

JOURNAL OF THE HOUSE

Forty-eighth Legislative Assembly

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FIFTY-SIXTH DAY

Bismarck, March 24, 1983

The House convened at 9:00 a.m., with Speaker Kelly presiding.

The prayer was offered by Rev. Elwyn Nissen, Oak Valley Lutheran Church, Velva.

ROLL CALL

The roll was called and all members were present, except Representatives Aubol, Eagles, Gerl, L. Hanson, C. Martin, E. Pomeroy, Stofferahn, and Unhjem.

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 Fifty-fifth day and finds the same to be correct.

We have reexamined the Journal of the Fifty-fourth day and recommend that the same be corrected as follows and when so corrected, recommends that the same be approved:

On page 2089, line 44, after the first comma insert "subsection 3 of section 52-06-01," and delete the word "and" and insert in lieu thereof ",," and after the numerals "2" insert the following ", and 8"

On page 2089, line 45, delete the first "and", and after the numerals "52-06-04" insert the words and numerals ", sections 52-06-05, and 52-06-06"

On page 2090, line 3, after the first comma insert "payments to ill or disabled claimants,", and delete the word "and"

On page 2090, line 4, after the word "amounts" insert the following: ", benefit duration, and benefit reduction due to receipt of severance pay"

REP. LAUGHLIN, Chairman

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

APPOINTMENT OF CONFERENCE COMMITTEE

THE SPEAKER ANNOUNCED the following appointment to a Conference Committee on SB 2408:

Reps. DeMers, W. Williams, Wold

REPORT OF CONFERENCE COMMITTEE

MADAM SPEAKER: Your Conference Committee to which was referred Engrossed HB 1208 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on pages 1709 and 1710 of the House Journal and that Engrossed HB 1208 be further amended as follows:

On page 2 of the engrossed bill, line 25, remove the overstrike over the words "~~of an amount not to exceed fifty dollars~~"

On page 2 of the engrossed bill, line 29, remove the overstrike over the words "~~of an amount not be exceed~~" and after the overstruck word "~~one~~" insert the word "two" and remove the overstrike over the word "~~hundred~~"

On page 2 of the engrossed bill, line 30, remove the overstrike over the word "~~dollars~~"

On page 3 of the engrossed bill, line 17, remove the overstrike over the word "~~, not~~"

On page 3 of the engrossed bill, line 18, remove the overstrike over the words "~~to exceed~~" and after the overstruck word "~~one~~" insert the word "two" and remove the overstrike over the words "~~hundred~~" and "~~dollars~~"

And renumber the lines and pages accordingly

For the Senate: Sens. Stenehjem, Olson, Maixner

For the House: Reps. E. Pomeroy, Kretschmar, Riley

Engrossed HB 1208 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILL

HB 1733: A BILL for an Act to provide an appropriation for medical insurance premiums for North Dakota state employees for the period beginning July 1, 1983, and ending June 30, 1985.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 95 YEAS, 1 NAY, 10 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik;

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, 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;
 Stofferahn; Swiontek; Thompson; Timm; Vander Vorst;
 Vig; Watne; Wentz; Williams, A.; Williams, C.;
 Williams, W.; Wold; Speaker Kelly

NAYS: Hanson, O.

ABSENT AND NOT VOTING: Aubol; Backes; Eagles; Gerl;
 Hanson, L.; Hausauer; Martin, C.; Strinden; Unhjem;
 Whalen

HB 1733 passed and the title was agreed to.

SECOND READING OF SENATE BILL

SB 2005: A BILL for an Act making an appropriation for the
 distribution of funds for the replacement of personal
 property taxes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended,
 House Journal page 2057, the roll was called and there were
 91 YEAS, 4 NAYS, 11 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Backes; Black; Brokaw; Conmy; DeMers;
 Dotzenrod; DuBord; Erdman; Gates; Goetz; Gorder;
 Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.;
 Haugland; Hill; 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, G.;
 Martinson; Meier, A.; Meiers, R.; Melby; Mertens;
 Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja;
 Nicholas; Nowatzki; O'Connell; Olafson; Olson, A.;
 Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.;
 Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued;
 Sanstead; Schindler; Schneider; Schoenwald; Shide;
 Shockman; Sinner; Solberg; Stofferahn; Swiontek;
 Thompson; Timm; Vig; Watne; Wentz; Whalen;

Williams, A.; Williams, C.; Williams, W.; Wold;
Speaker Kelly

NAYS: Anderson, R.; Hughes; Olsen, D.; Vander Vorst

ABSENT AND NOT VOTING: Aubol; Boyle; Eagles; Gerl;
Hanson, L.; Hausauer; Hjelle; Martin, C.; Peterson;
Strinden; Unhjem

SB 2005 passed and the title was agreed to.

MESSAGES FROM THE SENATE
SENATE CHAMBER

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

HB 1017, HB 1189, HB 1695

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith HB 1021,
HB 1024, HB 1027, HB 1030, HB 1033, and HB 1037 which the Senate
has amended as follows:

SENATE AMENDMENTS TO HB 1021

On page 1, line 12, delete the numerals "252,838" and
insert in lieu thereof the numerals "238,020"

On page 1, line 16, delete the numerals "418,428" and
insert in lieu thereof the numerals "403,610"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item for the Milk Stabilization
Board is reduced by \$14,818 from other funds. This
reduction will allow no funds for salary increases the
first year of the biennium and funds for a three percent
contingent compensation adjustment in the second year.
Funds are not provided for additional state contributions
to retirement.

SENATE AMENDMENTS TO HB 1024

On page 1 of the engrossed bill, line 12, delete the
numerals "215,000" and insert in lieu thereof the
numerals "200,000"

On page 1 of the engrossed bill, line 13, delete the
numerals "215,000" and insert in lieu thereof the
numerals "200,000"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

To reduce the amount of premiums for the State Fair Association from \$215,000 to \$200,000.

SENATE AMENDMENTS TO HB 1027

On page 1, line 13, delete the numerals "1,628,620" and insert in lieu thereof the numerals "1,546,511"

On page 1, line 18, delete the numerals "2,335,010" and insert in lieu thereof the numerals "2,252,901"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item for the State Seed Department is reduced by \$82,109 from other funds. Of the total, \$80,039 is a reduction that will allow no funds for salary increases the first year of the biennium and funds for a three percent contingent compensation adjustment in the second year. Funds are not provided for additional state contributions to retirement. The total also includes a reduction of \$2,070 for payroll adjustments.

SENATE AMENDMENTS TO HB 1030

On page 1 of the engrossed bill, line 14, delete the numerals "384,948" and insert in lieu thereof the numerals "357,903"

On page 1 of the engrossed bill, line 15, delete the numerals "119,960" and insert in lieu thereof the numerals "108,107"

On page 1 of the engrossed bill, line 16, delete the numerals "4,255" and insert in lieu thereof the numerals "1,400"

On page 1 of the engrossed bill, line 17, delete the numerals "509,163" and insert in lieu thereof the numerals "467,410"

On page 1 of the engrossed bill, line 18, delete the numerals "205,845" and insert in lieu thereof the numerals "214,941"

On page 1 of the engrossed bill, line 19, delete the numerals "303,318" and insert in lieu thereof the numerals "252,469"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Transportation Institute

The salaries and wages line item is reduced by \$27,045 from the general fund to delete funds provided by the House for a half-time clerk-typist and other temporary salaries.

The operating expenses line item is reduced by \$11,853 from the general fund to delete funds provided by the House for additional travel.

The equipment line item is reduced by \$2,855 from the general fund to delete additional funds provided by the House.

In addition to these changes, the general fund appropriation is reduced by \$9,096 to delete funds provided by the House and the estimated income line item is increased by \$9,096.

Other than for the above reduction, the salaries and wages line item is not changed by this amendment. However, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984.

SENATE AMENDMENTS TO HB 1033

- On page 1 of the engrossed bill, line 4, after the word "Dakota" and before the period insert the following words: "; and to exempt the North Dakota mill and elevator association employees from the classified service of state government"
- On page 2 of the engrossed bill, line 6, delete the numerals "7,859,742" and insert in lieu thereof the numerals "7,926,742"
- On page 2 of the engrossed bill, line 10, delete the numerals "13,593,231" and insert in lieu thereof the numerals "13,660,231"
- On page 2 of the engrossed bill, line 22, delete the numerals "35,698,568" and insert in lieu thereof the numerals "35,765,568"
- On page 2 of the engrossed bill, line 23, delete the numerals "35,698,568" and insert in lieu thereof the numerals "35,765,568"
- On page 2 of the engrossed bill, after line 33, insert the following new section:

"SECTION 4. AMENDMENT. Section 54-44.3-20 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-44.3-20. Categories of positions in the state service.
All positions in the state service are included in the classified service except:

1. Each official elected by popular vote and each person appointed to fill vacancies in an elective office, one principal assistant, and one private secretary.
2. Members of boards and commissions required by law.
3. Administrative heads of departments required by law.
4. Officers and employees of the legislative branch of government.
5. Members of the judicial branch of government of the state of North Dakota and their employees and jurors.
6. Persons temporarily employed in a professional or scientific capacity as consultants or to conduct a temporary and special inquiry, investigation, or examination for the legislative branch of government or a department of the state government.
7. Officers and members of the teaching staff of universities and other institutions of higher education.
8. Positions deemed to be inappropriate to the classified service due to the special nature of the position as determined by the division and approved by the board.
9. The classified employees at the institutions of higher education under the control of the state board of higher education, until July 1, 1976.
10. Members and employees of occupational and professional boards.
11. Officers and employees of the North Dakota mill and elevator association."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item of the Mill and Elevator Association are increased by \$67,000 from other funds to provide an additional \$54,600 for health insurance and an additional \$12,400 for workmen's compensation costs.

