

JOURNAL OF THE HOUSE

Forty-eighth Legislative Assembly

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THIRTIETH DAY

Bismarck, February 14, 1983  
The House convened at 1:00 p.m., with Speaker Kelly presiding.

The prayer was offered by Rev. Mel Soderberg, First Lutheran Church, Bismarck.

ROLL CALL

The roll was called and all members were present, except Representative Hausauer.

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-ninth day and finds the same to be correct.

REP. LAUGHLIN, Chairman

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

SIGNING OF BILLS AND RESOLUTIONS

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

SB 2186

CHARLES FLEMING, Chief Clerk

MESSAGES TO THE SENATE  
HOUSE CHAMBER

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

HB 1019, HB 1068, HB 1115, HB 1309, HB 1343, HB 1360,  
HB 1399, HB 1453, HB 1455, HB 1457, HB 1471, HB 1502,  
HB 1588, HB 1631, HB 1707

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

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

SB 2186

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## MESSAGES FROM THE SENATE

## SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith HB 1071 which the Senate has amended as follows:

## SENATE AMENDMENTS TO HB 1071

On page 1, line 15, delete the numeral "1983" and insert "198

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 2162, SB 2363, SB 2421, SB 2453, SB 2454, SB 2489,  
SCR 4033, SCR 4035

Very respectfully,  
LEO LEIDHOLM, Secretary

## SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith the following which the President has signed:

HCR 3039

Very respectfully,  
LEO LEIDHOLM, Secretary

## RECOGNITION

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

SPEAKER KELLY ANNOUNCED that a former Senator was in the chambers, and requested that the House recognize former Senator Agnes Geelan, and Senator Geelan was thereupon introduced to the House.

## SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to HB 1018 as recommended by the Committee on Appropriations as printed on page 1000 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1034 as recommended by the Committee on Appropriations as printed on pages 1000 and 1001 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to Engrossed HB 1057 as recommended by the Committee on Appropriations as printed on page 1001 of the House Journal be adopted, which motion prevailed.

REP. E. POMEROY MOVED that the amendments to HB 1143 as recommended by the Committee on Judiciary as printed on page 1002 of the House Journal be adopted, which motion prevailed.

REP. R. MEIERS MOVED that the amendments to HB 1246 as recommended by the Committee on Social Services and Veterans Affairs as printed on pages 1002 and 1003 of the House Journal be adopted, which motion prevailed.

REP. E. POMEROY MOVED that the amendments to HB 1250 as recommended by the Committee on Judiciary as printed on page 1003 of the House Journal be adopted, which motion prevailed.

REP. W. MEYER MOVED that the amendments to HB 1354 as recommended by the Committee on Agriculture as printed on page 1004 of the House Journal be adopted, which motion prevailed.

REP. DOTZENROD MOVED that the amendments to HB 1366 as recommended by the Committee on Political Subdivisions as printed on page 1004 of the House Journal be adopted, which motion prevailed.

REP. E. POMEROY MOVED that the amendments to HB 1389 as recommended by the Committee on Judiciary as printed on page 1004 of the House Journal be adopted, which motion prevailed.

REP. DOTZENROD MOVED that the amendments to HB 1447 as recommended by the Committee on Political Subdivisions as printed on pages 1005 and 1006 of the House Journal be adopted, which motion prevailed.

REP. W. MEYER MOVED that the amendments to HB 1473 as recommended by the Committee on Agriculture as printed on page 1006 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1479 as recommended by the Committee on Industry, Business, and Labor as printed on pages 1006 and 1007 of the House Journal be adopted, which motion prevailed.

REP. L. HANSON MOVED that the amendments to HB 1481 as recommended by the Committee on State and Federal Government as printed on pages 1007-1009 of the House Journal be adopted, which motion prevailed.

REP. L. HANSON MOVED that the amendments to HB 1531 as recommended by the Committee on State and Federal Government as printed on pages 1009-1011 of the House Journal be adopted, which motion prevailed.

REP. DOTZENROD MOVED that the amendments to HB 1543 as recommended by the Committee on Political Subdivisions as printed on page 1011 of the House Journal be adopted, which motion prevailed.

REP. E. POMEROY MOVED that the amendments to HB 1566 as recommended by the Committee on Judiciary as printed on page 1012 of the House Journal be adopted, which motion prevailed.

REP. DOTZENROD MOVED that the amendments to HB 1579 as recommended by the Committee on Political Subdivisions as printed on page 1013 of the House Journal be adopted, which motion prevailed.

REP. DOTZENROD MOVED that the amendments to HB 1649 as recommended by the Committee on Political Subdivisions as printed on page 1014 of the House Journal be adopted, which motion prevailed.

REP. E. POMEROY MOVED that the amendments to HB 1653 as recommended by the Committee on Judiciary as printed on pages 1014 and 1015 of the House Journal be adopted, which motion prevailed.

REP. L. HANSON MOVED that the amendments to HB 1662 as recommended by the Committee on State and Federal Government as printed on page 1015 of the House Journal be adopted, which motion prevailed.

REP. BROKAW MOVED that the amendments to HB 1686 as recommended by the Committee on Natural Resources as printed on page 1015 of the House Journal be adopted, which motion prevailed.

REP. E. POMEROY MOVED that the amendments to HB 1691 as recommended by the Committee on Judiciary as printed on pages 1016-1018 of the House Journal be adopted, which motion prevailed.

REP. W. MEYER MOVED that the amendments to HCR 3031 as recommended by the Committee on Agriculture as printed on page 1018 of the House Journal be adopted, which motion prevailed.

REP. E. POMEROY MOVED that the amendments to HCR 3032 as recommended by the Committee on Judiciary as printed on pages 1018-1020 of the House Journal be adopted, which motion prevailed.

REP. HJELLE MOVED that the amendments to SB 2170 as recommended by the Committee on Transportation as printed on page 1020 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 1008, HB 1011, HB 1013, HB 1014, HB 1015, HB 1020,  
 HB 1032, HB 1035, HB 1067, HB 1253, HB 1490, HB 1586,  
 HB 1596, HB 1643

REP. G. MARTIN, Chairman

REP. O'CONNELL MOVED that the report be adopted, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1346: A BILL for an Act to amend and reenact section 32-15-05 of the North Dakota Century Code, relating to standards to be applied in eminent domain proceedings when the land taken is agricultural land.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 19 YEAS, 84 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Brokaw; Hanson, O.; Lang; Lardy; Laughlin; Lipsiea;  
 Meier, A.; Melby; Murphy; Olafson; Olsen, D.;  
 Olson, A.; Rayl; Schindler; Shide; Stofferahn; Vig;  
 Williams, C.; Williams, W.

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

ABSENT AND NOT VOTING: Gerl; Hausauer; Peterson

HB 1346 was declared lost.

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## MOTIONS

REP. BACKES MOVED that HB 1314 be reprinted, which motion prevailed.

REP. BACKES MOVED that HB 1507, HB 1008, HB 1011, HB 1013, HB 1014, HB 1015, HB 1020, HB 1032, HB 1035, HB 1063, HB 1067, and HB 1096 be moved to the head of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILLS

HB 1507: A BILL for an Act to provide financial assistance to tribally controlled community colleges located in this state to defray the costs of education attributable to non-Indian students enrolled in such institutions; 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 42 YEAS, 62 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Gullickson; Halmrast; Hamerlik; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Jacobson; Keller; Koski; Kretschmar; Lang; Larson, B.; Laughlin; Lloyd; Meier, A.; Meiers, R.; Meyer, R.; Meyer, W.; Nicholas; Nowatzki; O'Connell; Opedahl; Pomeroy, G.; Richard; Riehl; Sanstead; Schneider; Schoenwald; Solberg; Unhjem; Vander Vorst; Vig; Williams, A.; Williams, C.

NAYS: Anderson, C.; Anderson, R.; Black; Boyle; Conmy; Eagles; Gates; Goetz; Gorder; Gunsch; Hanson, L.; Hanson, O.; Haugland; Hill; Horgan; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kuchera; Lardy; Larson, R.; Lautenschlager; Linderman; Lipsiea; Martin, C.; Martin, G.; Martinson; Melby; Mertens; Moore; Murphy; Mushik; Nalewaja; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Peterson; Pomeroy, E.; Rayl; Retzer; Rice; Riley; Rued; Schindler; Shide; Shockman; Sinner; Stofferahn; Swiontek; Thompson; Timm; Watne; Wentz; Whalen; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Hausauer; Strinden

HB 1507 was declared lost.

