; Hughes; Keller; Kingsbury; Kloubec; Koehn; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Linderman; Lipsiea; Martinson; Melby; Meyer, R.; Meyer, W.; Moore; Murphy; Nalewaja; Peltier; Retzer; Rice; Riehl; Riley; Rued; Schindler; Swiontek; Timm; Unhjem; Vander Vorst; Watne; Wentz; Whalen; Wold

ABSENT AND NOT VOTING: Knudson; Lardy; Nicholas; Strinden

HB 1525 passed and the title was agreed to.

\*\*\*\*\*

HB 1539: A BILL for an Act to amend and reenact section 57-52-04 of the North Dakota Century Code, or in the alternative to amend and reenact section 57-43.2-02 of the North Dakota Century Code as created by House Bill No. 1072, as approved by the forty-eighth legislative assembly; and to amend and reenact section 57-54-08 of the North Dakota Century Code, or in the alternative to amend and reenact section 57-43.1-02 of the North Dakota Century Code as created by House Bill No. 1073, as approved by the forty-eighth legislative assembly, relating to motor fuel taxes; and to provide for distribution of the increased revenue.

Which has been read.

# MOTION

REP. SINER MOVED the previous question, which motion prevailed.

## ROLL CALL

The question being on the final passage of the bill as amended on page 817 of the House Journal, the roll was called and there were 70 YEAS, 33 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Gorder; Gullickson; Halmrast; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Koehn; Koski; Lang; Larson, B.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nicholas; Nowatzki; O'Connell; Olsen, D.; Opedahl; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Richard; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Thompson; Vig; Watne; Whalen; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Black; Conmy; Eagles; Gates; Goetz; Gunsch; Hamerlik; Hausauer; Hoffner, Serenus; Hughes; Kloubec; Kretschmar; Kuchera; Larson, R.; Martinson; Melby; Moore; Murphy; Nalewaja; Olafson; Olson, A.; Rice; Riley; Rued; Strinden; Swiontek; Timm; Unhjem; Vander Vorst; Wentz; Wold

ABSENT AND NOT VOTING: Knudson; Lardy; O'Shea

HB 1539 passed and the title was agreed to.

\*\*\*\*\*

## REQUEST

REP. SINNER REQUESTED that members of the Committee on Finance and Taxation be excused to attend a meeting of that committee, which request was granted.

## MOTION

REP. BACKES MOVED that HB 1650 be laid over one legislative day, which motion prevailed.

## SECOND READING OF HOUSE BILLS

HB 1553: A BILL for an Act to amend and reenact sections 16.1-01-07, 16.1-04-03, 16.1-06-16, 16.1-11-06, 16.1-11-11, 16.1-11-17, 16.1-11-18, 16.1-11-19, 16.1-11-20, 16.1-12-04, 16.1-12-05, 16.1-12-07, 16.1-12-09, 16.1-13-03, 16.1-15-17, 16.1-15-22, and 16.1-15-35 of the North Dakota Century Code if House Bill No. 1148 is approved by the forty-eighth legislative assembly, relating to filing deadlines for elections.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 75 YEAS, 6 NAYS, 25 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gorder; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kloubec; Kretschmar; Lang; Larson, R.; Lautenschlager; Linderman; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik; Nalewaja; Nowatzki; O'Connell; Olafson; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Rayl; Riley; Rued; Sanstead; Schindler; Schoenwald; Shide; Shockman; Solberg; Stofferahn; Strinden; Swiontek; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Gunsch; Kingsbury; Koehn; Melby; Retzer; Rice

ABSENT AND NOT VOTING: Anderson, R.; Aubol; Goetz; Gullickson; Hughes; Kent; Knudson; Koski; Kuchera; Lardy; Larson, B.; Laughlin; Lipsiea; Martin, C.; Moore; Nicholas; Olsen, D.; Olson, A.; Pomeroy, G.; Richard; Riehl; Schneider; Sinner; Thompson; Whalen

HB 1553 passed and the title was agreed to.

\*\*\*\*\*

## MOTION

REP. BACKES MOVED that HB 1611 and HB 1631 be laid over one legislative day, which motion prevailed.

## SECOND READING OF HOUSE BILLS

HB 1629: A BILL for an Act to amend and reenact sections 4-14.1-04, 6-09.2-01, subsection 1 of section 6-09.2-03, subsection 6 of section 10-30-04, sections 21-11-02, 21-11-03, 21-11-04, 21-11-05, 21-11-06, 24-03-21, 24-17-06, 40-57-09.1, 54-36-01, 55-06-01, and 55-08-02.1 of the North Dakota Century Code, relating to transfer or removal of duties of the economic development commission; and to repeal subdivision e of subsection 1 of section 28-32-01, subdivision t of subsection 1 of section 54-07-01.2, chapter 54-34, and subsection 7 of section 54-53-02 of the North Dakota Century Code, relating to the economic development commission.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 23 YEAS, 60 NAYS, 23 ABSENT AND NOT VOTING.

**YEAS:** Backes; Brokaw; Dotzenrod; DuBord; Erdman; Gerl; Halmrast; Hill; Hoffner, Serenus; Hoffner, S. F.; Linderman; Lloyd; Martin, G.; Meier, A.; Meiers, R.; Murphy; O'Connell; Opedahl; Shockman; Solberg; Vig; Watne; Williams, A.

**NAYS:** Anderson, C.; Black; Boyle; Conmy; DeMers; Eagles; Gates; Gorder; Gullickson; Gunsch; Hanson, L.; Hanson, O.; Haugland; Hausauer; Horgan; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lautenschlager; Lipsiea; Martinson; Melby; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nowatzki; Olafson; Olsen, D.; O'Shea; Peltier; Pomeroy, E.; Rayl; Retzer; Rice; Riley; Rued; Sanstead; Schindler; Schoenwald; Shide; Stofferahn; Strinden; Swiontek; Unhjem; Vander Vorst; Wentz; Whalen; Williams, C.; Williams, W.; Wold; Madam Speaker

**ABSENT AND NOT VOTING:** Anderson, R.; Aubol; Goetz; Hamerlik; Hjelle; Hughes; Knudson; Koski; Lardy; Larson, B.; Laughlin; Martin, C.; Moore; Nicholas; Olson, A.; Peterson; Pomeroy, G.; Richard; Riehl; Schneider; Sinner; Thompson; Timm

HB 1629 was declared lost.