The new section to engrossed House Bill No. 1033 exempts the employees of the North Dakota Mill and Elevator Association from the classified service of state government.

Other than for the above increase to the Mill and Elevator Association, the salaries and wages line items are not changed by this amendment. However, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984.

SENATE AMENDMENTS TO HB 1037

On page 1 of the engrossed bill, line 14, delete the numerals "2,721,254" and insert in lieu thereof the numerals "2,749,327"

On page 1 of the engrossed bill, line 19, delete the numerals "4,083,247" and insert in lieu thereof the numerals "4,111,320"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item of the Workmen's Compensation Bureau is increased by \$28,073 to restore funds for a Deputy Administrator rather than an Accountant III position.

Other than the above increase the salaries and wages line item is not changed by this amendment, although the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984.

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith the following which the Senate has failed to pass:

HB 1063, HB 1228, HB 1356, HB 1415, HB 1435, HB 1493,
HB 1538, HB 1564, HB 1566, HB 1568, HB 1616, HB 1622,
HB 1668

Very respectfully,
LEO LEIDHOLM, Secretary

MOTIONS

REP. BACKES MOVED that SB 2015, SB 2226, SB 2227, and SB 2239 be laid over one legislative day, which motion prevailed.

REP. MERTENS MOVED that SB 2342 be returned to the Committee on Appropriations, which motion prevailed.

SPEAKER KELLY ANNOUNCED that SB 2342 was returned to the Committee on Appropriations.

REP. MERTENS MOVED that SB 2001, SB 2002, SB 2020, SB 2038, and SB 2276 be returned to the Committee on Appropriations, which motion prevailed.

SPEAKER KELLY ANNOUNCED that SB 2001, SB 2002, SB 2020, SB 2038, and SB 2276 were returned to the Committee on Appropriations.

MESSAGE TO THE SENATE
HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

SB 2408: Reps. DeMers, W. Williams, Wold

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the House has failed to pass:

SB 2055

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

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

SB 2220

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed the same:

HB 1049

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

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

SB 2049, SB 2068, SB 2093, SB 2150, SB 2173, SB 2179,
SB 2205, SB 2245

Very respectfully,
CHARLES FLEMING, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEE

MADAM SPEAKER: Your Committee on Enrollment and Engrossment respectfully report that the following bills were delivered to the Governor for his approval at the hour of 8:58 a.m., March 24, 1983:

HB 1253, HB 1278, HB 1530

REP. G. MARTIN, Chairman

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

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

HCR 3089, HMR 2

REP. G. MARTIN, Chairman

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

SECOND READING OF SENATE BILLS

SB 2128: A BILL for an Act to amend and reenact section 31-03-29 of the North Dakota Century Code, relating to mileage and fees of witnesses from another state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal pages 2074 and 2075, the roll was called and there were 99 YEAS, 0 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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, G.; Martinson;
Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.;
Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki;
O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl;
O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.;
Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued;
Sanstead; Schindler; Schneider; Schoenwald; Shide;
Shockman; Sinner; Solberg; Stofferahn; Strinden;
Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne;
Wentz; Whalen; Williams, A.; Williams, C.;
Williams, W.; Wold; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Aubol; Eagles; Gerl; Hanson, L.;
Martin, C.; Meyer, W.; Unhjem

SB 2128 passed and the title was agreed to.

SB 2250: A BILL for an Act to amend and reenact section 1 of chapter 216 of the 1981 Session Laws of North Dakota and to reenact section 2 of chapter 256 of the 1979 Session Laws of North Dakota and to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds for the construction of revenue-producing student housing at North Dakota state university of agriculture and applied science and to provide an appropriation; to issue and sell self-liquidating, tax-exempt bonds to construct a revenue-producing parking lot at the university of North Dakota and to provide an appropriation; to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds to construct a revenue-producing, coal-fired generating boiler at the university of North Dakota and to provide an appropriation; to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds for the construction or purchase and relocation of revenue-producing student housing at Minot state college and to provide an appropriation; to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds for the construction of revenue-producing student housing at the university of North Dakota; to provide an appropriation; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal pages 2076 and 2077, the roll was called and there were 91 YEAS, 7 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; 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; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, C.; Kent; Kingsbury; Lipsiea; Murphy; Solberg; Whalen

ABSENT AND NOT VOTING: Aubol; Eagles; Gerl; Hanson, L.; Martin, C.; Meyer, W.; Richard; Unhjem

SB 2250 passed, the title was agreed to, and the emergency clause carried.

MOTION

REP. CONMY MOVED that SB 2413 be returned to the Committee on Judiciary, which motion prevailed.

SPEAKER KELLY ANNOUNCED that SB 2413 was returned to the Committee on Judiciary.

SECOND READING OF SENATE BILLS

SB 2414: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to retirement of POW license plates and issuance of commemorative replicas.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 86 YEAS, 11 NAYS, 9 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Black; Brokaw; Conmy; DeMers; Dotzenrod; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Hausauer; Hill; 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, G.; Martinson; Meier, A.; Melby; Meyer, R.; Meyer, W.; Moore; Murphy; Nalewaja; Nicholas; Nowatzki; Olafson; Olsen, D.; Olson, A.; Opedahl; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Schindler; Schneider; Schoenwald; Shide; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Boyle; DuBord; Hjelle; Mertens; Mushik; O'Connell; O'Shea; Sanstead; Shockman; Sinner; Solberg

ABSENT AND NOT VOTING: Aubol; Backes; Eagles; Gerl; Hanson, L.; Haugland; Martin, C.; Meiers, R.; Unhjem

SB 2414 passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal page 2007, the roll was called and there were 88 YEAS, 9 NAYS, 9 ABSENT AND NOT VOTING.

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

Whalen; Williams, A.; Williams, C.; Williams, W.; Wold;
Speaker Kelly

NAYS: Black; Conmy; DeMers; Meier, A.; Meyer, R.; Murphy;
Pomeroy, E.; Schoenwald; Vig

ABSENT AND NOT VOTING: Aubol; Eagles; Gerl; Hanson, L.;
Knudson; Martin, C.; Meyer, W.; Rued; Unhjem

SB 2421 passed and the title was agreed to.

SB 2431: A BILL for an Act to create and enact a new section to chapter 5-03, a new section to chapter 39-04, and a new subsection to section 40-05.1-06 of the North Dakota Century Code, permitting home rule cities to levy certain taxes and fees and authorizing collection agreements; and to amend and reenact section 57-01-02.1 of the North Dakota Century Code, relating to tax collection agreements with home rule cities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal pages 1925-1927, the roll was called and there were 54 YEAS, 44 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Black; Boyle; Conmy; DeMers; Dotzenrod; DuBord;
Erdman; Gates; Gorder; Gullickson; Halmrast; Hamerlik;
Haugland; Hausauer; Hjelle; Hoffner, Serenus;
Hoffner, S. F.; Horgan; Keller; Koehn; Koski;
Kretschmar; Kuchera; Lardy; Laughlin; Lautenschlager;
Linderman; Lloyd; Martin, G.; Meier, A.; Mertens;
Meyer, R.; Mushik; Nicholas; O'Connell; Opedahl;
Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice;
Sanstead; Schneider; Schoenwald; Sinner; Solberg;
Stofferahn; Strinden; Vig; Watne; Wentz; Williams, A.;
Williams, W.; Wold

NAYS: Anderson, C.; Anderson, R.; Backes; Brokaw; Goetz;
Gunsch; Hanson, O.; Hill; Hughes; Jacobson; Kent;
Kingsbury; Kloubec; Knudson; Lang; Larson, R.; Lipsiea;
Martinson; Meiers, R.; Melby; Meyer, W.; Moore; Murphy;
Nalewaja; Olafson; Olsen, D.; Olson, A.; O'Shea;
Peltier; Retzer; Richard; Riehl; Riley; Rued;
Schindler; Shide; Shockman; Swiontek; Thompson; Timm;
Vander Vorst; Whalen; Williams, C.; Speaker Kelly

ABSENT AND NOT VOTING: Aubol; Eagles; Gerl; Hanson, L.;
Larson, B.; Martin, C.; Nowatzki; Unhjem

SB 2431 passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

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

YEAS: Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; 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; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Gorder; Kingsbury; Murphy; Solberg

ABSENT AND NOT VOTING: Anderson, C.; Eagles; Gerl; Hanson, L.; Larson, B.; Martin, C.; Nowatzki; Unhjem; Whalen

SB 2453 passed, the title was agreed to, and the emergency clause carried.