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HB 1008: A BILL for an Act making an appropriation for defraying the expenses of the division of independent study of the state of North Dakota.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on page 962 of the House Journal, the roll was called and there were 99 YEAS, 4 NAYS, 3 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.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; 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; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Melby; Meyer, W.; Murphy; Olsen, D.

ABSENT AND NOT VOTING: Backes; Hausauer; Thompson

HB 1008 passed and the title was agreed to.

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HB 1011: A BILL for an Act making an appropriation for defraying the expenses of the council on the arts of the state of North Dakota.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on page 963 of the House Journal, the roll was called and there were 95 YEAS, 9 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; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; 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; Schindler; Schneider;  
 Schoenwald; Shide; Shockman; Sinner; Solberg;  
 Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem;  
 Vander Vorst; Vig; Watne; Wentz; Williams, A.;  
 Williams, C.; Williams, W.; Wold; Madam Speaker

**NAYS:** Gorder; Kingsbury; Melby; Meyer, R.; Meyer, W.;  
 Murphy; Olafson; Rued; Whalen

**ABSENT AND NOT VOTING:** Hausauer; Sanstead

HB 1011 passed and the title was agreed to.

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**HB 1013:** A BILL for an Act creating a native American alcohol and drug abuse education program and making an appropriation for defraying the expenses of the Indian affairs commission of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 899 and 900 of the House Journal, the roll was called and there were 80 YEAS, 23 NAYS, 3 ABSENT AND NOT VOTING.

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

**NAYS:** Anderson, C.; Anderson, R.; Conmy; Gates; Goetz;  
 Gorder; Gunsch; Hanson, O.; Hughes; Kuchera;  
 Larson, R.; Melby; Murphy; Olafson; Olsen, D.;  
 Olson, A.; Rued; Schindler; Shide; Thompson; Timm;  
 Vander Vorst; Whalen

**ABSENT AND NOT VOTING:** Hausauer; Retzer; Unhjem

HB 1013 passed and the title was agreed to.

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HB 1014: A BILL for an Act making an appropriation for defraying the expenses of the department of veterans' affairs of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 964 of the House Journal, the roll was called and there were 101 YEAS, 2 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; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; 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; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Murphy; Schoenwald

ABSENT AND NOT VOTING: Hausauer; Retzer; Unhjem

HB 1014 passed and the title was agreed to.

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#### RECOGNITION

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

#### SECOND READING OF HOUSE BILLS

HB 1015: A BILL for an Act making an appropriation for defraying the expenses of the state laboratories department of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 964 and 965 of the House Journal, the roll was called and there were 98 YEAS, 3 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; Knudson; 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, W.; Moore; 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; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Wold; Madam Speaker

NAYS: Meyer, R.; Murphy; Rued

ABSENT AND NOT VOTING: Hausauer; Lardy; Richard; Unhjem; Williams, W.

HB 1015 passed and the title was agreed to.

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HB 1020: A BILL for an Act making appropriation for defraying the expenses of the predatory animal control of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 965 of the House Journal, the roll was called and there were 87 YEAS, 14 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin;

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

NAYS: Anderson, C.; DeMers; Halmrast; Hughes; Meiers, R.;  
 Melby; Murphy; Olafson; Olson, A.; Peltier; Riley;  
 Rued; Timm; Wentz

ABSENT AND NOT VOTING: Backes; Hausauer; Sanstead;  
 Stofferahn; Unhjem

HB 1020 passed and the title was agreed to.

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HB 1032: A BILL for an Act making an appropriation for defraying  
 the expenses of the commissioner of university and school  
 lands of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on  
 page 966 of the House Journal, the roll was called and there were  
 99 YEAS, 3 NAYS, 4 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.; Hanson, O.; Haugland;  
 Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan;  
 Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec;  
 Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang;  
 Larson, B.; Larson, R.; Laughlin; Lautenschlager;  
 Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.;  
 Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.;  
 Meyer, W.; Moore; 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; Strinden; Swiontek; Thompson; Timm;  
 Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen;  
 Williams, A.; Williams, C.; Williams, W.; Wold;  
 Madam Speaker

NAYS: Melby; Murphy; Rued

ABSENT AND NOT VOTING: Backes; Hausauer; Lardy;  
Stofferahn

HB 1032 passed and the title was agreed to.

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HB 1035: A BILL for an Act making an appropriation for defraying the administrative costs of the teachers' fund for retirement of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 966 and 967 of the House Journal, the roll was called and there were 102 YEAS, 1 NAY, 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; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; 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; 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; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Murphy

ABSENT AND NOT VOTING: Hausauer; Lardy; Stofferahn

HB 1035 passed and the title was agreed to.

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HB 1063: A BILL for an Act to provide for payments by the state to counties of a per-day inmate housing cost for persons incarcerated pending trial in or upon sentence from district court; 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 79 YEAS, 24 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Laughlin; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Schneider; Schoenwald; Shockman; Thompson; Timm; Unhjem; Vander Vorst; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Boyle; Eagles; Erdman; Gunsch; Hill; Horgan; Hughes; Kingsbury; Kloubec; Kuchera; Larson, R.; Lautenschlager; Lipsiea; Murphy; Olsen, D.; Sanstead; Schindler; Shide; Sinner; Solberg; Strinden; Swiontek; Vig; Wold

ABSENT AND NOT VOTING: Hausauer; Lardy; Stofferahn

HB 1063 passed and the title was agreed to.

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HB 1067: A BILL for an Act to amend and reenact sections 39-03.1-09 and 39-03.1-10 of the North Dakota Century Code, relating to contributions by the state of North Dakota and members of the highway patrol to the highway patrolmen's retirement system.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on pages 967 and 968 of the House Journal, the roll was called and there were 99 YEAS, 3 NAYS, 4 ABSENT AND NOT VOTING.

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

Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Moore; 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; Shockman; Sinner; Solberg; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Boyle; Murphy; Sanstead

ABSENT AND NOT VOTING: Hanson, O.; Hausauer; Melby; Stofferahn

HB 1067 passed and the title was agreed to.

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#### MOTIONS

REP. BACKES MOVED that HB 1173 be moved to the head of the calendar, which motion prevailed.

REP. BACKES MOVED that HB 1096, HB 1478, and HB 1512 be placed at the foot of the calendar, which motion prevailed.

REP. HILL MOVED that the House reconsider its action whereby HB 1665 failed to pass.

#### REQUEST

REP. HUGHES REQUESTED a recorded roll call vote, which request was granted.

#### ROLL CALL

The question being on the motion to reconsider HB 1665, the roll was called and there were 46 YEAS, 57 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Boyle; Brokaw; DeMers; Dotzenrod; Erdman; Gerl; Gullickson; Halmrast; Hanson, L.; Haugland; Hill; Hoffner, S. F.; Horgan; Keller; Knudson; Laughlin; Lautenschlager; Linderman; Lipsiea; Martin, C.; Meier, A.; Meiers, R.; Mushik; Nalewaja; Olafson; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rued; Sanstead; Schneider; Schoenwald; Shockman; Swiontek; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, R.; Black; Conmy; DuBord; Eagles; Gates; Goetz; Gorder; Gunsch; Hamerlik; Hjelle; Hoffner, Serenus; Hughes; Jacobson; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Lloyd; Martin, G.;

Martinson; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Opedahl; Peltier; Rayl; Retzer; Rice; Richard; Riehl; Riley; Schindler; Shide; Sinner; Solberg; Strinden; Thompson; Timm; Whalen; Williams, A.; Wold

**ABSENT AND NOT VOTING:** Hanson, O.; Hausauer; Stofferahn

So the motion to reconsider HB 1665 failed to pass.

#### REPORT OF PROCEDURAL COMMITTEE

**MADAM SPEAKER:** Your Committee on Enrollment and Engrossment respectfully report that the following bill was delivered to the Secretary of State at the hour of 1:42 p.m., February 14, 1983:

HCR 3039

REP. G. MARTIN, Chairman

#### SECOND READING OF HOUSE BILLS

**HB 1173:** A BILL for an Act to create and enact a new section to chapter 11-15 of the North Dakota Century Code, relating to fees and expenses incurred by a sheriff or his deputy in transporting escaped persons from a state facility.

Which has been read.

#### ROLL CALL

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

**YEAS:** Knudson; Martin, C.

**NAYS:** 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; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; 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; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Solberg; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

**ABSENT AND NOT VOTING:** Backes; Hanson, O.; Hausauer; Kingsbury; Riehl; Sinner; Stofferahn; Strinden

HB 1173 was declared lost.