\*\*\*\*\*

**HB 1630:** A BILL for an Act to create and enact a new chapter to title 2 of the North Dakota Century Code, relating to aircraft and ultralight vehicle dealer licensing, grounds for denial or revocation of dealer's license, and powers of the aeronautics commission; to provide a penalty; and to provide an effective date.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on page 818 of the House Journal, the roll was called and there were 69 YEAS, 15 NAYS, 22 ABSENT AND NOT VOTING.

**YEAS:** Anderson, C.; Backes; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Gates; Gerl; Gullickson; Gunsch; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Mushik; Nowatzki;

O'Connell; Opedahl; O'Shea; Peltier; Pomeroy, E.; Rayl; Retzer; Riley; Rued; Sanstead; Schindler; Schoenwald; Shockman; Solberg; Swiontek; Thompson; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

**NAYS:** Black; Erdman; Gorder; Halmrast; Lipsiea; Meier, A.; Murphy; Nalewaja; Olafson; Olsen, D.; Rice; Shide; Stofferahn; Strinden; Wold

**ABSENT AND NOT VOTING:** Anderson, R.; Aubol; Goetz; Hamerlik; Horgan; Hughes; Knudson; Koski; Lardy; Larson, B.; Laughlin; Martin, C.; Moore; Nicholas; Olson, A.; Peterson; Pomeroy, G.; Richard; Riehl; Schneider; Sinner; Timm

HB 1630 passed and the title was agreed to.

\*\*\*\*\*

**HB 1634:** A BILL for an Act to amend and reenact sections 15-40.2-01, 15-40.2-02, 15-40.2-03, and 15-40.2-05 of the North Dakota Century Code, to permit tuition for kindergarten pupils.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 77 YEAS, 5 NAYS, 24 ABSENT AND NOT VOTING.

**YEAS:** Anderson, C.; Backes; Black; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gorder; Gullickson; Gunsch; Halmrast; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Kloubec; Koehn; Kretschmar; Lang; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik; Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Rayl; Retzer; Rice; Rued; Sanstead; Schindler; Schoenwald; Shide; Shockman; Solberg; Stofferahn; Strinden; Swiontek; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

**NAYS:** Brokaw; Hanson, O.; Kingsbury; Thompson; Whalen

**ABSENT AND NOT VOTING:** Anderson, R.; Aubol; Goetz; Hamerlik; Horgan; Hughes; Knudson; Koski; Kuchera; Lardy; Larson, B.; Laughlin; Martin, C.; Moore; Nicholas; Olson, A.; Peterson; Pomeroy, G.; Richard; Riehl; Riley; Schneider; Sinner; Timm

HB 1634 passed and the title was agreed to.

\*\*\*\*\*

HB 1637: A BILL for an Act to amend and reenact section 4-13.1-03 of the North Dakota Century Code, relating to the turkey promotion assessment fee.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 819 of the House Journal, the roll was called and there were 70 YEAS, 12 NAYS, 24 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Backes; Black; Boyle; Conmy; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gorder; Gullickson; Halmrast; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Kretschmar; Lang; Larson, R.; Lautenschlager; Lipsiea; Lloyd; Martin, G.; Martinson; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Mushik; Nowatzki; O'Connell; Olsen, D.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Rayl; Retzer; Rice; Riley; Rued; Sanstead; Schindler; Schoenwald; Shide; Stofferahn; Strinden; Thompson; Unhjem; Vander Vorst; Vig; Wentz; Whalen; Williams, A.; Williams, C.; Wold

NAYS: Brokaw; DeMers; Linderman; Meier, A.; Murphy; Nalewaja; Olafson; Solberg; Swiontek; Watne; Williams, W.; Madam Speaker

ABSENT AND NOT VOTING: Anderson, R.; Aubol; Goetz; Gunsch; Hamerlik; Hughes; Knudson; Koski; Kuchera; Lardy; Larson, B.; Laughlin; Martin, C.; Moore; Nicholas; Olson, A.; Peterson; Pomeroy, G.; Richard; Riehl; Schneider; Shockman; Sinner; Timm

HB 1637 passed and the title was agreed to.

\*\*\*\*\*

#### MOTION

REP. BACKES MOVED that HB 1654 be laid over one legislative day, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

HB 1689: A BILL for an Act to amend and reenact section 10-15-29 of the North Dakota Century Code, relating to officers of a cooperative association.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 79 YEAS, 2 NAYS, 25 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gorder; Gullickson; Halmrast; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Kretschmar; Lang; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nowatzki; O'Connell; Olsen, D.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Rayl; Retzer; Rice; Riley; Sanstead; Schindler; Schoenwald; Shide; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Murphy; Olafson

ABSENT AND NOT VOTING: Anderson, R.; Aubol; Goetz; Gunsch; Hamerlik; Hughes; Knudson; Koski; Kuchera; Lardy; Larson, B.; Laughlin; Martin, C.; Moore; Nicholas; Olson, A.; Peterson; Pomeroy, G.; Richard; Riehl; Rued; Schneider; Shockman; Sinner; Timm

HB 1689 passed and the title was agreed to.

\*\*\*\*\*

HB 1690: A BILL for an Act to amend and reenact subsection 1 of section 54-21.3-03 of the North Dakota Century Code, relating to the state building code.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 79 YEAS, 0 NAYS, 27 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gullickson; Halmrast; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Kretschmar; Lang; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik; Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Rayl; Retzer; Rice; Riley; Sanstead; Schindler; Schoenwald; Shide;

Stofferahn; Strinden; Swiontek; Thompson; Unhjem;  
 Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.;  
 Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Anderson, R.; Aubol; Goetz;  
 Gorder; Gunsch; Hamerlik; Hughes; Knudson; Koski;  
 Kuchera; Lardy; Larson, B.; Laughlin; Martin, C.;  
 Moore; Nicholas; Olson, A.; Peterson; Pomeroy, G.;  
 Richard; Riehl; Rued; Schneider; Shockman; Sinner;  
 Solberg; Timm

HB 1690 passed and the title was agreed to.