SB 2455: A BILL for an Act to create and enact a new section to chapter 12.1-27.1 of the North Dakota Century Code, relating to obscenity involving a minor; to amend and reenact subsection 1 of section 12.1-27.1-03.1 of the North Dakota Century Code, relating to obscenity control; and to provide a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal pages 2007 and 2008, the roll was called and there were 24 YEAS, 74 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Brokaw; Gorder; Gullickson; Gunsch; Hanson, O.; Haugland; Kent; Koehn; Laughlin; Nalewaja; Olafson; Olsen, D.; Olson, A.; Peltier; Retzer; Riley; Rued; Schindler; Shide; Shockman; Thompson; Vander Vorst; Whalen

NAYS: Anderson, R.; Aubol; Backes; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Halmrast; Hamerlik; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kingsbury; Kloubec; Knudson; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Sanstead; Schneider; Schoenwald; Sinner; Solberg; Stofferahn; Swiontek; Timm; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

ABSENT AND NOT VOTING: Black; Eagles; Gerl; Goetz; Hanson, L.; Martin, C.; Strinden; Unhjem

SB 2455 was declared lost.

MOTION

REP. BACKES MOVED that the House stand in recess for ten minutes, which motion prevailed.

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

SECOND READING OF SENATE BILLS

SB 2456: A BILL for an Act to amend and reenact section 43-17-34 of the North Dakota Century Code, relating to the practice of medicine without a license; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 90 YEAS, 4 NAYS, 12 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord;

Erdman; Gates; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kuchera; Lang; Lardy; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; 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, G.; Rayl; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Hughes; Kretschmar; Meier, A.; Murphy

ABSENT AND NOT VOTING: Eagles; Gerl; Gorder; Hanson, L.; Horgan; Larson, B.; Martin, C.; Pomeroy, E.; Retzer; Rued; Strinden; Unhjem

SB 2456 passed and the title was agreed to.

SB 2473: A BILL for an Act to create two new sections to chapter 47-16 of the North Dakota Century Code, relating to the disposal of property abandoned by a lessee and the termination of a lease agreement induced by fraudulent misrepresentations; to amend and reenact section 33-06-02 of the North Dakota Century Code, as amended by House Bill No. 1056, as approved by the forty-eighth legislative assembly, relating to eviction actions; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal pages 2008 and 2009, the roll was called and there were 91 YEAS, 8 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Goetz; Gullickson; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; 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; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Black; Halmrast; Hoffner, Serenus; Kingsbury; Koski; Lardy; Meier, A.; Murphy

ABSENT AND NOT VOTING: Eagles; Gerl; Gorder; Hanson, L.; Larson, B.; Martin, C.; Unhjem

SB 2473 passed, the title was agreed to, and the emergency clause carried.

MOTION

REP. S. F. HOFFNER MOVED that SCR 4040 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2019: A BILL for an Act providing for cash flow financing; making an appropriation; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal page 2099, the roll was called and there were 88 YEAS, 12 NAYS, 6 ABSENT AND NOT VOTING.

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

NAYS: Brokaw; Kent; Kingsbury; Lipsiea; Melby; Olafson; Rued; Schneider; Schoenwald; Shockman; Thompson; Whalen

ABSENT AND NOT VOTING: Eagles; Gerl; Hanson, L.;
Hanson, O.; Martin, C.; Unhjem

SB 2019 passed, the title was agreed to, and the emergency clause carried.

SB 2092: A BILL for an Act to create and enact a new section to chapter 54-21 of the North Dakota Century Code, relating to authorizing the director of institutions with the governor's approval to sell or exchange penitentiary land, permitting the mining or extraction of gravel or other mineral or oil resources, and establishing a designated fund in the Bank of North Dakota to be used for the acquisition of additional farmland and ranchland for the state penitentiary.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal page 2101, the roll was called and there were 97 YEAS, 0 NAYS, 9 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; 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.; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Eagles; Gerl; Hanson, L.;
Hanson, O.; Horgan; Martin, C.; Rayl; Solberg; Unhjem

SB 2092 passed and the title was agreed to.

MOTIONS

REP. BACKES MOVED that SB 2197 be moved to the head of the calendar, which motion prevailed.

REP. RUED MOVED that the House reconsider its action whereby SB 2313 was passed, which motion prevailed.

REP. RICHARD MOVED that SB 2313 be rereferred to the Committee on Finance and Taxation, which motion prevailed.

SPEAKER KELLY ANNOUNCED that SB 2313 was rereferred to the Committee on Finance and Taxation.

SECOND READING OF SENATE BILL

SB 2197: A BILL for an Act to amend and reenact subsections 2 and 5 of section 39-04-19 and section 39-04-24 of the North Dakota Century Code, relating to motor vehicle registration fees, and the registrar determining the weight of a motor vehicle.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal pages 1976-1982, the roll was called and there were 84 YEAS, 15 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lardy; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Moore; Mushik; Nalewaja; Nicholas; Olafson; Olsen, D.; Olson, A.; Opedahl; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vig; Wentz; Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Backes; Gullickson; Hill; Lang; Larson, B.; Laughlin; Melby; Meyer, R.; Meyer, W.; Murphy; Nowatzki; O'Connell; O'Shea; Vander Vorst; Watne

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Kingsbury; Martin, C.; Unhjem; Whalen; Wold

SB 2197 passed and the title was agreed to.

MOTION

REP. MERTENS MOVED that SB 2027 be returned to the Committee on Appropriations, which motion prevailed.

SPEAKER KELLY ANNOUNCED that SB 2027 was returned to the Committee on Appropriations.

SECOND READING OF SENATE BILL

SB 2144: A BILL for an Act to amend and reenact section 39-04-14 of the North Dakota Century Code, relating to renewal of registration; to repeal section 39-04-15.1, subsection 2 of section 39-04-23, and section 39-04-25 of the North Dakota Century Code, relating to the installment registration of certain vehicles, seasonal registration of passenger buses, and reduction of vehicle gross weight.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal page 1972, the roll was called and there were 95 YEAS, 4 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; Dotzenrodt; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, R.; Black; O'Connell; Timm

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Lipsiea; Martin, C.; Melby; Unhjem; Whalen

SB 2144 passed and the title was agreed to.

MOTION

REP. BACKES MOVED that HB 1370, HB 1421, HB 1528, HB 1688, HCR 3038, HB 1008, HB 1010, HB 1013, HB 1016, HB 1018, HB 1025, HB 1028, HB 1029, HB 1035, HB 1165, HB 1387, HB 1420, HB 1440, and HB 1516 be placed at the head of the calendar on Twelfth order, which motion prevailed.

CONSIDERATION OF MESSAGE FROM SENATE

REP. DOTZENROD MOVED that the House do not concur in the Senate amendments to HB 1370 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1370:

Reps. Koski, Hughes, O'Connell

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1421 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1421:

Reps. Mushik, Sanstead, Peterson

CONSIDERATION OF MESSAGE FROM SENATE

REP. R. MEIERS MOVED that the House do not concur in the Senate amendments to HB 1528 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1528:

Reps. DeMers, Peltier, R. Meiers

CONSIDERATION OF MESSAGE FROM SENATE

REP. E. POMEROY MOVED that the House do not concur in the Senate amendments to HB 1688 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1688:

Reps. R. Meiers, Wentz, Schneider

CONSIDERATION OF MESSAGE FROM SENATE

REP. R. MEIERS MOVED that the House do not concur in the Senate amendments to HCR 3038 and that a conference committee be

appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HCR 3038:

Reps. Serenus Hoffner, D. Olsen, Hill

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1008 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1008:

Reps. Rayl, Opedahl, Hausauer

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1010 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1010:

Reps. Mushik, Sanstead, Unhjem

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1013 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1013:

Reps. Lardy, Rayl, O. Hanson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1016 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1016:

Reps. Sanstead, Erdman, Kuchera

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1018 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1018:

Reps. G. Martin, Lardy, Kingsbury

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1025 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1025:

Reps. Erdman, Sanstead, Thompson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1028 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1028:

Reps. Mushik, Solberg, Hausauer

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1029 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1029:

Reps. Mushik, Solberg, Hausauer

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1035 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1035:

Reps. Horgan, Boyle, Lipsiea

CONSIDERATION OF MESSAGE FROM SENATE

REP. S. F. HOFFNER MOVED that the House do not concur in the Senate amendments to HB 1165 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1165:

Reps. Gullickson, Lloyd, R. Larson

CONSIDERATION OF MESSAGE FROM SENATE

REP. E. POMEROY MOVED that the House do not concur in the Senate amendments to HB 1387 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1387:

Reps. Nowatzki, Kretschmar, Keller

CONSIDERATION OF MESSAGE FROM SENATE

REP. E. POMEROY MOVED that the House do not concur in the Senate amendments to HB 1420 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1420:

Reps. Keller, Conmy, A. Williams

CONSIDERATION OF MESSAGE FROM SENATE

REP. E. POMEROY MOVED that the House do not concur in the Senate amendments to HB 1440 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1440:

Reps. E. Pomeroy, Wentz, R. Meiers

CONSIDERATION OF MESSAGE FROM SENATE

REP. JACOBSON MOVED that the House do not concur in the Senate amendments to HB 1516 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1516:

Reps. Serenus Hoffner, Lautenschlager, D. Olsen

MOTIONS

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

REP. BACKES MOVED that the House stand in recess until 1:30 p.m., which motion prevailed.