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HB 1379: A BILL for an Act 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; to amend and reenact subsections 2, 34, and 36 of section 39-01-01, subsection 3 of section 39-06-14, and sections 39-10.2-01 and 39-28-01 of the North Dakota Century Code, relating to the definitions of bicycle, motor vehicle, and motorized bicycle, to application of traffic laws to persons operating motorcycles and motorized bicycles, and to additional fees for motorized bicycle and motorcycle registration for purposes of motorcycle safety education; and to repeal section 39-10.1-07.1 of the North Dakota Century Code, relating to minimum age requirements for operators of motorized bicycles.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 906-909 of the House Journal, the roll was called and there were 94 YEAS, 5 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meiers, R.; Melby; Mertens; Meyer, W.; Moore; 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; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Black; Meier, A.; Meyer, R.; Murphy; Riley

ABSENT AND NOT VOTING: Goetz; Hanson, O.; Hausauer; Kingsbury; Knudson; Stofferahn; Strinden

HB 1379 passed and the title was agreed to.

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HB 1383: A BILL for an Act to create and enact a new section to chapter 16.1-06 of the North Dakota Century Code, relating to the use of electronic counting machines; and to amend and reenact sections 16.1-06-04, 16.1-13-23, 16.1-15-08, 16.1-15-09, and 16.1-15-10 of the North Dakota Century Code, relating to the form and handling of the ballot and the canvassing of votes.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 909 of the House Journal, the roll was called and there were 102 YEAS, 0 NAYS, 4 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.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; 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; 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; 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.; Hausauer; Stofferahn; Strinden

HB 1383 passed and the title was agreed to.

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HB 1387: A BILL for an Act to create and enact a new chapter to title 27 of the North Dakota Century Code, relating to vacancies in the office of judge of county court and to a judicial nominating committee; and to amend and reenact sections 27-07.1-03 and 44-02-04 of the North Dakota Century Code, relating to vacancies in the office of judge of the county court.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on pages 909 and 910 of the House Journal, the roll was called and there were 96 YEAS, 3 NAYS, 7 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.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; 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; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Whalen; Williams, A.; Williams, W.; Wold; Madam Speaker

NAYS: Kingsbury; Melby; Wentz

ABSENT AND NOT VOTING: Hanson, O.; Hausauer; Horgan; Rued; Stofferahn; Strinden; Williams, C.

HB 1387 passed and the title was agreed to.

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HB 1413: A BILL for an Act to amend and reenact section 18-11-03 of the North Dakota Century Code, relating to the definition of "fireman".

Which has been read.

## 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; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; 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; 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; 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.; Hausauer;  
 Horgan; Kuchera; Murphy; Stofferahn

HB 1413 passed and the title was agreed to.

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HB 1426: A BILL for an Act to provide for the revocation of charters for investment trust companies formed under chapter 6-11 and the appointment of a receiver to liquidate and distribute the assets of such investment trust companies; and to repeal chapter 6-11 of the North Dakota Century Code, relating to investment trust companies; and to declare an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 910 and 911 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; Boyle;  
 Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles;  
 Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch;  
 Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle;  
 Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes;  
 Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson;  
 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; 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; 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: Black; Hanson, O.; Hausauer;  
Murphy; Stofferahn

HB 1426 passed, the title was agreed to, and the emergency clause carried.

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HB 1431: A BILL for an Act to create and enact a new section to chapter 24-17 of the North Dakota Century Code, relating to ratifying the agreement between the highway corridor board and the secretary of transportation; to amend and reenact sections 24-17-02, 24-17-03, 24-17-05, 24-17-09, 24-17-10, 24-17-11, 24-17-12, and 24-17-15 of the North Dakota Century Code, relating to the regulation of outdoor advertising and transferring the duties of the highway corridor board to the highway commissioner; and to repeal sections 24-17-04, 24-17-06, 24-17-07, and 24-17-08 of the North Dakota Century Code, relating to the duties and authority of the highway corridor board.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 97 YEAS, 3 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Black; Boyle; Brokaw; Conny; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; 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; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Aubol; Lardy; Meiers, R.

ABSENT AND NOT VOTING: Backes; Hanson, O.; Hausauer;  
Larson, B.; Murphy; Stofferahn

HB 1431 passed and the title was agreed to.

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HB 1443: A BILL for an Act to amend and reenact section 57-35-04 of the North Dakota Century Code, relating to deduction of charitable contributions from the tax on banks and trust companies; 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 pages 911 and 912 of the House Journal, the roll was called and there were 98 YEAS, 0 NAYS, 8 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.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; 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; 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; 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.; Hausauer; Knudson; Kuchera; Larson, B.; Murphy; Richard; Stofferahn

HB 1443 passed and the title was agreed to.

\*\*\*\*\*

HB 1469: A BILL for an Act to amend and reenact section 25-13-02 of the North Dakota Century Code, relating to the admittance to public places of blind and physically handicapped persons who are accompanied by a guide or service dog.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 912 of the House Journal, the roll was called and there were 99 YEAS, 0 NAYS, 7 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.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; 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; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; 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.; Hausauer; Koski; Murphy; Peterson; Richard; Stofferahn

HB 1469 passed and the title was agreed to.

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HB 1491: A BILL for an Act to create and enact a new section to chapter 32-15 of the North Dakota Century Code, relating to limitations on eminent domain powers.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 36 YEAS, 64 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; DeMers; Gerl; Gorder; Gullickson; Kent; Kuchera; Lang; Laughlin; Lautenschlager; Lipsiea; Martin, G.; Meier, A.; Meiers, R.; Melby; Mertens; Mushik; Olafson; Olsen, D.; Olson, A.; O'Shea; Retzer; Rued; Schindler; Schneider; Shide; Shockman; Strinden; Thompson; Vig; Whalen

NAYS: Conmy; Dotzenrod; DuBord; Eagles; Erdman; Gates; Goetz; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lardy; Larson, B.; Larson, R.; Linderman; Lloyd; Martin, C.; Martinson; Meyer, R.; Meyer, W.; Moore;

Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Sanstead; Schoenwald; Sinner; Solberg; Swiontek; Timm; Unhjem; Vander Vorst; Watne; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Boyle; Hanson, O.; Hausauer; Murphy; Stofferahn; Wentz

IB 1491 was declared lost.

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IB 1513: A BILL for an Act to amend and reenact section 49-22-02 of the North Dakota Century Code, relating to transmission line siting policies under the Energy Conservation and Transmission Facility Siting Act; and to repeal section 49-22-07.2 of the North Dakota Century Code, relating to the waiver of procedures and time schedules for construction of an energy conversion facility or transmission facility within the state.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 912 and 913 of the House Journal, the roll was called and there were 21 YEAS, 79 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Brokaw; DeMers; Gerl; Gorder; Hill; Koski; Laughlin; Lloyd; Melby; Mushik; Olafson; Olsen, D.; Olson, A.; O'Shea; Retzer; Rued; Schindler; Shide; Shockman; Thompson; Vig

NAYS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Dotzenrod; DuBord; Eagles; Erdman; Gates; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lipsiea; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nowatzki; O'Connell; Opedahl; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Sanstead; Schneider; Schoenwald; Sinner; Solberg; Strinden; Swiontek; Timm; Unhjem; Vander Vorst; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Conmy; Hanson, O.; Hausauer; Murphy; Nicholas; Stofferahn

HB 1513 was declared lost.

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REQUEST

REP. MERTENS REQUESTED that the record show that the members of the Committee on Appropriations are at a meeting of that committee.

MOTION

REP. STRINDEN MOVED that HB 1235 and HB 1713 be returned to the House floor from the Committee on Finance and Taxation, which motion prevailed.

REQUEST

REP. STRINDEN REQUESTED the unanimous consent of the House to withdraw HB 1235 and HB 1713. There being no objection, it was so ordered by the Speaker.

MOTION

REP. BACKES MOVED that HB 1532 and HB 1704 be returned to the House floor from the Committee on Finance and Taxation, which motion prevailed.

REQUEST

REP. BACKES REQUESTED the unanimous consent of the House to withdraw HB 1532 and HB 1704. There being no objection, it was so ordered by the Speaker.

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.

SECOND READING OF HOUSE BILLS

HB 1533: A BILL for an Act 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 to amend and reenact section 38-08.1-06 of the North Dakota Century Code, relating to the duty of seismic company to plug exploration seismic drill holes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 913 and 914 of the House Journal, the roll was called and there were 79 YEAS, 0 NAYS, 27 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner; Serenus;

Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rice; Richard; Riehl; Riley; Rued; Schindler; Schneider; Schoenwald; Shide; Shockman; Swiontek; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kretschmar; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Retzer; Sanstead; Sinner; Solberg; Stofferahn; Strinden; Thompson; Unhjem

HB 1533 passed and the title was agreed to.