\*\*\*\*\*

#### MOTION

REP. BACKES MOVED that the House be on the Fourteenth order of business, which motion prevailed.

#### SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4013: A concurrent resolution regarding the approval of state agency use of block grant funds, and authorizing the Budget Section of the Legislative Council to hold required legislative hearings on state plans for the receipt and expenditure of new or revised block grants as passed by Congress.

Which has been read.

#### ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were 81 YEAS, 0 NAYS, 25 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Backes; Black; Boyle; Brokaw; Conmy;  
 DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl;  
 Gorder; Gullickson; Halmrast; Hanson, L.; Hanson, O.;  
 Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus;  
 Hoffner, S. F.; Horgan; Jacobson; Keller; Kent;  
 Kingsbury; Kloubec; Koehn; Kretschmar; Lang;  
 Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd;  
 Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby;  
 Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik;  
 Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.;  
 Opedahl; O'Shea; Peltier; Pomeroy, E.; Rayl; Retzer;  
 Rice; Riley; Sanstead; Schindler; Schoenwald; Shide;  
 Solberg; Stofferahn; Strinden; Swiontek; Thompson;  
 Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen;  
 Williams, A.; Williams, C.; Williams, W.; Wold;  
 Madam Speaker

NAYS: None



ABSENT AND NOT VOTING: Anderson, R.; Aubol; Goetz;  
Gunsch; Hamerlik; Hughes; Knudson; Koski; Kuchera;  
Lardy; Larson, B.; Laughlin; Martin, C.; Moore;  
Nicholas; Olson, A.; Peterson; Pomeroy, G.; Richard;  
Riehl; Rued; Schneider; Shockman; Sinner; Timm

SCR 4013 was declared adopted.

\*\*\*\*\*

#### MOTIONS

REP. BACKES MOVED that the absent members be excused, which motion prevailed.

REP. BACKES MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Ninth order of business, and at the conclusion of the Ninth order, the House be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 2:00 p.m., Thursday, February 10, 1983, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

MADAM SPEAKER: Your Committee on Appropriations to which was referred HB 1013 has had the same under consideration and recommends by a vote of 16 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the word "Act" insert the words  
"creating a native American alcohol and drug abuse  
education program and"

On page 1, line 12, delete the numerals "158,095" and  
insert in lieu thereof the numerals "153,022"

On page 1, after line 14, insert the following new line:

"Native American alcohol and drug abuse                    383,837  
education"

On page 1, line 16, delete the numerals "398,095" and  
insert in lieu thereof the numerals "776,859"

On page 1, after line 16, insert the following new  
sections:

"SECTION 2. LEGISLATIVE INTENT. The  
legislative assembly recognizes the uniqueness of the  
native American culture and that the alcohol and drug  
abuse problems being experienced by reservation  
inhabitants can best be addressed with early  
education on the reservation. The legislative  
assembly further recognizes that a great deal of

human suffering can be avoided by working to prevent alcohol and drug abuse problems before they occur. With this in mind, the legislative assembly is appropriating general fund moneys to help finance alcohol and drug abuse education programs for native Americans of the four major Indian reservations in North Dakota.

**SECTION 3. NATIVE AMERICAN ALCOHOL AND DRUG ABUSE EDUCATION.** The distribution of moneys appropriated to the Indian affairs commission for native American alcohol and drug abuse education are to be made by the commission at least once each year to the four major Indian reservations in North Dakota. Each reservation is entitled to receive a prorated share based upon the Indian population living on the reservation as compared with the total Indian population living on all four major reservations within the state as determined by most recent federal decennial census. However, in order for reservations to receive funds for alcohol and drug abuse education programs, the reservations must make application to the commission showing such information as required based on early educational program criteria developed and approved by the commission in consultation with the alcohol and drug abuse division of the department of human services and the office of Indian program development at the university of North Dakota. Before the funds are disbursed, a reservation receiving funds under this section must file an annual report with the commission on actual expenditures for the previous year."

And renumber the lines, sections, and pages accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

The salaries and wages line item is reduced by \$5,073 from the general fund. The reduction will allow funds for four percent salary increases the first year of the biennium and no salary increases in the second year. A contingent salary increase of two percent in the second year amounting to \$1,408 is to be provided in a separate appropriation bill. Funds are not provided for additional state contributions to retirement. Other adjustments to the Indian Affairs Commission appropriation include a \$383,837 increase to provide funds for a Native American alcohol and drug abuse education program.

**REP. MERTENS, Chairman**

HB 1013 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Appropriations to which was referred HB 1022 has had the same under consideration and recommends by a vote of 18 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 12, delete the numerals "316,347" and insert in lieu thereof the numerals "305,939"

On page 1, line 15, delete the numerals "483,332" and insert in lieu thereof the numerals "472,924"

And renumber the lines accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

The salaries and wages line item of the Livestock Sanitary Board is reduced by \$10,408 from the general fund. This reduction will allow funds for four percent salary increases the first year of the biennium and no salary increases in the second year. A contingent salary increase of two percent in the second year amounting to \$2,886 is to be provided in a separate appropriation bill. Funds are not provided for additional state contributions to retirement.

**REP. MERTENS, Chairman**

HB 1022 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Finance and Taxation to which was referred Engrossed HB 1072 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 18 of the engrossed bill, line 6, delete the words "by a dealer"

On page 18 of the engrossed bill, line 7, delete the words "to a user" and insert in lieu thereof the following new language: "on which a tax is levied by section 57-43.3-02 and which is refunded under the provisions of section 57-43.3-03"

On page 18 of the engrossed bill, line 12, after the period insert the following new language: "The commissioner shall be authorized and empowered to determine the purchase price of aviation fuel used by aircraft and at the time of approving a refund of the taxes imposed by section 57-43.3-02 on such fuel, he shall deduct the tax imposed by section 57-43.3-04 from the amount of such refund. Claims for refund of taxes imposed by section 57-43.3-02 shall be in such form

and subject to such conditions and requirements, including time for filing, as are provided in the refund motor fuel tax law, chapter 57-43.1."