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

MESSAGES TO THE SENATE

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has refused to concur in the Senate amendments to HB 1008, HB 1010, HB 1013, HB 1016, and HB 1018, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1008: Reps. Rayl, Opedahl, Hausauer
HB 1010: Reps. Mushik, Sanstead, Unhjem
HB 1013: Reps. Lardy, Rayl, O. Hanson
HB 1016: Reps. Sanstead, Erdman, Kuchera
HB 1018: Reps. G. Martin, Lardy, Kingsbury

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has refused to concur in the Senate amendments to HB 1025, HB 1028, HB 1029, HB 1035, and HB 1165, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1025: Reps. Erdman, Sanstead, Thompson
HB 1028: Reps. Mushik, Solberg, Hausauer
HB 1029: Reps. Mushik, Solberg, Hausauer
HB 1035: Reps. Horgan, Boyle, Lipsiea
HB 1165: Reps. Gullickson, Lloyd, R. Larson

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has refused to concur in the Senate amendments to HB 1370, HB 1387, HB 1420, HB 1421, and HB 1440, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1370: Reps. Koski, O'Connell, Hughes
HB 1387: Reps. Nowatzki, Keller, Kretschmar
HB 1420: Reps. Keller, A. Williams, Conmy

HB 1421: Reps. Mushik, Sanstead, Peterson
 HB 1440: Reps. E. Pomeroy, R. Meiers, Wentz

Very respectfully,
 CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has refused to concur in the Senate amendments to HB 1516, HB 1528, HB 1688, and HCR 3038, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1516: Reps. Serenus Hoffner, Lautenschlager, D. Olsen
 HB 1528: Reps. DeMers, Peltier, R. Meiers
 HB 1688: Reps. R. Meiers, Schneider, Wentz
 HCR 3038: Reps. Serenus Hoffner, Hill, D. Olsen

Very respectfully,
 CHARLES FLEMING, Chief Clerk

MOTIONS

REP. BACKES MOVED that the rules be suspended, that HB 1733, SB 2005, SB 2128, SB 2250, SB 2414, SB 2421, SB 2453, SB 2456, SB 2473, SB 2019, SB 2092, SB 2144, SB 2197, SB 2271, SB 2306, SB 2322, and SB 2373 be messaged to the Senate immediately, which motion prevailed.

REP. BACKES MOVED that consideration of HB 1336, HB 1473, and HB 1701 be laid over one legislative day, which motion prevailed.

REP. BACKES MOVED that HB 1053, HB 1460, and HB 1605 be placed at the head of the calendar on Twelfth order, which motion prevailed.

MESSAGES TO THE SENATE
 HOUSE CHAMBER

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

SB 2005, SB 2019, SB 2092, SB 2128, SB 2144, SB 2197,
 SB 2250, SB 2271, SB 2306, SB 2322, SB 2373, SB 2421,
 SB 2473

Very respectfully,
 CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

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

HB 1733

Very respectfully,
 CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

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

SB 2414, SB 2453, SB 2456

Very respectfully,
CHARLES FLEMING, Chief Clerk

CONSIDERATION OF MESSAGE FROM SENATE

REP. SINNER MOVED that the House do not concur in the Senate amendments to HB 1053 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1053:

Reps. Richard, Aubol, Hughes

CONSIDERATION OF MESSAGE FROM SENATE

REP. SINNER MOVED that the House do not concur in the Senate amendments to HB 1460 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1460:

Reps. Schneider, B. Larson, Moore

CONSIDERATION OF MESSAGE FROM SENATE

REP. SINNER MOVED that the House do not concur in the Senate amendments to HB 1605 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1605:

Reps. Schneider, B. Larson, Moore

MESSAGE TO THE SENATE
HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has refused to concur in the Senate amendments to HB 1053, HB 1460, and HB 1605, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1053: Reps. Richard, Aubol, Hughes

HB 1460: Reps. Schneider, B. Larson, Moore

HB 1605: Reps. Schneider, B. Larson, Moore

Very respectfully,
CHARLES FLEMING, Chief Clerk

CONSIDERATION OF MESSAGES FROM SENATE

REP. HJELLE MOVED that the House do concur in the Senate amendments to HB 1167, which motion prevailed.

REP. HJELLE MOVED that the House do concur in the Senate amendments to HB 1182, which motion prevailed.

MOTION

REP. PELTIER MOVED that the House reconsider its action whereby SB 2402 was passed, which motion lost on a verification vote.

CONSIDERATION OF MESSAGES FROM SENATE

REP. R. MEIERS MOVED that the House do concur in the Senate amendments to HB 1246, which motion prevailed.

REP. L. HANSON MOVED that the House do concur in the Senate amendments to HB 1290, which motion prevailed.

REP. SINNER MOVED that the House do concur in the Senate amendments to HB 1295, which motion prevailed.

REP. HJELLE MOVED that the House do concur in the Senate amendments to HB 1315, which motion prevailed.

REP. S. F. HOFFNER MOVED that the House do concur in the Senate amendments to HB 1319, which motion prevailed.

REP. HJELLE MOVED that the House do concur in the Senate amendments to HB 1374, which motion prevailed.

REP. R. MEIERS MOVED that the House do concur in the Senate amendments to HB 1404, which motion prevailed.

REP. E. POMEROY MOVED that the House do concur in the Senate amendments to HB 1406, which motion prevailed.

REP. R. MEIERS MOVED that the House do concur in the Senate amendments to HB 1408, which motion prevailed.

REP. SINNER MOVED that the House do concur in the Senate amendments to HB 1417, which motion prevailed.

REP. BROKAW MOVED that the House do concur in the Senate amendments to HB 1428, which motion prevailed.

REP. BROKAW MOVED that the House do concur in the Senate amendments to HB 1432, which motion prevailed.

REP. MERTENS MOVED that the House do concur in the Senate amendments to HB 1439, which motion prevailed.

REP. SINNER MOVED that the House do concur in the Senate amendments to HB 1443, which motion prevailed.

REP. DOTZENROD MOVED that the House do concur in the Senate amendments to HB 1445, which motion prevailed.

REP. DOTZENROD MOVED that the House do concur in the Senate amendments to HB 1447, which motion prevailed.

REP. R. MEIERS MOVED that the House do concur in the Senate amendments to HB 1454, which motion prevailed.

REP. JACOBSON MOVED that the House do concur in the Senate amendments to HB 1458, which motion prevailed.

REP. W. MEYER MOVED that the House do concur in the Senate amendments to HB 1466, which motion prevailed.

REP. S. F. HOFFNER MOVED that the House do concur in the Senate amendments to HB 1479, which motion prevailed.

REP. JACOBSON MOVED that the House do concur in the Senate amendments to HB 1482, which motion prevailed.

REP. MERTENS MOVED that the House do concur in the Senate amendments to HB 1518, which motion prevailed.

REP. BROKAW MOVED that the House do concur in the Senate amendments to HB 1523, which motion prevailed.

REP. R. MEIERS MOVED that the House do concur in the Senate amendments to HB 1526, which motion prevailed.

REP. BROKAW MOVED that the House do concur in the Senate amendments to HB 1533, which motion prevailed.

REP. BROKAW MOVED that the House do concur in the Senate amendments to HB 1534, which motion prevailed.

REP. DOTZENROD MOVED that the House do concur in the Senate amendments to HB 1543, which motion prevailed.

REP. HJELLE MOVED that the House do concur in the Senate amendments to HB 1559, which motion prevailed.

REP. DOTZENROD MOVED that the House do concur in the Senate amendments to HB 1589, which motion prevailed.

REP. HJELLE MOVED that the House do concur in the Senate amendments to HB 1630, which motion prevailed.

MOTION

REP. BACKES MOVED that the rules be suspended, that subject to concurrence of amendments on Twelfth order, HB 1641, HB 1653, HB 1674, HB 1680, HCR 3018, HCR 3020, HCR 3083, HCR 3084, HCR 3086, HB 1084, HB 1373, HB 1519, HB 1670, and HCR 3036 be

deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

CONSIDERATION OF MESSAGE FROM SENATE

REP. W. MEYER MOVED that the House do concur in the Senate amendments to HB 1641, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1641: A BILL for an Act to create and enact a new subsection to section 11-18-01 of the North Dakota Century Code, relating to the register of deeds furnishing information on financing statement filed when the collateral is on farm products.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 91 YEAS, 6 NAYS, 9 ABSENT AND NOT VOTING.

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

NAYS: Brokaw; Meyer, R.; Riehl; Schindler; Shockman; Watne

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Hoffner, Serenus; Horgan; Knudson; Martinson; Peterson; Unhjem; Whalen

HB 1641 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM SENATE

REP. E. POMEROY MOVED that the House do concur in the Senate amendments to HB 1653, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1653: A BILL for an Act to amend and reenact sections 53-04-01, 53-04-02, and 53-04-05 of the North Dakota Century Code, relating to definitions of amusement games or devices, licenses and fees for amusement games and devices; and to repeal sections 53-04-03, 53-04-04, and 53-04-06 of the North Dakota Century Code, relating to licenses and fees for amusement games and devices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 92 YEAS, 8 NAYS, 6 ABSENT AND NOT VOTING.