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HB 1534: A BILL for an Act to amend and reenact section 38-08.1-04.1 of the North Dakota Century Code, relating to the requirements to obtain a geophysical exploration permit.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 914 and 915 of the House Journal, the roll was called and there were 79 YEAS, 0 NAYS, 27 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kretschmar; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Nicholas; Opedahl; Peterson; Rayl; Retzer; Sanstead; Solberg; Stofferahn; Strinden; Thompson; Unhjem

HB 1534 passed and the title was agreed to.

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HB 1551: A BILL for an Act to amend and reenact subsection 1 of section 6-09.7-02 of the North Dakota Century Code, relating to the fuel production facility loan guarantee program.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 915 of the House Journal, the roll was called and there were 75 YEAS, 4 NAYS, 27 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Gorder; Halmrast; Hamerlik; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Lang; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Retzer; Rice; Richard; Riehl; Riley; Rued; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Strinden; Swiontek; Timm; Vig; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Gullickson; Larson, B.; Vander Vorst; Watne

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Goetz; Gunsch; Hanson, L.; Hanson, O.; Hausauer; Horgan; Kingsbury; Kretschmar; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Nicholas; Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn; Thompson; Unhjem

HB 1551 passed and the title was agreed to.

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HB 1563: A BILL for an Act to create and enact a new section to chapter 10-06 of the North Dakota Century Code, providing a surface coal mining exception.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 80 YEAS, 0 NAYS, 26 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera; Lardy; Larson, B.; Larson, R.; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn; Strinden; Thompson; Unhjem

HB 1563 passed and the title was agreed to.

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HB 1571: A BILL for an Act to create and enact a new section to chapter 11-28.3 of the North Dakota Century Code, allowing townships to pay ambulance service levy revenue directly to ambulance service organizations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 83 YEAS, 0 NAYS, 23 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Corder; Cullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.;

Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore;  
 Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson;  
 Olsen, D.; Olson, A.; O'Shea; Peltier; Pomeroy, E.;  
 Pomeroy, G.; Retzer; Rice; Richard; Riehl; Riley; Rued;  
 Schindler; Schneider; Schoenwald; Shide; Shockman;  
 Sinner; Strinden; Swiontek; Timm; Vander Vorst; Vig;  
 Watne; Wentz; Whalen; Williams, A.; Williams, C.;  
 Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch;  
 Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera;  
 Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik;  
 Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn;  
 Thompson; Unhjem

HB 1571 passed and the title was agreed to.

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HB 1573: A BILL for an Act to amend and reenact section 21-06-10  
 of the North Dakota Century Code, relating to leasing of  
 federal lands for water control.

Which has been read.

#### ROLL CALL

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

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

NAYS: None

ABSENT AND NOT VOTING: Anderson, R.; Boyle; Eagles;  
 Erdman; Gunsch; Hanson, O.; Hausauer; Horgan;  
 Kingsbury; Kuchera; Lardy; Lipsiea; Martin, G.;  
 Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl;

Sanstead; Solberg; Stofferahn; Strinden; Thompson;  
Unhjem

HB 1573 passed and the title was agreed to.

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HB 1584: A BILL for an Act to provide for notice to water resource districts whenever a county or township plans to engage in construction activities involving bridges, culverts, or drains.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 916 and 917 of the House Journal, the roll was called and there were 78 YEAS, 3 NAYS, 25 ABSENT AND NOT VOTING.

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

NAYS: Melby; O'Connell; Watne

ABSENT AND NOT VOTING: Anderson, R.; Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn; Strinden; Thompson; Unhjem

HB 1584 passed and the title was agreed to.

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HB 1598: A BILL for an Act to amend and reenact section 44-04-20 of the North Dakota Century Code, relating to notices given for public meetings and telephone conference call meetings.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on page 917 of the House Journal, the roll was called and there were 61 YEAS, 21 NAYS, 24 ABSENT AND NOT VOTING.

**YEAS:** Anderson, C.; Aubol; Backes; Black; DeMers; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Moore; Nalewaja; Nicholas; Nowatzki; O'Shea; Peltier; Pomeroy, G.; Retzer; Rice; Richard; Riehl; Schindler; Schneider; Schoenwald; Shockman; Sinner; Swiontek; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

**NAYS:** Anderson, R.; Brokaw; Conmy; Dotzenrod; DuBord; Gates; Hughes; Lang; Larson, B.; Melby; Meyer, R.; Meyer, W.; O'Connell; Olafson; Olsen, D.; Olson, A.; Pomeroy, E.; Riley; Rued; Shide; Timm

**ABSENT AND NOT VOTING:** Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn; Strinden; Thompson; Unhjem

HB 1598 passed and the title was agreed to.

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HB 1606: A BILL for an Act to amend and reenact section 31-01-16.2 of the North Dakota Century Code, relating to compensation of municipal court witnesses.

Which has been read.

## ROLL CALL

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

**YEAS:** Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Pomeroy, E.;

Pomeroy, G.; Retzer; Rice; Richard; Riehl; Riley; Rued;  
Schindler; Schneider; Schoenwald; Shide; Shockman;  
Sinner; Swiontek; Timm; Vander Vorst; Vig; Watne;  
Wentz; Williams, A.; Williams, C.; Williams, W.; Wold;  
Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch;  
Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera;  
Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik;  
Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn;  
Strinden; Thompson; Unhjem; Whalen

HB 1606 passed and the title was agreed to.

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HB 1608: A BILL for an Act to create and enact a new section to chapter 57-15 of the North Dakota Century Code, relating to a city mill levy for the transportation of public school students.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 917 and 918 of the House Journal, the roll was called and there were 81 YEAS, 0 NAYS, 25 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch;  
Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera;  
Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik;  
Opedahl; Peterson; Rayl; Riehl; Sanstead; Solberg;  
Stofferahn; Strinden; Thompson; Unhjem

HB 1608 passed and the title was agreed to.

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HB 1612: A BILL for an Act to prohibit transfer of a surface property interest separate from the mineral interest, to regulate retransfers of mineral interests, to provide for compensation to surface owners for damages arising from mineral exploration or recovery and bonuses paid for mineral leases, and to provide for notice of this Act.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 11 YEAS, 69 NAYS, 26 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Hamerlik; Hill; Knudson; Martin, C.; Meiers, R.; Melby; O'Shea; Vander Vorst

NAYS: Anderson, C.; Anderson, R.; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hanson, L.; Haugland; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Koehn; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martinson; Meier, A.; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Peltier; Pomeroy, E.; Pomeroy, G.; Retzer; Rice; Richard; Riehl; Riley; Rued; Schindler; Schneider; Schoenwald; Shide; Shockman; Swiontek; Timm; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Koski; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead; Sinner; Solberg; Stofferahn; Strinden; Thompson; Unhjem

HB 1612 was declared lost.

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HB 1616: A BILL for an Act to allow a court in its discretion to enter a judgment ordering periodic payments or a reversionary trust.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on page 918 of the House Journal, the roll was called and there were 45 YEAS, 36 NAYS, 25 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Black; Conmy; DeMers; Dotzenrod; Gates; Goetz; Gorder; Halmrast; Hoffner, Serenus; Hoffner, S. F.; Hughes; Kent; Kloubec; Knudson; Koehn; Lang; Larson, B.; Larson, R.; Lloyd; Martin, C.; Martinson; Melby; Moore; Nalewaja; Nicholas; Olafson; Olsen, D.; Olson, A.; Peltier; Retzer; Rice; Richard; Riehl; Riley; Rued; Schindler; Shide; Shockman; Sinner; Swiontek; Timm; Wentz; Whalen

NAYS: Aubol; Brokaw; DuBord; Gerl; Gullickson; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Jacobson; Keller; Koski; Kretschmar; Laughlin; Linderman; Meier, A.; Meiers, R.; Meyer, R.; Meyer, W.; Nowatzki; O'Connell; O'Shea; Pomeroy, E.; Pomeroy, G.; Schneider; Schoenwald; Strinden; Vander Vorst; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Backes; Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera; Lardy; Lautenschlager; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn; Thompson; Unhjem

HB 1616 was declared lost for want of a Constitutional majority.