On page 18 of the engrossed bill, line 13, delete the word "Allocation" and insert in lieu thereof the word "Distribution"

On page 18 of the engrossed bill, line 14, delete the words "and pursuant to section"

On page 18 of the engrossed bill, line 15, delete the words "57-43.3-02, upon which no refund is claimed," and after the word "deposited" insert the words "by the commissioner"

On page 18 of the engrossed bill, line 22, after the word "matching" insert the word "of"

On page 18 of the engrossed bill, line 24, after the comma insert the word "only", and delete the word "subdivisions" and insert in lieu thereof the word "subdivision"

On page 18 of the engrossed bill, line 25, delete the words "pursuant to" and insert in lieu thereof the word "under"

On page 18 of the engrossed bill, line 26, delete the word "may" and insert in lieu thereof the word "shall", and delete the word "and" and insert in lieu thereof the word "or"

On page 18 of the engrossed bill, line 27, delete the words "and for the purchase of necessary land as"

On page 18 of the engrossed bill, line 28, delete the words "determined by the commission" and insert in lieu thereof the following new language: "including airport administration and terminal buildings, hangars, landing strips for aircraft, and purchase of sites for airports or landing fields and easements; and for maintenance, clearing of sites, marking, lighting, and engineering and navigational aids, all related to aeronautics in amounts as the commission may determine and upon projects as the commission may approve."

**57-43.3-07. Allocation of unclaimed refund revenue.**  
The tax collected by the commissioner pursuant to section 57-43.3-02, upon which no refund is claimed, and those revenues remaining as unclaimed refunds shall be deposited in the office of the state treasurer, who shall deposit such moneys in a special

fund known as the state aeronautics commission special fund. These funds are hereby appropriated to the commission and shall be disbursed by warrant-check prepared by the office of management and budget upon vouchers submitted by the commission and approved by the office of management and budget and shall be administered and expended by the commission for construction, reconstruction, repair, maintenance, and operation of airports near communities, recreational areas, or parks including the international peace garden airport and for necessary expenses and for the purchase of land and easements for such facilities."

And renumber the lines, sections, and pages accordingly  
REP. SINNER, Chairman

Engrossed HB 1072 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Natural Resources to which was referred Engrossed HB 1083 has had the same under consideration and recommends by a vote of 11 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed bill, line 2, delete the words "obligations of oil and gas"

On page 1 of the engrossed bill, delete line 3

On page 1 of the engrossed bill, line 4, delete the words "be designated by the mineral owner and providing for" and insert in lieu thereof the word "the"

And renumber the lines accordingly  
REP. BROKAW, Chairman

Engrossed HB 1083 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1264 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 35, delete the word "shall" and insert in lieu thereof the word "may", and delete the words "equal to" and insert in lieu thereof the words "not to exceed"

On page 3, line 1, after the word "liability" insert the words "after credits"

On page 3, line 4, delete the words "have income" and insert in lieu thereof the words "gain income from sources"

On page 3, line 24, delete the word "September" and insert in lieu thereof the word "August"

On page 4, line 25, after the word "taxes" insert the words "attributable to school district levies", and after the word "property" insert the words "in which the taxpayer resides"

And renumber the lines and pages accordingly

REP. SINNER, Chairman

HB 1264 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Transportation to which was referred HB 1336 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, delete the second word "a" and insert in lieu thereof the word "two" and delete the word "section" and insert in lieu thereof the word "sections"

On page 1, line 3, after the word "windshields" insert the words "; to provide a penalty; and to provide an effective date"

On page 3, delete lines 5 through 10

On page 4, line 6, after the word "feet" insert the following: "[60.96 meters]"

On page 4, line 10, after the word "inches" insert the following: "[73.66 centimeters]"

On page 4, line 11, after the word "inches" insert the following: "[12.70 centimeters]"

On page 4, after line 15, insert the following:

"9. Violation of this section is an infraction and may be punished by a fine that does not exceed twenty dollars.

SECTION 2. A new section to chapter 39-21 of the North Dakota Century Code is hereby created and enacted to read as follows:

**Exemption.** Glazing materials originally installed in conformance with federal motor vehicle standard 205, which have not been modified since the original installation or the original replacement windows and windshields that comply with federal motor vehicle safety standard 205, are exempt from this Act.

**SECTION 3. EFFECTIVE DATE.** Except as otherwise provided in this section, this Act is effective July 1, 1983. To the extent that a vehicle was not in compliance with this Act on June 30, 1983, that noncompliance may be continued until December 31, 1983. On January 1, 1984, all vehicles must be in compliance with this Act."

And renumber the lines, sections, and pages accordingly  
REP. HJELLE, Chairman

HB 1336 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Social Services and Veterans Affairs to which was referred HB 1338 has had the same under consideration and recommends by a vote of 9 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION:

On page 1, line 24, after the word "spouses" insert the words "and surviving spouses"

On page 1, after line 26, insert the following new subsection:

"3. Priority for admission will be given to all honorably discharged military personnel of the United States armed services who have served the United States in any of its wars or military expeditions."

And renumber the lines, sections, and pages accordingly  
REP. R. MEIERS, Chairman

HB 1338 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Transportation to which was referred HB 1379 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the word "Act" insert the words "to create and enact a new subsection to section 39-06-14 of the North Dakota Century Code, relating to permits to operate motorized bicycles;"

On page 1, line 2, after the comma insert the following: "subsection 3 of section 39-06-14,"

On page 2, after line 10, insert the following new sections:

"SECTION 2. AMENDMENT. Subsection 3 of section 39-06-14 of the 1981 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. a. All applicants holding a valid North Dakota ~~driver's~~ operator's license making application for renewal, shall be issued a class 3 license without being subjected to an examination as herein provided.

b. All applicants, except those holding a valid North Dakota ~~driver's~~ operator's license who will be issued a class 3 license, applying for issuance of ~~driver~~ operator licenses shall be issued a classified license after having been required to submit to an examination in the type of motor vehicle or combination of vehicles for which license is desired and which license shall authorize the holder to drive the vehicles set forth in a class as follows:

(1) Class 1. Any vehicle or combination of vehicles except vehicles under class 4.