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

NAYS: Aubol; Hanson, O.; Kingsbury; Kuchera; Murphy; Schindler; Solberg; Thompson

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Martinson; Peterson; Unhjem; Whalen

HB 1653 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM SENATE

REP. E. POMEROY MOVED that the House do concur in the Senate amendments to HB 1674, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1674: A BILL for an Act to amend and reenact section 40-05-17 of the North Dakota Century Code, relating to a definition of preponderance; and to declare an emergency.

Which has been read.

ROLL CALL

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

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Peterson; Rued; Unhjem; Whalen

HB 1674 passed, the title was agreed to, and the emergency clause carried.

CONSIDERATION OF MESSAGE FROM SENATE

REP. DOTZENROD MOVED that the House do concur in the Senate amendments to HB 1680, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1680: A BILL for an Act to amend and reenact section 48-02-02 of the North Dakota Century Code, relating to the requirement that a licensed architect be retained for certain public works; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 98 YEAS, 2 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman;

Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Gerl; Solberg

ABSENT AND NOT VOTING: Backes; Eagles; Hanson, L.; Peterson; Unhjem; Whalen

HB 1680 passed, the title was agreed to, and the emergency clause carried.

CONSIDERATION OF MESSAGE FROM SENATE

REP. DOTZENROD MOVED that the House do concur in the Senate amendments to HCR 3018, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3018: A concurrent resolution directing the Legislative Council to study current mobile home and mobile home court laws and regulations, and all other home and residence requirements in regard to high winds safety precautions.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution as amended, the roll was called and there were 85 YEAS, 11 NAYS, 10 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gullickson; Halmrast; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; 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; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, R.; Gorder; Gunsch; Hanson, O.; Hughes; Kingsbury; Melby; Murphy; Olafson; Olson, A.; Shide

ABSENT AND NOT VOTING: Boyle; Conmy; Eagles; Hanson, L.; Horgan; Peterson; Richard; Thompson; Unhjem; Whalen

HCR 3018 was declared adopted.

CONSIDERATION OF MESSAGE FROM SENATE

REP. W. MEYER MOVED that the House do concur in the Senate amendments to HCR 3020, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3020: A concurrent resolution urging the United States Secretary of Agriculture to place a moratorium during 1983 and 1984 on Farmers Home Administration farm foreclosure actions.

Which has been read.

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

HCR 3020 was declared adopted on a voice vote.

CONSIDERATION OF MESSAGE FROM SENATE

REP. R. MEIERS MOVED that the House do concur in the Senate amendments to HCR 3083, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3083: A concurrent resolution directing the Legislative Council to study the feasibility of requiring the residents, spouses, or families of individuals receiving services to make financial contributions toward the support of those persons who are placed in state and community facilities; to study other sources of revenue and financing techniques which may be available for the financing of those facilities; to study the financial responsibilities of persons at all state facilities under the auspices of the Director of Institutions and the Jamestown State Hospital; and to determine what fees and costs are

currently being charged by other similar institutions providing medical, educational, and other services.

Which has been read.

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

HCR 3083 was declared adopted on a voice vote.

CONSIDERATION OF MESSAGE FROM SENATE

REP. S. F. HOFFNER MOVED that the House do concur in the Senate amendments to HCR 3084, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3084: A concurrent resolution directing the Legislative Council to study and review the jurisdiction of the Public Service Commission including the possibility of taking certain departments from the Public Service Commission as well as adding other departments or agencies to the jurisdiction of the Public Service Commission.

Which has been read.

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

HCR 3084 was declared adopted on a voice vote.

CONSIDERATION OF MESSAGE FROM SENATE

REP. R. MEIERS MOVED that the House do concur in the Senate amendments to HCR 3086, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3086: A concurrent resolution urging the President of the United States and the Congress to propose and enact legislation amending the Employee Retirement Income Security Act (ERISA) to eliminate the federal preemption and to permit the respective states to regulate employee health benefit plans.

Which has been read.

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

HCR 3086 was declared adopted on a voice vote.

CONSIDERATION OF MESSAGE FROM SENATE

REP. BROKAW MOVED that the House do concur in the Senate amendments to HB 1084, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1084: A BILL for an Act to provide for the termination of mineral interest in land owned by persons other than the owners of the surface and for the vesting of title to dormant mineral interests in the surface owners in the absence of appropriate developmental activities or the recording of a notice of claim of interest within a specified period.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 96 YEAS, 0 NAYS, 10 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Hanson, L.; Mertens; Peterson; Rued; Thompson; Unhjem; Whalen

HB 1084 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM SENATE

REP. SINNER MOVED that the House do concur in the Senate amendments to HB 1373, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1373: A BILL for an Act to amend and reenact section 15-08-18.1, subsection 20 of section 57-02-08, sections 57-02-11, 57-02-31, 57-09-04, 57-11-04, 57-11-05, 57-12-01.1, 57-12-05, 57-12-06, 57-12-08, 57-13-04, 57-13-08, 57-14-01, 57-14-06, 57-23-03, 57-23-04, 57-23-05, subsection 2 of section 57-23-06, sections 57-23-07, 57-28-19, 57-32-05, subsection 1 of section 57-55-10 and subsection 2 of section 57-61-01 of the North Dakota Century Code, relating to the ad valorem taxation of property, the abatement and refund of ad valorem taxes, omitting references to personal property taxation, coal severance tax wholesale price index reporting dates; and to repeal sections 40-19-02, 57-02-12, 57-02-35, 57-02-36, 57-02-37, and 61-20-05 of the North Dakota Century Code, relating to the ad valorem taxation of personal property.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 84 YEAS, 10 NAYS, 12 ABSENT AND NOT VOTING.

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

NAYS: Brokaw; Gorder; Gunsch; Hanson, O.; Horgan; Kingsbury; Lang; Lardy; Schindler; Watne

ABSENT AND NOT VOTING: Boyle; Eagles; Erdman; Hanson, L.; Mertens; Mushik; Peterson; Rued; Strinden; Thompson; Unhjem; Whalen

HB 1373 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM SENATE

REP. SINNER MOVED that the House do concur in the Senate amendments to HB 1519, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1519: A BILL for an Act to amend and reenact sections 57-38-35.1 and 57-38-61 of the North Dakota Century Code, relating to minimum refunds, collection and application of refunds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 80 YEAS, 14 NAYS, 12 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Gorder; Gullickson; Halmrast; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kloubec; Knudson; Koski; Kretschmar; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Solberg; Stofferahn; Swiontek; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, R.; Black; Conmy; Goetz; Gunsch; Hanson, O.; Hughes; Kingsbury; Koehn; Kuchera; Murphy; Olafson; Olson, A.; Timm

ABSENT AND NOT VOTING: Boyle; Eagles; Hanson, L.; Mertens; Mushik; Peterson; Rued; Sinner; Strinden; Thompson; Unhjem; Whalen

HB 1519 passed and the title was agreed to.

MESSAGES FROM THE SENATE
SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith HB 1007, HB 1014, HB 1015, HB 1019, HB 1020, HB 1022, HB 1023, HB 1031, HB 1032, and HB 1034 which the Senate has amended as follows:

SENATE FLOOR AMENDMENTS TO HB 1007

On page 2 of the engrossed bill, after line 17, insert the following new section:

"SECTION 3. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE FLOOR AMENDMENTS TO HB 1014

On page 1 of the engrossed bill, after line 22, insert the following new section:

"SECTION 3. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE FLOOR AMENDMENTS TO HB 1015

On page 1 of the engrossed bill, after line 23, insert the following new section:

"SECTION 3. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE FLOOR AMENDMENTS TO HB 1019

On page 1 of the engrossed bill, after line 23, insert the following new section:

"SECTION 3. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE FLOOR AMENDMENTS TO HB 1020

On page 1 of the engrossed bill, after line 21, insert the following new section:

"SECTION 3. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE FLOOR AMENDMENTS TO HB 1022

On page 1 of the engrossed bill, after line 22, insert the following new section:

"SECTION 3. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE FLOOR AMENDMENTS TO HB 1023

On page 2 of the engrossed bill, after line 31, insert the following new section:

"SECTION 4. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE FLOOR AMENDMENTS TO HB 1031

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

"SECTION 3. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE FLOOR AMENDMENTS TO HB 1032

On page 1 of the engrossed bill, after line 28, insert the following new section:

"SECTION 3. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE FLOOR AMENDMENTS TO HB 1034

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

"SECTION 3. Salaries and Wages. The salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984."

SENATE AMENDMENTS TO HB 1034

On page 1 of the engrossed bill, line 16, delete the numerals "1,487,949" and insert in lieu thereof the numerals "904,710"

On page 1 of the engrossed bill, line 20, delete the numerals "2,322,423" and insert in lieu thereof the numerals "1,739,184"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The operating expenses line item of the Public Employees Retirement System is reduced by \$583,239 from other funds to delete funds provided by the House for additional investment counselor fees.

Although the salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984.