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HB 1622: A BILL for an Act to establish a self-sustaining bus insurance fund.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 44 YEAS, 38 NAYS, 24 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Brokaw; DeMers; Dotzenrod; DuBord; Gerl; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Knudson; Koski; Larson, B.; Laughlin; Linderman; Lloyd; Martin, C.; Meier, A.; Meiers, R.; Meyer, W.; O'Connell; O'Shea; Pomeroy, E.; Pomeroy, G.; Richard; Riehl; Schindler; Schneider; Schoenwald; Shockman; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Conmy; Gates; Goetz; Gorder; Haugland; Hughes; Kent; Kloubec; Koehn;

Kretschmar; Lang; Larson, R.; Martinson; Melby; Meyer, R.; Moore; Nalewaja; Nicholas; Nowatzki; Olafson; Olsen, D.; Olson, A.; Peltier; Retzer; Rice; Riley; Rued; Shide; Sinner; Strinden; Swiontek; Timm; Vander Vorst; Wentz; Whalen; Wold

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera; Lardy; Lautenschlager; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn; Thompson; Unhjem

HB 1622 was declared lost for want of a Constitutional majority.

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MOTIONS

REP. E. POMEROY MOVED that the House reconsider its action whereby HB 1616 failed to pass, which motion prevailed.

REP. E. POMEROY MOVED that HB 1616 be placed at the foot of the calendar, which motion prevailed.

REP. CONMY MOVED that the House reconsider its action whereby HB 1622 failed to pass for want of a Constitutional majority, which motion prevailed.

REP. CONMY MOVED that HB 1622 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1624: A BILL for an Act to amend and reenact sections 23-17.1-01, 23-17.1-02, 23-17.1-03, 23-17.1-04, 23-17.1-05, 23-17.1-06, and 23-17.1-07 of the North Dakota Century Code, relating to licensing addiction hospitals.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 919 of the House Journal, the roll was called and there were 82 YEAS, 0 NAYS, 24 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Retzer;

Rice; Richard; Riehl; Riley; Rued; Schindler;  
 Schneider; Schoenwald; Shide; Shockman; Sinner;  
 Strinden; Swiontek; Timm; Vander Vorst; Vig; Watne;  
 Wentz; Whalen; Williams, A.; Williams, C.;  
 Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch;  
 Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera;  
 Lardy; Lautenschlager; Lipsiea; Martin, G.; Mertens;  
 Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead;  
 Solberg; Stofferahn; Thompson; Unhjem

HB 1624 passed and the title was agreed to.

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HB 1641: A BILL for an Act to create and enact a new subsection to section 54-09-02 of the North Dakota Century Code, relating to the secretary of state furnishing information on financing statement filed when the collateral is on crops or cattle; and to amend and reenact subsection 1 of section 41-09-40 of the North Dakota Century Code, relating to the place of filing such a security interest.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 7 YEAS, 73 NAYS, 26 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Meier, A.; Meiers, R.; O'Shea;  
 Pomeroy, E.; Richard; Wentz

NAYS: Anderson, C.; Aubol; Backes; Black; Brokaw; Conmy;  
 DeMers; DuBord; Gates; Gerl; Goetz; Gullickson;  
 Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle;  
 Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson;  
 Keller; Kent; Kloubec; Knudson; Koehn; Koski;  
 Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin;  
 Lautenschlager; Linderman; Lloyd; Martin, C.;  
 Martinson; Melby; Meyer, R.; Meyer, W.; Moore;  
 Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson;  
 Olsen, D.; Olson, A.; Peltier; Pomeroy, G.; Retzer;  
 Rice; Riehl; Riley; Rued; Schindler; Schneider;  
 Schoenwald; Shide; Shockman; Sinner; Swiontek; Timm;  
 Vander Vorst; Vig; Watne; Whalen; Williams, A.;  
 Williams, C.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Boyle; Dotzenrod; Eagles; Erdman;  
 Gorder; Gunsch; Hanson, O.; Hausauer; Horgan;  
 Kingsbury; Kuchera; Lardy; Lipsiea; Martin, G.;  
 Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl;

Sanstead; Solberg; Stofferahn; Strinden; Thompson;  
Unhjem

HB 1641 was declared lost.

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HB 1642: A BILL for an Act to create and enact a new subsection to section 16.1-05-04 of the North Dakota Century Code, relating to the duties of the members of the election board; and to amend and reenact section 16.1-01-12, subsection 3 of section 16.1-05-02, and section 16.1-05-05 of the North Dakota Century Code, relating to the duties of election officials.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 37 YEAS, 40 NAYS, 29 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Backes; Black; Brokaw; Dotzenrod; Gorder; Gullickson; Hamerlik; Hanson, L.; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Keller; Koehn; Koski; Larson, B.; Larson, R.; Laughlin; Linderman; Lloyd; Meier, A.; Meyer, R.; Meyer, W.; Nalewaja; Olafson; Olsen, D.; Olson, A.; Pomeroy, G.; Rice; Riehl; Swiontek; Timm; Watne; Williams, C.; Madam Speaker

NAYS: Aubol; Conmy; DeMers; DuBord; Gates; Gerl; Goetz; Halmrast; Haugland; Hill; Kent; Kloubec; Knudson; Kretschmar; Lang; Lautenschlager; Martin, C.; Martinson; Meiers, R.; Melby; Moore; Nicholas; Nowatzki; O'Connell; O'Shea; Peltier; Pomeroy, E.; Retzer; Richard; Schindler; Schneider; Schoenwald; Shide; Shockman; Vander Vorst; Vig; Wentz; Williams, A.; Williams, W.; Wold

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Jacobson; Kingsbury; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Riley; Rued; Sanstead; Sinner; Solberg; Stofferahn; Strinden; Thompson; Unhjem; Whalen

HB 1642 was declared lost.

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HB 1645: A BILL for an Act to create and enact three new subsections to section 55-10-08, relating to the acquisition of state historic sites and historic easements with respect thereto; and to amend and reenact subsection 8

of section 40-58-20 and section 47-05-02 of the North Dakota Century Code, relating to the expenditure of public funds including the proceeds of municipal bonds and tax increments to finance in whole or in part the restoration, reconstruction, and improvement of such sites and buildings and structures thereon; and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 919 and 920 of the House Journal, the roll was called and there were 71 YEAS, 11 NAYS, 24 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Retzer; Rice; Riehl; Rued; Schindler; Schneider; Schoenwald; Shide; Shockman; Swiontek; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Anderson, R.; Gorder; Hughes; Meyer, R.; Olafson; Olsen, D.; Olson, A.; Richard; Riley; Sinner; Strinden

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn; Thompson; Unhjem; Whalen

HB 1645 passed, the title was agreed to, and the emergency clause carried.

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HB 1661: A BILL for an Act to amend and reenact section 23-14-04 of the North Dakota Century Code, relating to compensation for members of a district board of health.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 920 of the House Journal, the roll was called and there were 75 YEAS, 7 NAYS, 24 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; O'Shea; Pomeroy, E.; Pomeroy, G.; Retzer; Rice; Richard; Riehl; Riley; Rued; Schindler; Schneider; Schoenwald; Shide; Sinner; Strinden; Swiontek; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Wold; Madam Speaker

NAYS: Brokaw; Hughes; Melby; Olafson; Peltier; Shockman; Timm

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn; Thompson; Unhjem; Williams, W.

HB 1661 passed and the title was agreed to.

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HB 1666: A BILL for an Act to amend and reenact section 39-06.1-11 of the North Dakota Century Code, relating to a temporary restricted license.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 920 and 921 of the House Journal, the roll was called and there were 82 YEAS, 0 NAYS, 24 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Retzer; Rice; Richard; Riehl; Riley; Rued; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Strinden; Swiontek; Timm; Vander Vorst; Vig;

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

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Gunsch;  
Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera;  
Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik;  
Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn;  
Thompson; Unhjem; Williams, W.

HB 1666 passed and the title was agreed to.

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#### MOTION

REP. BACKES MOVED that HB 1677 be laid over one legislative day,  
which motion prevailed.

#### SECOND READING OF HOUSE BILLS

HB 1679: A BILL for an Act to amend and reenact subsection 4 of  
section 20.1-01-02 and subsection 1 of section 20.1-03-05  
of the North Dakota Century Code, relating to residency  
requirements for hunting and fishing licenses.

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, 64 NAYS, 29 ABSENT AND NOT VOTING.