(2) Class 2. Any vehicle or combination of vehicles except:

a- (a) Vehicles towing a trailer when the trailer being towed has a gross weight in excess of six thousand pounds [2721.55 kilograms].

b- (b) Vehicles under class 4.

(3) Class 3. Any two-axle or tandem-axle vehicle except:



- a- (a) A truck tractor combination as defined in subsection 76 of section 39-01-01.
- b- (b) A bus more than eighty inches [20.32 decimeters] in width and designed to carry more than ten persons and used for carrying passengers.
- e- (c) A two-axle or tandem-axle vehicle or combination of vehicles when towing a trailer when the trailer being towed has a gross weight in excess of six thousand pounds [2721.55 kilograms].
- d- (d) Vehicles under class 4.

~~Provided, however, an~~ An operator with a class 3 license may operate a farm tractor towing another vehicle having a gross weight in excess of six thousand pounds [2721.55 kilograms], and ~~may operate~~ a truck towing a trailer, semitrailer, or farm trailer when the gross weight of the trailer, semitrailer, or farm trailer, not including the weight of the towing vehicle, does not exceed twenty-four thousand pounds [10886.22 kilograms].

- (4) Class 4. Any motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding motorized bicycles, tractors, and vehicles on which the operator or passengers, or both, ride within an enclosed cab.
- c. The holder of a class 1, 2, or 3 license may receive a class 4 endorsement upon successful completion of an examination.
- d. An applicant sixteen years of age and older, who does not hold a current valid ~~driver's~~ operator's license may

be issued a class 4 learner's permit after successful completion of a written examination. The class 4 license will be issued after the applicant has successfully completed a driver's examination.

e. Applicants fourteen or fifteen years of age may be issued a motorcycle learner's permit if the applicant is enrolled in or has completed an approved motorcycle safety course. Applicants for a motorcycle operator's license who are under sixteen shall hold an initial learner's permit for at least two months ~~prior to~~ before applying for a class 4 operator's license, shall have completed an approved motorcycle safety course, and shall hold a valid motorcycle learner's permit at the time of application. Any person under sixteen years of age who holds a permit or license ~~shall be~~ is restricted to the operation of a motorcycle powered with an engine of two hundred cubic centimeters, or less, displacement. Evidence that the applicant has met one of the following standards shall accompany the application for a class 4 license:

- a- (1) Satisfactory completion of a motorcycle course which included at least six hours of classroom instruction and six hours of actual motorcycle operation.
- b- (2) Successful completion of a motorcycle course at an approved commercial driver training school which included at least six hours of classroom instruction and six hours of actual motorcycle operation.

SECTION 3. A new subsection to section 39-06-14 of the 1981 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

The commissioner may issue a motorized bicycle operator's permit to an applicant who is at least fourteen years of age. To obtain a permit, the applicant shall pay a

fee of eight dollars and take a written examination of the applicant's knowledge of traffic laws and general rules of the road. If the applicant passes the written examination and the commissioner is satisfied that the applicant has adequate eyesight, the commissioner may issue the applicant a motorized bicycle operator's permit, even if the applicant does not have an operator's license. The period expires in the same manner as an operator's license. A person who has an operator's license is not required to obtain a motorized bicycle operator's permit."

And renumber the lines, sections, and pages accordingly

REP. HJELLE, Chairman

HB 1379 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HB 1383 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 3, line 23, delete the word "may" and insert in lieu thereof the word "need"

And renumber the lines accordingly

REP. E. POMEROY, Chairman

HB 1383 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HB 1387 has had the same under consideration and recommends by a vote of 15 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, delete lines 10 through 24, and insert in lieu thereof the following new subsection:

"2. The six permanent members shall be the same persons appointed to serve as permanent members of the judicial nominating committee for supreme court and district court vacancies pursuant to section 27-25-02. The chairman of that committee shall also be chairman of the judicial nominating committee established by this Act."

On page 2, line 25, after the word "authority" insert the following: ", as established by section 27-25-02,"

On page 4, line 19, delete the words "If there is a multicounty agreement to share" and insert in lieu thereof the following sentence: "The expenses shall be paid by the supreme court, which shall include the anticipated expenditures in the committee budget required by section 27-25-09."

On page 4, delete lines 20 through 25

And renumber the lines and pages accordingly

REP. E. POMEROY, Chairman

HB 1387 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1415 has had the same under consideration and recommends by a vote of 7 YEAS, 6 NAYS, 4 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 8, after the word "shall" insert the words "detach and"

On page 3, line 30, after the overstruck period insert the following new subsection:

"The state board of equalization and the local officials shall guard the secrecy of the information contained on statements provided to them. Any reports made available to the public must be made in a manner that will not reveal the names of any grantors or grantees."

And renumber the lines, subsections, and pages accordingly

REP. SINNER, Chairman

HB 1415 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Industry, Business, and Labor to which was referred HB 1426 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 5, after the word "companies" insert the words "; and to declare an emergency"

On page 7, line 4, after the period insert the following new section:

"SECTION 14. EMERGENCY. This Act is hereby declared to be an emergency measure and is in effect from and after its passage and approval."

And renumber the lines and sections accordingly

REP. S. F. HOFFNER, Chairman

HB 1426 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1443 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the numeral "57-35-04" delete the word "and"

On page 1, line 2, delete the words "subsection 8 of section 57-38-30.3"

On page 1, line 3, delete the word "net" and insert in lieu thereof the words "tax on"

On page 1, line 4, delete the words "income of", and after the word "companies" delete the words "and credits which may be used by"

On page 1, delete line 5

On page 1, line 6, delete the words "method of computing income tax liability"

On page 1, line 17, remove the overstrike over the words "except for income"

On page 1, line 18, remove the overstrike over the words "from bonds for a project as provided for in subsection 4 of section"

On page 1, line 19, remove the overstrike over the numeral "40-57-03.7"

On page 1, line 22, delete the words "the following"

On page 1, delete lines 23 through 27 and insert in lieu thereof the following new language: "a credit for contributions as determined for a corporation under section 57-38-01.7 may be deducted from the tax as computed under this section."