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 2499

Very respectfully,
LEO LEIDHOLM, Secretary

CONSIDERATION OF MESSAGE FROM SENATE

REP. JACOBSON MOVED that the House do concur in the Senate amendments to HB 1670, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1670: A BILL for an Act to amend and reenact subsection 5 of section 15-47-38 of the North Dakota Century Code, relating to the nonrenewal of a teachers' contract.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 88 YEAS, 6 NAYS, 12 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Haugland; Hausauer;

Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Murphy; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Timm; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, R.; Gunsch; Hanson, O.; Hughes; Laughlin; Vander Vorst

ABSENT AND NOT VOTING: Backes; Boyle; Eagles; Hanson, L.; Mertens; Mushik; Peterson; Rued; Strinden; Thompson; Unhjem; Whalen

HB 1670 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM SENATE

REP. SINNER MOVED that the House do concur in the Senate amendments to HCR 3036, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3036: A concurrent resolution directing the Legislative Council to conduct a study of the impact of, and allocation of proceeds from, the privilege tax on coal gasification plants.

Which has been read.

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

HCR 3036 was declared adopted on a voice vote.

MOTION

REP. BACKES MOVED that the rules be suspended, that HB 1167, HB 1182, HB 1246, HB 1290, HB 1295, HB 1315, HB 1319, HB 1374, HB 1404, HB 1406, HB 1408, HB 1417, HB 1428, HB 1432, HB 1439, HB 1443, HB 1445, HB 1447, HB 1454, HB 1458, HB 1466, HB 1479, HB 1482, HB 1518, HB 1523, HB 1526, HB 1533, HB 1534, HB 1543, HB 1559, HB 1589, and HB 1630 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1167: A BILL for an Act to amend and reenact section 2-05-11 of the North Dakota Century Code, relating to aircraft and ultralight vehicle registration fees, distribution of proceeds; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 95 YEAS, 4 NAYS, 7 ABSENT AND NOT VOTING.

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

NAYS: Gerl; Laughlin; Lipsiea; Olafson

ABSENT AND NOT VOTING: Boyle; Eagles; Hanson, L.; Jacobson; Thompson; Unhjem; Whalen

HB 1167 passed and the title was agreed to.

HB 1182: A BILL for an Act to create and enact a new subsection to section 39-06-02 of the North Dakota Century Code, relating to residency for driver's license matters; and to amend and reenact subsection 1 of section 39-06-03.1 and section 39-06-19 of the North Dakota Century Code, relating to the issuance of a nondriver photo identification card at age sixteen and the renewal of drivers' licenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 88 YEAS, 8 NAYS, 10 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Backes; Black; Brokaw; Conmy; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; 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; Rued; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Aubol; DeMers; Gunsch; Halmrast; Hanson, O.; Meier, A.; Murphy; Sanstead

ABSENT AND NOT VOTING: Boyle; Eagles; Hanson, L.; Jacobson; Larson, R.; Lipsiea; Riley; Thompson; Unhjem; Whalen

HB 1182 passed and the title was agreed to.

HB 1246: A BILL for an Act to provide for a foster care parent grievance procedure.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 93 YEAS, 3 NAYS, 10 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Keller; Kent; 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; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki;
 O'Connell; Olafson; Olsen, D.; Opedahl; O'Shea;
 Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl;
 Retzer; Rice; Richard; Riehl; Rued; Sanstead;
 Schindler; Schneider; Schoenwald; Shide; Shockman;
 Sinner; Solberg; Stofferahn; Strinden; Swiontek;
 Vander Vorst; Vig; Watne; Wentz; Williams, A.;
 Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Gorder; Kingsbury; Kuchera

ABSENT AND NOT VOTING: Boyle; Eagles; Hanson, L.;
 Jacobson; Olson, A.; Riley; Thompson; Timm; Unhjem;
 Whalen

HB 1246 passed and the title was agreed to.

HB 1290: A BILL for an Act to amend and reenact sections
 27-09.1-09 and 27-09.1-14 of the North Dakota Century Code,
 relating to mileage and mailing of summons for jurors.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended,
 the roll was called and there were 95 YEAS, 0 NAYS, 11 ABSENT AND
 NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black;
 Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman;
 Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch;
 Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer;
 Hill; Hjelle; Hoffner, Serenus; Hughes; Jacobson;
 Keller; 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.; 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; Vander Vorst; Vig; Watne; Wentz;
 Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Boyle; Eagles; Hanson, L.;
 Hoffner, S. F.; Horgan; Kent; Olson, A.; Thompson;
 Unhjem; Whalen; Wold

HB 1290 passed and the title was agreed to.

MOTION

REP. BACKES MOVED that the House stand in recess until 3:30 p.m., which motion prevailed.

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

SECOND READING OF HOUSE BILLS

HB 1295: A BILL for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for group homes, including those for persons with developmental disabilities; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 86 YEAS, 11 NAYS, 9 ABSENT AND NOT VOTING.

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

NAYS: Gates; Hanson, O.; Hughes; Kuchera; Melby; Murphy; Peltier; Rice; Sanstead; Solberg; Thompson

ABSENT AND NOT VOTING: Dotzenrod; Eagles; Hanson, L.; Lloyd; Mertens; Strinden; Timm; Unhjem; Whalen

HB 1295 passed and the title was agreed to.

HB 1315: A BILL for an Act to amend and reenact section 57-40.3-11 of the North Dakota Century Code, relating to penalties for failure to submit a "motor vehicle purchaser's certificate".

Which has been read.

ROLL CALL

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

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Black

ABSENT AND NOT VOTING: Dotzenrod; Eagles; Hanson, L.; Mertens; Strinden; Timm; Unhjem; Whalen

HB 1315 passed and the title was agreed to.

HB 1319: A BILL for an Act relating to the marking of containers used for liquefied petroleum gas, and regulating the filling, transferring, and possession of marked containers; making an exemption; and to provide a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 85 YEAS, 14 NAYS, 7 ABSENT AND NOT VOTING.

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

NAYS: Anderson, R.; Aubol; Brokaw; Conmy; Gerl; Hamerlik; Koski; Larson, B.; Murphy; O'Connell; Olson, A.; Shockman; Stofferahn; Williams, W.

ABSENT AND NOT VOTING: Dotzenrod; Eagles; Hanson, L.; Mertens; Strinden; Unhjem; Whalen

HB 1319 passed and the title was agreed to.

HB 1374: A BILL for an Act to amend and reenact sections 39-08-09 and 39-08-11 of the North Dakota Century Code, relating to the filing of driver's accident reports.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, 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; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald;

Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek;
Thompson; Timm; Vander Vorst; Vig; Watne; Wentz;
Williams, A.; Williams, C.; Williams, W.; Wold;
Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Koehn;
Mertens; Strinden; Unhjem; Whalen

HB 1374 passed and the title was agreed to.

HB 1404: A BILL for an Act to provide for the licensure of
occupational therapists and occupational therapy
assistants; and to provide a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended,
the roll was called and there were 76 YEAS, 23 NAYS, 7 ABSENT AND
NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Boyle; Brokaw;
Conmy; DeMers; DuBord; Erdman; Gates; Gerl; Corder;
Gullickson; Halmrast; Hamerlik; Haugland; Hausauer;
Hill; Hoffner; Serenus; Hoffner, S. F.; Horgan;
Jacobson; Keller; Kloubec; Knudson; Koehn; Koski;
Kretschmar; Lang; Lardy; Larson, R.; Laughlin;
Lautenschlager; Linderman; Lloyd; Martin, G.;
Martinson; Meier, A.; Meiers, R.; Meyer, R.; Meyer, W.;
Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell;
Olsen, D.; Opedahl; O'Shea; Peterson; Pomeroy, E.;
Pomeroy, G.; Rayl; Richard; Riehl; Riley; Rued;
Sanstead; Schneider; Schoenwald; Shockman; Sinner;
Stofferahn; Swiontek; Thompson; Vander Vorst; Vig;
Watne; Wentz; Williams, A.; Williams, C.; Williams, W.;
Wold; Speaker Kelly

NAYS: Anderson, R.; Dotzenrod; Goetz; Gunsch; Hanson, O.;
Hughes; Kent; Kingsbury; Kuchera; Larson, B.; Lipsiea;
Martin, C.; Melby; Murphy; Olafson; Olson, A.; Peltier;
Retzer; Rice; Schindler; Shide; Solberg; Timm

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Hjelle;
Mertens; Strinden; Unhjem; Whalen

HB 1404 passed and the title was agreed to.

HB 1406: A BILL for an Act to amend and reenact sections 27-08.1-01 and 27-08.1-03 of the North Dakota Century Code, relating to jurisdictional limits of small claims courts.

Which has been read.

ROLL CALL

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

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Mertens; Strinden; Unhjem; Whalen

HB 1406 passed and the title was agreed to.

HB 1408: A BILL for an Act to create and enact a new subsection to section 43-17-31 of the North Dakota Century Code, relating to the grounds for revocation or suspension of a physician's license; to amend and reenact section 25-02-04 of the North Dakota Century Code, relating to the licensure of physicians on the professional staff of the state hospital; and to repeal section 43-17-23 of the North Dakota Century Code, relating to recording physician's licenses in registry of deeds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, 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; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Mertens; Rued; Strinden; Unhjem; Whalen

HB 1408 passed and the title was agreed to.