YEAS: Black; DeMers; DuBord; Gerl; Halmrast; Hamerlik;  
Hill; Keller; Lloyd; Meier, A.; O'Connell; Sinner; Wold

NAYS: Anderson, C.; Anderson, R.; Aubol; Brokaw; Conmy;  
Dotzenrod; Gates; Goetz; Gorder; Gullickson;  
Hanson, L.; Haugland; Hjelle; Hoffner, Serenus;  
Hoffner, S. F.; Hughes; Jacobson; Kent; Kloubec;  
Knudson; Koehn; Kretschmar; Lang; Larson, B.;  
Larson, R.; Laughlin; Lautenschlager; Linderman;  
Martin, C.; Martinson; Meiers, R.; Melby; Meyer, R.;  
Meyer, W.; Moore; Nalewaja; Nowatzki; Olafson;  
Olsen, D.; Olson, A.; O'Shea; Peltier; Pomeroy, E.;  
Pomeroy, G.; Retzer; Rice; Riehl; Riley; Rued;  
Schindler; Schneider; Schoenwald; Shide; Shockman;  
Strinden; Swiontek; Timm; Vander Vorst; Vig; Watne;  
Wentz; Williams, A.; Williams, C.; Madam Speaker

ABSENT AND NOT VOTING: Backes; Boyle; Eagles; Erdman;  
Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Koski;  
Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy;  
Mushik; Nicholas; Opedahl; Peterson; Rayl; Richard;  
Sanstead; Solberg; Stofferahn; Thompson; Unhjem;  
Whalen; Williams, W.

HB 1679 was declared lost.

\*\*\*\*\*

HB 1705: A BILL for an Act to amend and reenact sections 39-12-02, 39-12-14, and 39-12-20 of the North Dakota Century Code, relating to authority to increase weight limits on state and local highways, issuance of overweight permits, disposition of permit fees, and procedure regarding vehicles found in violation of weight limits.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 67 YEAS, 14 NAYS, 25 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Brokaw; Conmy; DeMers; DuBord; Gates; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martinson; Meier, A.; Melby; Meyer, R.; Meyer, W.; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Retzer; Richard; Riehl; Riley; Rued; Schindler; Schoenwald; Shide; Shockman; Sinner; Swiontek; Vander Vorst; Vig; Wentz; Whalen; Williams, A.; Williams, C.; Wold

NAYS: Black; Gerl; Hughes; Kloubec; Meiers, R.; Moore; Olafson; Olson, A.; Rice; Schneider; Strinden; Timm; Watne; Madam Speaker

ABSENT AND NOT VOTING: Boyle; Dotzenrod; Eagles; Erdman; Gunsch; Hanson, O.; Hausauer; Horgan; Kingsbury; Kuchera; Lardy; Lipsiea; Martin, G.; Mertens; Murphy; Mushik; Opedahl; Peterson; Rayl; Sanstead; Solberg; Stofferahn; Thompson; Unhjem; Williams, W.

HB 1705 passed and the title was agreed to.

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#### SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3013: A concurrent resolution authorizing television and radio coverage of the activities of the Forty-eighth Legislative Assembly and future assemblies; and providing for the preparation of guidelines for television and radio coverage by the Legislative Council or its designee.

Which has been read.

The question being on the final adoption of the resolution as amended.

HCR 3013 was declared adopted on a voice vote.

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HCR 3017: A concurrent resolution urging the President and Congress of the United States to cease charging interest to farmers participating in the grain reserve program.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3017 was declared adopted on a voice vote.

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HCR 3019: A concurrent resolution urging Congress to adopt federal tax incentives similar to those available in North Dakota to assist beginning farmers.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3019 was declared adopted on a voice vote.

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HCR 3020: A concurrent resolution urging the United States Secretary of Agriculture to place a moratorium during 1983 on Farmers Home Administration farm foreclosure actions.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3020 was declared adopted on a voice vote.

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HCR 3027: A concurrent resolution urging Congress to remove the time limitations for veterans to use their education benefits under the G.I. bill.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3027 was declared adopted on a voice vote.

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**HCR 3041:** A concurrent resolution directing the Legislative Council to conduct a study to examine technological possibilities and methods for improved landfill management and the potential for agricultural and other uses for municipal wastes.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3041 was declared adopted on a voice vote.

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#### 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 1:00 p.m., Tuesday, February 15, 1983, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

**MADAM SPEAKER:** Your Committee on Appropriations to which was referred HB 1036 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 AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 16, delete the numerals "19,393,427" and insert in lieu thereof the numerals "18,686,148"

On page 1, line 20, delete the numerals "24,946,031" and insert in lieu thereof the numerals "24,238,752"

On page 1, line 23, delete the numerals "226,902" and insert in lieu thereof the numerals "218,596"

On page 1, line 26, delete the numerals "371,206" and insert in lieu thereof the numerals "362,900"

On page 1, line 28, delete the numerals "25,317,237" and insert in lieu thereof the numerals "24,601,652"

And renumber the lines accordingly

## STATEMENT OF PURPOSE OF AMENDMENT:

Job Service North Dakota

The salaries and wages line item is reduced by \$707,279 from other funds. 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 \$179,485 is to be provided in a separate appropriation bill. Funds are not provided for additional state contributions to retirement.

OASIS and Social Security

The salaries and wages line item is reduced by \$8,306 from other funds. 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 \$2,102 is to be provided in a separate appropriation bill. Funds are not provided for additional state contributions to retirement.

REP. MERTENS, Chairman

HB 1036 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 1201 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 4 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 17, overstrike the words "Provided, however, the" and insert immediately thereafter the word "The" and overstrike the words "imposed by this section"

On page 1, line 19, overstrike the words "shall be" and insert immediately thereafter the word "is"

On page 1, line 20, after the word "liters]" insert the words "less than the tax imposed by this section on the sale or delivery of special fuel"

On page 2, line 9, overstrike the words "Provided, however, the" and insert immediately thereafter the word "The" and overstrike the word "imposed"

On page 2, line 10, overstrike the words "by this section"

On page 2, line 12, overstrike the words "shall be" and insert immediately thereafter the word "is"

On page 2, line 13, after the word "liters]" insert the words "less than the tax imposed by this section on the sale or delivery of special fuel"

And renumber the lines and pages accordingly

REP. HJELLE, Chairman

HB 1201 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 1266 has had the same under consideration and recommends by a vote of 11 YEAS, 6 NAYS, 0 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 18, delete the word "for"

On page 1, line 19, delete the words "residential uses"

And renumber the lines accordingly

REP. SINNER, Chairman

HB 1266 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Agriculture to which was referred HB 1333 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 1, line 10, delete the word "two" and insert in lieu thereof the word "one"

On page 1, line 11, delete the word "mills" and insert in lieu thereof the word "mill"

On page 1, line 17, delete the word "September" and insert in lieu thereof the word "July"

On page 2, line 3, delete the word "on" and insert in lieu thereof the word "by"

On page 2, line 3, delete the word "first" and insert in lieu thereof the words "tenth working"

On page 2, line 7, delete the word "office" and insert in lieu thereof the word "treasurer"

On page 2, line 14, after the word "district" insert the words "at the next general election"

On page 2, line 15, after the period insert the sentence "Notice of the question shall be filed with the county auditor fifty-five days before the election."

And renumber the lines pages accordingly

REP. W. MEYER, Chairman

HB 1333 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 1348 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 BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION:

On page 1, line 25, after the comma insert the words "except refunds claimed by aviation fuel users,"

On page 3, line 21, after the comma insert the words "except refunds claimed by aviation fuel users,"

And renumber the lines accordingly

REP. HJELLE, Chairman

HB 1348 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 1374 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 1, delete the words "to create and enact a new section to chapter 39-08"

On page 1, delete line 2

On page 1, line 3, delete the words "information in a motor vehicle; and"

On page 1, line 21, delete the word "shall" and insert in lieu thereof the word "must"

On page 1, line 22, after the underscored period insert the following new sentence: "If the driver does not have the required information concerning insurance to furnish to the investigating law enforcement officer, then within ten days of the accident the driver shall

supply that information to the driver's license division in the form the division requires."

On page 2, delete lines 20 through 26

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

HB 1374 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM SPEAKER:** Your Committee on Political Subdivisions to which was referred HB 1384 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, after the first word "to" delete the words "create and enact a new chapter to title 39 of"

On page 1, delete line 2

On page 1, line 3, delete the words "licenses; and to", and delete the words "sections 39-18-01 and" and insert in lieu thereof the word "section"

On page 1, line 4, delete the words "mobile home dealer's"

On page 1, line 5, delete the words "licenses and"

On page 1, line 6, delete the words "; and to provide a penalty"

On page 1, delete lines 9 through 28

On page 2, delete lines 1 through 22

On page 3, line 3, delete the word "three" and insert in lieu thereof the word "seven"

On page 3, delete lines 12 through 34

And delete the remainder of the bill

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

HB 1384 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 1397 has had the same under consideration and recommends by a vote of 9 YEAS, 4 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 19, delete the word "shall" and insert in lieu thereof the word "may"

And renumber the lines accordingly

REP. HJELLE, Chairman

HB 1397 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 1495 has had the same under consideration and recommends by a vote of 13 YEAS, 3 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 11, delete the words "For all purposes the effective date of the North"

On page 2, line 12, delete the words "Dakota Highway Beautification Act is January 31, 1972"

On page 3, line 13, after the period insert the following new sentence: "This section does not apply to signs that have been the subject of court action or an agreement with the owners or prior owners."