On page 2, delete lines 1 through 15

And renumber the lines, sections, and pages accordingly  
REP. SINNER, Chairman

HB 1443 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1469 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 12, delete the word "disabled" and insert in lieu thereof the word "handicapped"

And renumber the lines accordingly  
REP. R. MEIERS, Chairman

HB 1469 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on State and Federal Government to which was referred HB 1513 has had the same under consideration and recommends by a vote of 10 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION:

On page 1, line 1, delete the word "sections" and insert in lieu thereof the word "section" and delete the second word "and"

On page 1, line 2, delete the numeral "49-22-05.1"

On page 1, line 14, delete the words "there are currently thousands of miles of high voltage"

On page 1, line 15, delete the words "transmission lines in the state and"

On page 1, line 16, delete the word "adversely"

On page 1, line 25, remove the overstrike over the words "pursuant to" and delete the words "in strict compliance with"

On page 2, line 4, remove the overstrike over the words "while ensuring continuing system reliability and integrity and"

On page 2, line 5, remove the overstrike over the words  
"ensuring that energy needs are met and fulfilled in  
an orderly and"

On page 2, line 6, remove the overstrike over the words  
"timely fashion"

On page 2, delete lines 7 through 23

And renumber the lines, sections, and pages accordingly  
REP. L. HANSON, Chairman

HB 1513 was placed on the Sixth order of business on the calendar  
for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Natural Resources to which was  
referred HB 1533 has had the same under consideration and  
recommends by a vote of 12 YEAS, 1 NAY, 4 ABSENT AND NOT VOTING  
that the same BE AMENDED AS FOLLOWS and when so amended,  
recommends the same DO PASS:

On page 1, line 1, after the word "Act" insert the words  
"to create and enact a new section to chapter 38-08.1  
of the North Dakota Century Code, relating to the  
plugging requirements for drill holes; and"

On page 1, line 27, delete the words "twenty-four hours  
prior to the time" and insert in lieu thereof the  
word "that"

On page 1, line 28, after the period insert the following  
sentence: "The required notice must be received by  
the commission at least twenty-four hours prior to  
the time plugging activities are scheduled to begin."

On page 2, line 15, delete the word "be" and insert in lieu  
thereof the words "have permanently affixed to it a  
durable nonrusting metal or plastic tag or plate"

On page 2, after line 23, insert the following new section:

"SECTION 2. A new section to chapter 38-08.1 of  
the North Dakota Century Code is hereby created and  
enacted to read as follows:

Plugging requirements - Strict liability for  
damage.

1. Except as provided in this section, all  
seismic holes must be filled with a  
bentonite-water slurry by hose injection  
and displacement upwards from the bottom  
up. The slurry mixture must have a marsh  
funnel viscosity of sixty seconds or

greater per quart (subject to field verification on site), and must contain a minimum of twenty-eight pounds of commercial plugging bentonite per forty-two gallons of water. A mechanical bridge plug must be set on top of the slurry mixture followed by a cement plug at least one foot in length. The top of a cement plug must be at least four feet below the ground surface. The remainder of the hole must be filled with native surface material.

2. Seismic holes that penetrate artesian water deposits must be stabilized with a cement slurry from the maximum depth attainable up to approximately four feet below the ground surface. The cement slurry must be of sufficient density to contain water to their native strata. The remainder of the hole must be filled with native surface material.
3. Seismic holes that penetrate artesian water deposits and encounter alkaline or saline waters must be plugged immediately as set forth in subsection 1 except that a heavier slurry mixture must be used with the addition of inorganic drying or stabilizing chemicals such as calcium chloride, sodium bicarbonate, or soda ash to assist in the effective plugging and stability of the bentonite column in the hole.
4. The seismic company is strictly liable for all damages resulting from failure to comply with the provisions of this section."

And renumber the lines and pages accordingly

REP. BROKAW, Chairman

HB 1533 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Natural Resources to which was referred HB 1534 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 20, after the underscored period insert the following: "If the mineral developer plans to begin drilling operations within thirty days of the termination date of the mineral lease, the required



notice under this section may be given at any time prior to commencement of drilling operations."

On page 2, line 14, delete the words "Upon approval by county commission of a geophysical"

On page 2, delete line 15

On page 2, line 16, delete the words "shall notify the landowner or lessee" and insert in lieu thereof the words "The permit holder shall notify the operator of the land at least"

And renumber the lines accordingly

REP. BROKAW, Chairman

HB 1534 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Natural Resources to which was referred HB 1551 has had the same under consideration and recommends by a vote of 13 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 16, after the word "coal" insert the words "or biomass"

On page 1, line 18, overstrike the word "farm"

And renumber the lines accordingly

REP. BROKAW, Chairman

HB 1551 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on State and Federal Government to which was referred HB 1555 has had the same under consideration and recommends by a vote of 8 YEAS, 7 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

On page 1, line 11, delete the word "central" and insert in lieu thereof the word "state"

On page 1, line 25, after the comma insert the words "physical handicap,"

On page 3, line 33, remove the overstrike over the word "~~three~~", and delete the word "two"

On page 5, line 8, after the word "religion," insert the words "physical handicap,"

And renumber the lines and pages accordingly

REP. L. HANSON, Chairman

HB 1555 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1575 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 17, after the word "facilities" insert the words "will be made"

On page 1, line 18, delete the words "is subject to the approval of the department of human"

On page 1, line 19, delete the word "services" and after the period insert the words "Placement in congregate care will be in facilities designated by the department of human services."

And renumber the lines accordingly

REP. JACOBSON, Chairman

HB 1575 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Natural Resources to which was referred HB 1584 has had the same under consideration and recommends by a vote of 11 YEAS, 3 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 2, delete the words "the state highway department, counties, townships, or"

On page 1, line 3, delete the words "railroads plan" and insert in lieu thereof the words "a county or township plans"

On page 1, line 7, delete the words "the state"

On page 1, delete line 8 and insert in lieu thereof "a county or township"

On page 1, line 11, delete the words "state highway department," delete the comma after the word "county" and insert in lieu thereof the word "or", and delete the comma after the word "township"

On page 1, line 12, delete the words "or railroad corporation" and after the word "notice" insert the words "in any way"

On page 1, line 17, delete the words "state highway"

On page 1, line 18, delete the word "department," delete the comma after the word "county" and insert in lieu thereof the word "or", and delete the words ", or railroad corporation" and after the period insert the following new sentence: "This Act does not apply in times of emergency, unexpected events, or acts of God."