HB 1417: A BILL for an Act to create and enact a new section to chapter 57-40.2 of the North Dakota Century Code, relating to the use tax upon contractors.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 84 YEAS, 15 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Haugland; Hausauer; 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.;

Meyer, R.; Meyer, W.; Moore; Mushik; Nicholas;
 Nowatzki; O'Connell; Opedahl; O'Shea; Peterson;
 Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard;
 Riehl; Riley; Sanstead; Schindler; Schneider;
 Schoenwald; Shockman; Sinner; Solberg; Stofferahn;
 Swiontek; Vander Vorst; Vig; Watne; Wentz;
 Williams, A.; Williams, C.; Williams, W.; Wold;
 Speaker Kelly

NAYS: Conmy; Gates; Gunsch; Hanson, O.; Kingsbury; Melby;
 Murphy; Nalewaja; Olafson; Olsen, D.; Olson, A.;
 Peltier; Shide; Thompson; Timm

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Mertens;
 Rued; Strinden; Unhjem; Whalen

HB 1417 passed and the title was agreed to.

HB 1428: A BILL for an Act to amend and reenact section 47-10-24
 of the North Dakota Century Code, relating to the
 definition of "minerals" in deeds, grants, or conveyances
 of title to real property.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended,
 the roll was called and there were 98 YEAS, 2 NAYS, 6 ABSENT AND
 NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black;
 Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord;
 Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch;
 Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer;
 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; Murphy; Mushik; Nalewaja;
 Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.;
 Olson, A.; Opedahl; O'Shea; Peltier; Peterson;
 Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard;
 Riehl; Riley; Sanstead; Schindler; Schneider;
 Schoenwald; Shide; Shockman; Sinner; Solberg;
 Stofferahn; Swiontek; Thompson; Timm; Vander Vorst;
 Vig; Watne; Wentz; Williams, A.; Williams, C.;
 Williams, W.; Wold; Speaker Kelly

NAYS: Gerl; Lardy

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Rued;
Strinden; Unhjem; Whalen

HB 1428 passed and the title was agreed to.

HB 1432: A BILL for an Act to amend and reenact section 47-10-25 of the North Dakota Century Code, relating to the definition of "minerals" in deeds, grants, or conveyances of title to real property.

Which has been read.

ROLL CALL

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

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; 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; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Gerl; Horgan; Lardy

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Rued;
Strinden; Unhjem; Whalen

HB 1432 passed and the title was agreed to.

HB 1439: A BILL for an Act to defray the expenses of purchasing the new "History of North Dakota" textbook for eighth-grade students in the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 77 YEAS, 23 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Gorder; Gullickson; Halmrast; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Kretschmar; Lang; Lardy; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; Olafson; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Vander Vorst; Vig; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Backes; Conmy; Goetz; Gunsch; Hanson, O.; Hughes; Kingsbury; Kloubec; Kuchera; Larson, B.; Melby; Moore; Murphy; O'Connell; Olsen, D.; Olson, A.; Retzer; Rice; Thompson; Timm; Watne

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Rued; Strinden; Unhjem; Whalen

HB 1439 passed and the title was agreed to.

HB 1443: A BILL for an Act to create and enact a new section to chapter 57-35.2 of the North Dakota Century Code, relating to the deduction of a credit for charitable contributions from the tax on banks, trust companies, and savings and loan associations; and to provide an effective date.

Which has been read.

ROLL CALL

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

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Schindler; Schneider;
 Schoenwald; Shide; Shockman; Sinner; Solberg; Swiontek;
 Thompson; Timm; Vander Vorst; Vig; Watne; Wentz;
 Williams, A.; Williams, C.; Williams, W.; Wold;
 Speaker Kelly

NAYS: Black; Sanstead; Stofferahn

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Rued;
 Strinden; Unhjem; Whalen

HB 1443 passed and the title was agreed to.

HB 1445: A BILL for an Act to create and enact a new section to chapter 62-04 of the North Dakota Century Code, relating to regulation of firearms and ammunition.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 74 YEAS, 25 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Backes; Black; Boyle; Conmy;
 Dotzenrod; Gerl; Goetz; Gorder; Hamerlik; Haugland;
 Hausauer; Hjelle; Hoffner, Serenus; Hoffner, S. F.;
 Horgan; Hughes; Jacobson; Keller; Kent; Kloubec;
 Knudson; Koehn; Koski; Lang; Larson, B.; Larson, R.;
 Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd;
 Martin, C.; Martin, G.; Martinson; Meier, A.;
 Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.;
 Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki;
 Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea;
 Peterson; Pomeroy, G.; Rayl; Rice; Richard; Riehl;
 Riley; Sanstead; Shide; Sinner; Solberg; Swiontek;
 Thompson; Timm; Vander Vorst; Vig; Watne; Wentz;
 Williams, A.; Williams, C.; Williams, W.; Wold

NAYS: Anderson, R.; Aubol; Brokaw; DeMers; DuBord;
 Erdman; Gates; Gunsch; Halmrast; Hanson, O.; Hill;
 Kingsbury; Kretschmar; Kuchera; Lardy; O'Connell;
 Peltier; Pomeroy, E.; Retzer; Schindler; Schneider;
 Schoenwald; Shockman; Stofferahn; Speaker Kelly

ABSENT AND NOT VOTING: Eagles; Gullickson; Hanson, L.;
Rued; Strinden; Unhjem; Whalen

HB 1445 passed and the title was agreed to.

HB 1447: A BILL for an Act to redefine "developmentally disabled person" and to require residential zoning for group homes for developmentally disabled persons in counties, cities, and townships.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 82 YEAS, 18 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Goetz; Gullickson; Halmrast; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; 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; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl; Riley; Sanstead; Schneider; Schoenwald; Shide; Shockman; Sinner; Stofferahn; Swiontek; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, R.; Backes; Gates; Gorder; Gunsch; Hanson, O.; Hughes; Keller; Kent; Kingsbury; Melby; Murphy; Olafson; Rice; Richard; Schindler; Solberg; Thompson

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Rued; Strinden; Unhjem; Whalen

HB 1447 passed and the title was agreed to.

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, 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; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinnei; Soiberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Peterson; Rued; Strinden; Unhjem; Whalen

HB 1454 passed and the title was agreed to.

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 97 YEAS, 0 NAYS, 9 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Eagles; Gerl; Hanson, L.; Peterson; Richard; Rued; Strinden; Unhjem; Whalen

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

HB 1466: A BILL for an Act to amend and reenact section 36-09-20 of the North Dakota Century Code, relating to the bill of sale requirements for a registered brand.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 92 YEAS, 7 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Murphy; Mushik; Nalewaja; Nicholas;
 Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.;
 Opedahl; Peltier; Pomeroy, E.; Retzer; Rice; Richard;
 Riehl; Riley; Sanstead; Schindler; Schneider; Shide;
 Shockman; Sinner; Solberg; Stofferahn; Swiontek;
 Thompson; Timm; Vander Vorst; Vig; Watne; Wentz;
 Williams, A.; Williams, C.; Williams, W.; Wold;
 Speaker Kelly

NAYS: Brokaw; Halmrast; Lardy; O'Shea; Pomeroy, G.; Rayl;
 Schoenwald

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Peterson;
 Rued; Strinden; Unhjem; Whalen

HB 1466 passed and the title was agreed to.

HB 1479: A BILL for an Act to amend and reenact section 65-04-23
 of the North Dakota Century Code, relating to penalties for
 default in the payment of workmen's compensation premiums.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended,
 the roll was called and there were 89 YEAS, 10 NAYS, 7 ABSENT AND
 NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Backes; Black; Boyle;
 Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman;
 Gates; Gerl; Goetz; Gullickson; Halmrast; Hamerlik;
 Haugland; Hausauer; 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.; Melby;
 Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja;
 Nicholas; Nowatzki; O'Connell; Olson, A.; Opedahl;
 O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice;
 Richard; Riehl; Riley; Sanstead; Schindler; Schneider;
 Schoenwald; Shockman; Sinner; Solberg; Stofferahn;
 Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne;
 Wentz; Williams, A.; Williams, C.; Williams, W.; Wold;
 Speaker Kelly

NAYS: Aubol; Gorder; Gunsch; Hanson, O.; Kingsbury;
 Murphy; Olafson; Olsen, D.; Peltier; Shide

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Peterson;
Rued; Strinden; Unhjem; Whalen

HB 1479 passed and the title was agreed to.

HB 1482: A BILL for an Act to amend and reenact section 15-20.1-09 of the North Dakota Century Code, relating to school board composition; to provide for a transition period; and to repeal section 15-28-02 of the North Dakota Century Code, relating to rural representation on school boards; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 61 YEAS, 37 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Backes; Black; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Gullickson; Halmrast; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lardy; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lloyd; Martin, G.; Martinson; Meier, A.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riley; Sanstead; Schneider; Schoenwald; Sinner; Stofferahn; Swiontek; Watne; Wentz; Williams, A.; Williams, C.; Wold; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Aubol; Brokaw; Erdman; Goetz; Gorder; Gunsch; Hanson, O.; Hughes; Kent; Kingsbury; Knudson; Lang; Laughlin; Martin, C.; Meiers, R.; Melby; Mertens; Meyer, R.; Murphy; O'Connell; Olafson; Olsen, D.; Olson, A.; Peltier; Retzer; Riehl; Schindler; Shide; Shockman; Solberg; Thompson; Timm; Vander Vorst; Vig; Williams, W.

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Lipsiea; Peterson; Rued; Strinden; Unhjem; Whalen

HB 1482 passed, the title was agreed to, but the emergency clause lost.