And renumber the lines accordingly

REP. HJELLE, Chairman

HB 1495 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 1500 has had the same under consideration and recommends by a vote of 11 YEAS, 5 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 3, delete the words "university of western North" and insert in lieu thereof the words "Dakota northwestern university"

On page 1, line 4, delete the words "Dakota-Minot"

On page 1, line 17, delete the words "The university of western North Dakota-Minot" and insert in lieu thereof the words "Dakota northwestern university - Minot"

On page 1, line 26, delete the words "The university of western" and insert in lieu thereof the words "Dakota northwestern university"

On page 1, line 27, delete the words "North Dakota-Minot"

On page 2, line 9, delete the words "the university of western North Dakota-Minot" and insert in lieu thereof the words "Dakota northwestern university"

On page 2, line 15, delete the words "the university of western North Dakota-Minot" and insert in lieu thereof the words "Dakota northwestern university - Minot"

And renumber the lines accordingly

REP. JACOBSON, Chairman

HB 1500 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 1523 has had the same under consideration and recommends by a vote of 10 YEAS, 4 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 period delete the words "Only so much of a common source"

On page 1, delete lines 18 through 20

And renumber the lines accordingly

REP. BROKAW, Chairman

HB 1523 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 1526 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 1, line 2, delete the numerals "25-03.1-11,"

On page 1, line 20, overstrike the words "severely mentally ill", and delete the words ", a chronic alcoholic, or" and insert in lieu thereof the words "suffering from severe mental illness, severe alcoholism, or severe drug addiction. "Severe" means that the disease or addiction is associated with gross impairment of the person's level of adaptive"

functioning which may exist in any facet of a person's life"

- On page 1, delete lines 21 through 27
- On page 2, delete line 1
- On page 2, line 2, delete the words "or all of the above areas of the person's life"
- On page 2, delete lines 18 through 34
- On page 3, delete lines 1 through 27
- On page 3, line 31, delete the word "A"
- On page 3, delete lines 32 and 33
- On page 3, line 34, delete the word "magistrate."
- On page 4, line 6, overstrike the word "finds" and delete the words "that the preponderance" and insert in lieu thereof the words "does not find"
- On page 4, line 7, delete the words "of evidence does not establish"
- On page 4, line 12, delete the words "upon the preponderance of evidence"
- On page 5, line 17, remove the overstrike over the word "preliminary"
- On page 5, line 18, delete the word "treatment"
- On page 5, line 19, remove the overstrike over the words "seventy-two hours" and delete the words "fourteen days"
- On page 6, line 7, delete the words "if the person was"
- On page 6, line 8, delete the words "taken into custody pursuant to subsection 1"
- On page 7, line 12, delete the words "under the provisions of subsection 1 of section"
- On page 7, line 13, delete the numerals "25-03.1-25"
- On page 7, line 16, remove the overstrike over the words "has been released as a person not"
- On page 7, line 17, remove the overstrike over the words "requiring treatment,"

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

HB 1526 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 1528 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 24, after the period insert the following sentence: "Private practice does not include the provision of consultation services to an organization or agency."

On page 1, line 25, delete the word "intervention" and insert in lieu thereof the following: "activity of helping individuals, groups, or communities enhance or restore their capacity for social functioning and creating societal conditions favorable to this goal. Social work practice consists of the professional application of social work values, principles, and techniques to accomplish one or more of the following goals: helping people obtain tangible services, counseling, and psychotherapy with individuals, families, and groups, helping communities or groups to provide or improve social and health services. The practice of social work requires knowledge of human development and behavior, of social, economic, and cultural institutions, and of the interaction of all of these factors."

On page 1, delete lines 26 and 27

On page 2, delete lines 1 through 3

On page 2, after line 15, insert the following new subsection:

"This Act does not prevent the employment of paraprofessionals by nonprofit community-based agencies provided the paraprofessionals do not hold themselves out to the public as being engaged in social work practice."

On page 2, after line 25, insert the following new subsection:

"1. Except as otherwise provided in this Act, no person shall engage in social work practice in this state unless that person

is a licensed social worker or a licensed certified social worker."

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

HB 1528 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 1535 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 3, line 9, remove the overstrike over the word "~~Schools~~" and after the first overstruck comma insert the word "and" and remove the overstrike over the words "~~V-M-C-A- clubs~~"

On page 3, line 10, remove the overstrike over the words "~~who furnish therapy and massage services to~~"

On page 3, line 11, remove the overstrike over the words "~~their players and members-~~" and insert immediately thereafter the numeral "5." to designate a new subsection

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

HB 1535 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 1538 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 1, line 13, remove the overstrike over the word "~~twelve~~"

On page 1, line 14, delete the word "fifteen"

On page 2, line 3, delete the words "the veterans of World"

On page 2, line 4, delete the words "War I, U.S.A., incorporated,"

On page 2, line 8, after the period insert the following new language: "For the purpose of appointment for those persons submitted by the Vietnam veterans of America, the Vietnam veterans of America organization"

shall, on or before June 1, 1983, prepare a list containing the names of six persons qualifying as veterans under the provisions of section 37-01-40, for appointment as voting members of the committee. On or before July 1, 1983, the governor shall select three members from such list, one of whom shall be appointed to a term of three years, one of whom shall be appointed to a term of two years, and one of whom shall be appointed to a term of one year."

On page 2, line 10, remove the overstrike over the word "~~four~~" and delete the word "five"

And renumber the lines accordingly

REP. R. MEIERS, Chairman

HB 1538 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1544 has had the same under consideration and recommends by a vote of 11 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 2, delete the words "mobile home owners"

On page 1, line 3, delete the words "leasing their homes" and insert in lieu thereof the words "subleasing of lots"

On page 1, line 6, delete the words "Mobile home leasing - subleasing" and insert in lieu thereof the word "Subleasing" and delete the word "The"

On page 1, delete lines 7 through 18 and insert in lieu thereof the following: "All mobile home lots may be subleased with the consent of the park owner or authorized agent. The park owner or authorized agent shall not withhold consent if the prospective subtenant meets the requirements of the park for occupancy. The park owner may require submission of such information as necessary to make a determination of compliance with occupancy requirements, and the payment of an administrative service charge not exceeding fifty percent of one month's rent for processing such sublease. A sublease without prior approval of the park owner or authorized agent shall be deemed a lease violation unless waived by the park owner or agent."

And renumber the lines, sections, and pages accordingly

REP. DOTZENROD, Chairman

HB 1544 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 1568 has had the same under consideration and recommends by a vote of 11 YEAS, 4 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 section to chapter 60-06 of the North Dakota Century Code, relating to arbitration; and to", and after the word "sections" insert the numeral "32-29-01,"

On page 1, line 4, after the word "the" insert the words "authorization of arbitration and"

On page 1, after line 7, insert the following new section:

"SECTION 1. AMENDMENT. Section 32-29-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

32-29-01. When arbitration authorized.

1. Persons capable of contracting may submit to the decision of one or more arbitrators any controversy which might be the subject of a civil action between them, except.
2. Except as otherwise provided in this section, the question of title to real property in fee or for life. This qualification does not include may not be the subject of arbitration.
3. Parties may submit to arbitration the question of the claiming of an easement to erect and maintain a commercial enterprise on a railroad right of way that is otherwise governed by chapter 60-06.
4. Parties may submit to arbitration questions relating merely to the partition or boundaries of real property."

On page 7, after line 16, insert the following new section:

"SECTION 15. A new section to chapter 60-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

Arbitration by agreement. On agreement of all parties concerned, the parties may petition a board of arbitration to serve as an arbitrator of rights governed under this chapter. The board of arbitration shall serve as an arbitrator in accordance with chapter 32-29 and the parties' rights of appeal are as limited by chapter 32-29."