And renumber the lines accordingly

REP. BROKAW, Chairman

HB 1584 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on State and Federal Government to which was rereferred HB 1598 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 2, delete the words ", conference call"

On page 2, line 5, remove the overstrike over the words "~~and which have requested to be so notified of such special or~~"

On page 2, line 6, remove the overstrike over the words "~~emergency meetings~~"

And renumber the lines and pages accordingly

REP. L. HANSON, Chairman

HB 1598 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1608 has had the same under consideration and recommends by a vote of 15 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 11, delete the words "not in excess of two mills"

On page 1, line 12, delete the words "the provision of" and insert in lieu thereof the words "fees charged by a school district pursuant to section 15-34.2-06.1 for"

On page 1, line 13, after the word "students" insert the words "who reside", and after the word "city" and before the period insert the words "but who attend school in another city in the same school district"

On page 1, delete lines 14 through 17

On page 1, line 18, delete the word "district.", and after the period insert the following sentence: "A city levying a tax pursuant to this section may levy only so much as will be required to provide an amount representing the difference between the estimated state transportation payment to be received by the school district on behalf of students residing in the city but attending school outside of the city and the estimated actual cost to be incurred by the district in providing transportation for those students."

And renumber the lines accordingly

REP. JACOBSON, Chairman

HB 1608 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HB 1616 has had the same under consideration and recommends by a vote of 12 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 6, after the word "damages," insert the following words: "a significant portion of which is based upon the loss of earning capacity or need for future medical treatment, rehabilitation, or custodial care,"

And renumber the lines accordingly

REP. E. POMEROY, Chairman

HB 1616 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1623 has had the same under consideration and recommends by a vote of 9 YEAS, 4 NAYS, 4 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

On page 1, line 9, delete the words "operated by the extension division of" and insert in lieu thereof the words "under the direction of the director of North Dakota agricultural experiment stations at"

- On page 1, line 20, delete the words "extension division of" and insert in lieu thereof the words "director of North Dakota agricultural experiment stations at"
- On page 1, line 26, delete the words "extension division of" and insert in lieu thereof the words "director of North Dakota agricultural experiment stations at"
- On page 2, line 16, delete the word "extension"
- On page 2, line 17, delete the words "division of" and insert in lieu thereof the words "director of North Dakota agricultural experiment stations at"
- On page 2, line 25, delete the words "extension division of" and insert in lieu thereof the words "director of North Dakota agricultural experiment stations at"

And renumber the lines and pages accordingly

REP. JACOBSON, Chairman

HB 1623 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1624 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 12, delete the word "sanatorium" and insert in lieu thereof the word "sanitarium"

And renumber the lines accordingly

REP. R. MEIERS, Chairman

HB 1624 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on State and Federal Government to which was rereferred Engrossed HB 1645 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed bill, line 8, after the word "thereon" insert the words "; and declaring an emergency"

On page 5 of the engrossed bill, after line 2, insert the following new section:

"SECTION 4. EMERGENCY. This Act is hereby declared to be an emergency measure and is in effect from and after its passage and approval."

And renumber the lines, sections, and pages accordingly  
 REP. L. HANSON, Chairman

Engrossed HB 1645 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1661 has had the same under consideration and recommends by a vote of 14 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 13, delete the word "of" and insert in lieu thereof the words "not to exceed" and delete the word ", for" and insert in lieu thereof the word "and"

On page 2, line 14, delete the word "may" and insert in lieu thereof the word "shall"

And renumber the lines accordingly  
 REP. R. MEIERS, Chairman

HB 1661 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Transportation to which was referred HB 1666 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, delete the words "sections 39-06-43 and" and insert in lieu thereof the word "section"

On page 1, line 2, delete the word "driver's"

On page 1, line 3, delete the words "license suspension and"

On page 1, delete lines 6 through 28

On page 2, line 5, remove the overstrike over the words "~~a license, pursuant to section 39-06-1-10,~~"

On page 2, line 6, remove the overstrike over the words "~~when the commissioner has~~" and remove the overstrike over the words "~~pursuant to section~~"

On page 2, line 7, remove the overstrike over the words "~~39-20-04, or when the commissioner has extended a suspension or~~"

On page 2, line 8, remove the overstrike over the words "~~revocation pursuant to section 39-06-43,~~"

On page 2, line 9, remove the overstrike over the words "~~, for good cause, upon receiving~~"

On page 2, line 10, remove the overstrike over the words "~~written application from the licensee affected,~~"

On page 2, line 12, remove the overstrike over the words "~~, for the remainder of the suspension~~"

On page 2, line 13, remove the overstrike over the word "~~period-~~"

On page 2, line 15, overstrike the period

On page 2, line 16, delete the word "shall" and insert in lieu thereof the word "may"

And renumber the lines, sections, and pages accordingly  
REP. HJELLE, Chairman

HB 1666 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1724 has had the same under consideration and recommends by a vote of 15 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 3, line 5, remove the overstrike over the word "~~te~~"

On page 3, line 7, after the word "schools" insert the words "fund public elementary and secondary education", remove the overstrike over the words "~~in North Dakota~~" and immediately thereafter insert the words "at the level of seventy percent of the educational cost per pupil as determined under the provisions of chapter 15-40.1", and remove the overstrike over the overstruck comma

And renumber the lines accordingly  
REP. JACOBSON, Chairman

HB 1724 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on State and Federal Government to which was referred HCR 3013 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, delete the word "public", and after the word "television" insert the words "and radio"

On page 1, line 4, delete the word "public", and after the word "television" insert the words "and radio"

On page 1, line 8, after the word "television" insert the words "and radio"

On page 1, line 9, delete the word "public"

On page 1, line 10, after the word "television" insert the words "and radio"

On page 1, line 13, delete the word "public", and after the word "television" insert the words "and radio"

On page 1, line 22, delete the word "public", and after the word "television" insert the words "and radio"

On page 1, line 28, delete the word "public", and after the word "television" insert the words "and radio"

On page 2, line 5, delete the word "public", and after the word "television" insert the words "and radio"

And renumber the lines and pages accordingly

**REP. L. HANSON, Chairman**

HCR 3013 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Appropriations to which was referred HB 1115 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING that the same DO PASS.

**REP. MERTENS, Chairman**

HB 1115 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Social Services and Veterans Affairs to which was referred HB 1309 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

**REP. R. MEIERS, Chairman**



HB 1309 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HB 1341 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. E. POMEROY, Chairman

HB 1341 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HB 1355 has had the same under consideration and recommends by a vote of 10 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. E. POMEROY, Chairman

HB 1355 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on State and Federal Government to which was rereferred HB 1360 has had the same under consideration and recommends by a vote of 8 YEAS, 5 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. L. HANSON, Chairman

HB 1360 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Industry, Business, and Labor to which was referred HB 1362 has had the same under consideration and recommends by a vote of 8 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. S. F. HOFFNER, Chairman

HB 1362 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Industry, Business, and Labor to which was referred HB 1390 has had the same under consideration and recommends by a vote of 9 YEAS, 7 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. S. F. HOFFNER, Chairman

HB 1390 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1399 has had the same under consideration and recommends by a vote of 10 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. SINNER, Chairman

HB 1399 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Appropriations to which was rereferred Engrossed HB 1455 has had the same under consideration and recommends by a vote of 19 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

REP. MERTENS, Chairman

Engrossed HB 1455 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Industry, Business, and Labor to which was referred HB 1457 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

REP. S. F. HOFFNER, Chairman

HB 1457 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on State and Federal Government to which was referred HB 1502 has had the same under consideration and recommends by a vote of 7 YEAS, 5 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS.

REP. L. HANSON, Chairman

HB 1502 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Judiciary to which was referred HB 1558 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. E. POMEROY, Chairman

HB 1558 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Finance and Taxation to which was referred HB 1588 has had the same under consideration and recommends by a vote of 13 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. SINNER, Chairman

HB 1588 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Industry, Business, and Labor to which was referred HB 1593 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. S. F. HOFFNER, Chairman

HB 1593 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HB 1614 has had the same under consideration and recommends by a vote of 12 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. E. POMEROY, Chairman

HB 1614 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HB 1620 has had the same under consideration and recommends by a vote of 10 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. E. POMEROY, Chairman

HB 1620 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HB 1621 has had the same under consideration and recommends by a vote of 13 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. E. POMEROY, Chairman

HB 1621 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HB 1671 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. E. POMEROY, Chairman

HB 1671 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred HCR 3023 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. E. POMEROY, Chairman

HCR 3023 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on State and Federal Government to which was referred HCR 3025 has had the same under consideration and recommends by a vote of 10 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

**REP. L. HANSON, Chairman**

HCR 3025 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on State and Federal Government to which was referred HCR 3042 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same DO PASS.

**REP. L. HANSON, Chairman**

HCR 3042 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### **FIRST READING OF A HOUSE CONCURRENT RESOLUTION**

Reps. O. Hanson, Rued introduced:

**HCR 3050:** A concurrent resolution directing a Legislative Council study of the workmen's compensation wage base and its effect on all employers in the state.

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

#### **FIRST READING OF SENATE BILLS**

**SB 2152:** A BILL for an Act to amend and reenact subsection 1 of section 38-14.1-19 of the North Dakota Century Code, relating to informal conference procedures.

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

**SB 2157:** A BILL for an Act to create and enact a new subsection to section 38-14.1-24 of the North Dakota Century Code, relating to auger mining; and to amend and reenact subsection 33 of section 38-14.1-02 of the North Dakota Century Code, relating to auger mining.

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

**SB 2271:** A BILL for an Act to provide minimum conditions for a dual choice option between nonprofit health service corporations or insurance companies and health maintenance organizations; to determine the payment of benefits for persons with continuous coverage; and to declare an emergency.

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

**SB 2284:** A BILL for an Act to amend and reenact sections 10-30-06, 10-30-08, and 10-30-09 of the North Dakota Century Code, relating to state development corporations.

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

SB 2345: A BILL for an Act to create and enact a new chapter to title 6 of the North Dakota Century Code, relating to a beginning farmer loan guarantee program to be administered by the Bank of North Dakota; and to repeal sections 54-17-29, 54-17-30, and 54-17-31 of the North Dakota Century Code, relating to an industrial commission loan guarantee program for seller-sponsored loans between landowners and beginning farmers, the procedure on default of a guaranteed loan, and the establishment and maintenance of an adequate guarantee fund through an appropriation from the lands and minerals trust.

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

SB 2347: A BILL for an Act to amend and reenact subdivision m of subsection 1 of section 57-38-01.2, subsection 2 of section 57-38-67, and section 57-38-70 of the North Dakota Century Code, relating to definition of a beginning farmer and terms of qualifying contracts for deed.

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

SB 2389: A BILL for an Act to amend and reenact sections 61-04.1-06, 61-04.1-24, 61-04.1-26, 61-04.1-32, and 61-04.1-40 of the North Dakota Century Code, relating to mill levy for weather modification authorities.

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

SB 2420: A BILL for an Act to amend and reenact subdivision o of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries.

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

SB 2424: A BILL for an Act to amend and reenact section 35-01-04 of the North Dakota Century Code, relating to creation of liens secured by purchase money security interests.

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

SB 2465: A BILL for an Act to provide for a ten-mill levy, in addition to any levies authorized by law, for organized or unorganized townships for purposes of a legal contingency fund.

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

SB 2491: A BILL for an Act to amend and reenact section 2-06-10 of the North Dakota Century Code, relating to issuance of

general obligation bonds for airport authorities; and providing that this Act does not affect transactions occurring before the effective date of this Act; and to declare an emergency.

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

**FIRST READING OF A SENATE CONCURRENT RESOLUTION**

SCR 4025: A concurrent resolution requesting the Congress of the United States to propose an amendment to the Constitution of the United States providing protection for all human life, and expressing support for other legislation to protect life.

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

The House stood adjourned pursuant to Representative Backes' motion.

CHARLES FLEMING, Chief Clerk