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

HB 1568 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1589 has had the same under consideration and recommends by a vote of 10 YEAS, 1 NAY, 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 17, delete the words "the affected property owners in a"

On page 1, delete line 18

On page 1, line 19, delete the word "covenants" and insert in lieu thereof the words "the landowners in a defined area, outside of the limits of any incorporated city", and delete the words "improvements in the subdivision" and insert in lieu thereof "the petitioned improvements as benefit the defined area"

On page 1, line 21, delete the first words "the improvements" and insert in lieu thereof the words "all or part of the improvements within the defined area"

On page 3, line 2, after the underscored period insert the following sentence: "Notwithstanding any other provision of law, no levy of taxes for payment of interest and principal of warrants or bonds issued under this subdivision may be made against any property within the corporate limits of a city of more than five hundred population."

And renumber the lines and pages accordingly  
 REP. DOTZENROD, Chairman

HB 1589 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 1591 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 10, overstrike the word "shall" and insert immediately thereafter the word "may"

On page 1, line 11, after the word "recording," insert the words "and shall provide for the" and delete the underscored comma after the word "maintenance"

On page 1, line 25, after the period insert the following sentence: "Expenditures shall not exceed levy limitations as provided in section 57-15-27.2."

And renumber the lines accordingly

REP. R. MEIERS, Chairman

HB 1591 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Agriculture to which was referred HB 1594 has had the same under consideration and recommends by a vote of 16 YEAS, 1 NAY, 0 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 2, delete the word "all" and delete the word "any" and insert in lieu thereof the word "certain"

On page 1, line 3, delete the word "interest" and insert in lieu thereof the word "interests"

On page 2, line 2, after the numeral "2" insert the words ", except for any lien or security interest given by an agricultural producer in favor of a financing agency"

On page 3, line 21, delete the words "are as provided in section 54-09-04" and insert in lieu thereof the words "shall be determined by the secretary of state but in an amount not to exceed the actual costs of filing the notices or sending copies of them"

And renumber the lines and pages accordingly

REP. W. MEYER, Chairman

HB 1594 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 1602 has had the same under consideration and recommends by a vote of 8 YEAS, 6 NAYS, 2 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 5, after the word "sex," insert the word "or"

On page 1, line 6, delete the words ", or territorial consideration"

On page 1, line 13, after the word "sex," insert the word "or" and delete the words ", or territorial consideration"

On page 1, line 15, after the word "sex," insert the word "or" and delete the word ", or"

On page 1, line 16, delete the words "territorial consideration"

On page 1, line 25, after the word "sex," insert the word "or" and delete the words ", or territorial consideration"

On page 1, line 27, after the word "sex," insert the word "or" and after the word "status" delete the comma

On page 1, line 28, delete the words "or territorial consideration"

And renumber the lines accordingly

REP. HJELLE, Chairman

HB 1602 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 1615 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 1, line 19, after the word "coverage" insert the words "except where the refusal, limitation, or rate differential is based on sound actuarial principles"

On page 2, line 2, after the word "coverage" insert the words "except where the refusal, limitation, or rate differential is based on sound actuarial principles"

And renumber the lines and pages accordingly

REP. R. MEIERS, Chairman

HB 1615 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1640 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 26, overstrike the word "twenty-five" and insert immediately thereafter the word "fifty"

And renumber the lines accordingly

REP. DOTZENROD, Chairman

HB 1640 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 1647 has had the same under consideration and recommends by a vote of 13 YEAS, 3 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 20, delete the words "or being in actual"

On page 1, line 21, delete the words "physical control"

On page 1, line 25, delete the words "implied consent,"

And renumber the lines accordingly

REP. HJELLE, Chairman

HB 1647 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1657 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 word "two" and insert in lieu thereof the word "a", and delete the word "subsections" and insert in lieu thereof the word "subsection"

On page 1, line 4, delete the words "outside of city limits" and insert in lieu thereof the words "within the county if not governed by city ordinance"

On page 1, line 7, delete the word "Two" and insert in lieu thereof the word "A", and delete the word "subsection" and insert in lieu thereof the word "subsection"

On page 1, line 8, delete the word "are" and insert in lieu thereof the word "is"

On page 1, line 12, after the word "limits" insert the words "within the county if not governed by city ordinance"

On page 1, delete lines 13 through 16

And renumber the lines and pages accordingly  
 REP. DOTZENROD, Chairman

HB 1657 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 1681 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 DO NOT PASS:

On page 1, line 11, delete the word "certified"

On page 1, line 13, after the first comma, insert the words "the identification number of the subject motor vehicle,"

And renumber the lines accordingly  
 REP. HJELLE, Chairman

HB 1681 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1683 has had the same under consideration and recommends by a vote of 10 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 15, delete the word "eight" and insert in lieu thereof the word "five"

On page 2, line 11, delete the word "eight" and insert in lieu thereof the word "five"

And renumber the lines accordingly  
 REP. DOTZENROD, Chairman

HB 1683 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1696 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 3, delete the words "regarding leaves of absence for"
- On page 1, line 4, delete the words "county elected and appointed officials" and insert in lieu thereof the words "to appoint temporary replacements for elected officials"
- On page 1, delete lines 10 through 15 and insert in lieu thereof the following: "To provide by resolution for the appointment of a temporary replacement of an elected official in the event the elected official, for any reason, is not present to fulfill the duties of that office."

And renumber the lines accordingly

REP. DOTZENROD, Chairman

HB 1696 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 1716 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 2, delete the words "a structure" and insert in lieu thereof the words "certain structures", and delete the word "is" and insert in lieu thereof the word "are"
- On page 1, line 11, delete the word "It" and insert in lieu thereof the words "Except in a private residence, it"
- On page 1, line 16, delete the words "a class B misdemeanor" and insert in lieu thereof the words "an infraction"

And renumber the lines accordingly

REP. R. MEIERS, Chairman

HB 1716 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 1359 has had the same under consideration and recommends by a vote of 11 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. JACOBSON, Chairman

HB 1359 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Natural Resources to which was referred HB 1556 has had the same under consideration and recommends by a vote of 9 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. BROKAW, Chairman

HB 1556 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1617 has had the same under consideration and recommends by a vote of 11 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. JACOBSON, Chairman

HB 1617 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1648 has had the same under consideration and recommends by a vote of 10 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. JACOBSON, Chairman

HB 1648 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 referred HB 1687 has had the same under consideration and recommends by a vote of 15 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. MERTENS, Chairman

HB 1687 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HCR 3040 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. JACOBSON, Chairman

HCR 3040 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 HCR 3050 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. S. F. HOFFNER, Chairman

HCR 3050 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Koski, Murphy introduced:

HCR 3055: A concurrent resolution directing the Legislative Council to study statutes relating to petition requirements.

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

Reps. Martinson, Jacobson introduced:

HCR 3056: A concurrent resolution directing the Legislative Council to study the laws and actuarial soundness of the plans involving firemen's retirement, Vehicle Equipment Safety Commission employees' retirement, municipal employees' retirement, and National Guard retirement.

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

Reps. Martinson, Jacobson introduced:

HCR 3057: A concurrent resolution directing the Legislative Council to conduct a study of the Highway Patrolmen's Retirement System.

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

Rep. Halmrast introduced:

HCR 3058: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of establishing a state scenic river system.

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

#### FIRST READING OF SENATE BILLS

SB 2162: A BILL for an Act making an appropriation to defray expenses for claim payments to civil air patrol members.

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

SB 2363: A BILL for an Act to create and enact a new section to chapter 49-18 of the North Dakota Century Code, relating to motor vehicle leasing for common and contract motor carriers.

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

SB 2421: A BILL for an Act to create and enact a new section to chapter 14-09 of the North Dakota Century Code, relating to a scale of minimum contributions for child support.

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

SB 2453: A BILL for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds for the purpose of constructing a revenue-producing steam line at the university of North Dakota; to provide an appropriation; and to declare an emergency.  
Was read the first time and referred to the **Committee on Education**.

SB 2454: A BILL for an Act to amend and reenact section 39-01-02 of the North Dakota Century Code, relating to the identification of motor vehicles owned by the state.  
Was read the first time and referred to the **Committee on Transportation**.

SB 2489: A BILL for an Act to amend and reenact section 39-06-33 of the North Dakota Century Code, relating to suspension of driver's license for incompetence to drive and rehearings on the issue of competence.  
Was read the first time and referred to the **Committee on Transportation**.

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4033: A concurrent resolution directing the Legislative Council to study the operation of and need for a tax appeals board to provide taxpayers a prompt, efficient, and inexpensive review procedure for decisions made in administration and application of state property tax laws.  
Was read the first time and referred to the **Committee on Finance and Taxation**.

SCR 4035: A concurrent resolution directing the Legislative Council to study natural gas pipelines in this state.  
Was read the first time and referred to the **Committee on Natural Resources**.

The House stood adjourned pursuant to Representative Backes' motion.

CHARLES FLEMING, Chief Clerk