HB 1518: A BILL for an Act to create and enact a new subsection to section 57-39.2-04 and a new chapter to title 57 of the North Dakota Century Code, relating to a sales tax exemption for the gross receipts from sales of aircraft and

the creation of an aircraft excise tax; to amend and reenact section 2-05-03 of the North Dakota Century Code, authorizing the director of aeronautics to act as the agent of the state tax commissioner for purposes of enforcement of the aircraft excise tax; to provide a penalty; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 93 YEAS, 5 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Haugland; Hausauer; 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; 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; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Gorder; Hanson, O.; Kingsbury; Murphy; Peltier

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Lipsiea; Peterson; Rued; Strinden; Unhjem; Whalen

HB 1518 passed and the title was agreed to.

HB 1523: A BILL for an Act to amend and reenact sections 38-08-09.4 and 38-08-09.8 of the North Dakota Century Code, relating to unitization of oil and gas under the control and regulation of the industrial commission.

Which has been read.

ROLL CALL

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

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; 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; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: None

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Peterson; Rued; Strinden; Unhjem; Whalen

HB 1523 passed and the title was agreed to.

HB 1526: A BILL for an Act to amend and reenact subsections 1 and 11 of section 25-03.1-02, and sections 25-03.1-17, 25-03.1-25, and 25-03.1-26 of the North Dakota Century Code, relating to the definitions of an "alcoholic individual" and a "person requiring treatment", involuntary treatment commitment procedures and requirements, and emergency detentions or hospitalizations procedures.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 92 YEAS, 4 NAYS, 10 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; 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;
 Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard;
 Riehl; Riley; Sanstead; Schindler; Schneider;
 Schoenwald; Shide; Sinner; Solberg; Stofferahn;
 Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne;
 Wentz; Williams, A.; Williams, C.; Williams, W.; Wold;
 Speaker Kelly

NAYS: Kingsbury; Kuchera; Murphy; Peltier

ABSENT AND NOT VOTING: Backes; Eagles; Hanson, L.;
 Larson, B.; Peterson; Rued; Shockman; Strinden; Unhjem;
 Whalen

HB 1526 passed and the title was agreed to.

MESSAGE FROM THE SENATE SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith HB 1036,
 HB 1038, HB 1333, HB 1429, and HB 1693 which the Senate has
 amended as follows:

SENATE FLOOR AMENDMENT TO HB 1036

On page 2 of the engrossed bill, after line 11, insert the
 following new section:

"SECTION 4. SALARIES AND WAGES. The salaries
 and wages line item is not changed by this amendment,
 the salaries and wages in this bill are affected by
 the provisions of House Bill No. 1010 which limit
 salary increases to a contingent salary increase of
 three percent on July 1, 1984."

SENATE FLOOR AMENDMENT TO HB 1038

On page 1 of the engrossed bill, after line 24, insert the
 following new section:

"SECTION 3. SALARIES AND WAGES. The salaries
 and wages line item is not changed by this amendment,
 the salaries and wages in this bill are affected by
 the provisions of House Bill No. 1010 which limit
 salary increases to a contingent salary increase of
 three percent on July 1, 1984."

SENATE AMENDMENTS TO ENGROSSED HB 1333

On page 1 of the engrossed bill, line 3, after the first
 semicolon insert the words "to amend and reenact
 subsections 8 and 11 of section 4-22-02 and section
 4-22-21 of the North Dakota Century Code, relating to
 the eligibility to run for the office of soil

conservation district supervisor and to vote in soil conservation district elections;"

On page 1 of the engrossed bill, after line 5, insert the following two new sections:

"SECTION 1. AMENDMENT. Subsection 8 and 11 of section 4 22-02 of the North Dakota Century Code are hereby amended and reenacted to read as follows:

8. "Land occupier" or "occupier of land" includes any person, firm, or corporation who ~~shall hold~~ holds title to or ~~shall be~~ is in possession of any ~~agricultural, grazing, or forest~~ lands lying within a district organized under the provisions of this chapter, whether as owner, lessee, renter, tenant, or otherwise, and whether or not the person, firm, or corporation is living or located in a rural or urban area within the district;
11. "Qualified elector" means every person of the age of eighteen or upwards who is a citizen of the United States and who ~~shall~~ have resided in the state and in the precinct thirty days next preceding any election, whether or not the person is living in a rural or urban area.

SECTION 2. AMENDMENT. Section 4-22-21 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-22-21. Regular election of district - When held - Regulations governing. The regular election of soil conservation districts shall be held at the same time, and at the same place, as the general election is held. All qualified electors in the district may vote in any regular election of the district. Any land occupier living in the district desiring to be a candidate for the office of supervisor at a district election and who has failed to file a nominating petition may furnish stickers to be attached to the ballot; and the ballot shall have blank spaces below the names of candidates nominated by petition for writing in other names."

And renumber the lines, sections, and pages accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1429

In lieu of the amendments to engrossed House Bill No. 1429 adopted by the Senate as found on pages 1236 and 1704 of

the Senate Journal, engrossed House Bill No. 1429 is amended as follows:

On page 1 of the engrossed bill, line 2, after the second comma insert the numerals "54-06-09,"

On page 2 of the engrossed bill, line 24, remove the overstrike over the word "~~five~~", and delete the words "~~six~~" and "~~and fifty cents~~"

On page 2 of the engrossed bill, line 26, remove the overstrike over the word "~~eight~~", delete the word "~~ten~~", and remove the overstrike over the words "~~and fifty~~"

On page 2 of the engrossed bill, line 27, remove the overstrike over the word "~~cents~~"

On page 2 of the engrossed bill, line 30, remove the overstrike over the word "~~twenty-five~~", and delete the word "~~thirty~~"

On page 4 of the engrossed bill, line 24, delete the word "~~five~~" and insert in lieu thereof the word "two"

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

"SECTION 4. AMENDMENT. Section 54-06-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-06-09. Mileage and travel expense of state officers and employees. State officials, whether elective or appointive, and their deputies, assistants, and clerks, or other state employees, entitled by law to be reimbursed for mileage or travel expense, shall be allowed and paid for mileage and travel expense the following amounts:

1. The sum of ~~twenty-five~~ twenty cents per mile [1.61 kilometers] for each mile [1.61 kilometers] actually and necessarily traveled in the performance of official duty when such travel is by motor vehicle. The sum of ~~thirty~~ twenty cents per mile [1.61 kilometers] for each mile [1.61 kilometers] actually and necessarily traveled in the performance of official duty when such travel is by private airplane. Mileage by private aircraft shall be computed by actual air mileage when only one state employee or official is traveling; if two or more state employees or officials are

traveling by private aircraft, the actual mileage shall be based on the road mileage between the geographical points. Reimbursement for private airplane travel shall be calculated as follows:

- a. If reimbursement is for one properly authorized and reimbursable passenger, reimbursement shall be paid on a per-mile basis as provided in this subsection.
- b. If reimbursement is claimed for a chartered private aircraft, reimbursement may not exceed the cost of regular coach fare on a commercial flight, if one is scheduled between the point of departure, point of destination, and return, for each properly authorized and reimbursable passenger on the charter flight; or, where there is no such regularly scheduled commercial flight, the actual cost of the charter.

No reimbursement shall be paid for leased private aircraft. In order to be reimbursed for the chartering of a private aircraft pursuant to subdivision b, the charter agreement must receive prior approval from the director of the office of management and budget who shall take comparable travel costs and the savings of time into account in making his decision. If only one person shall engage in such travel in a motor vehicle exceeding at any geographical point one hundred fifty miles [241.40 kilometers] beyond the borders of this state, reimbursement shall be limited to eighteen cents per mile [1.61 kilometers] for the out-of-state portion of the travel beyond the first one hundred fifty miles [241.40 kilometers]. When official travel is by motor vehicle or airplane owned by the state or by any department or political subdivision thereof, no allowance shall be made or paid for such mileage.

2. Except as provided in subsection 1, when travel is by rail or certificated air taxi commercial operator or other common carrier, including regularly scheduled flights by airlines, the amount actually

and necessarily expended therefor in the performance of official duties.

3. Notwithstanding the other provisions of this section, state employees permanently located outside the state or on assignments outside the state for an indefinite period of time, exceeding at least thirty consecutive days, shall be allowed and paid ~~twenty-five~~ twenty cents per mile [1.61 kilometers] for each mile [1.61 kilometers] actually and necessarily traveled in the performance of official duty when such travel is by motor vehicle, and the one hundred fifty mile [241.40 kilometer] restriction imposed by subsection 1 shall not apply.

Before any allowance for any such mileage or travel expenses shall be made, the official, deputy, assistant, clerk, or other employee shall file with the director of the office of management and budget an itemized statement showing the mileage traveled, the hour of departure and return, the days when and how traveled, the purpose thereof, and such other information and documentation as may be prescribed by rule of the office of the budget or specifically requested by such office, verified by his certification. The statement shall be submitted to the office of the budget for approval and shall be paid only when approved by the office of the budget. The head of any department, institution, or agency of this state may, for any person or persons under his authority, set a rate of no less than twenty cents per mile [1.61 kilometers] and no more than ~~twenty-five cents per mile [1.61 kilometers].~~"

And renumber the lines, sections, and pages accordingly

SENATE AMENDMENTS TO HB 1693

On page 2 of the engrossed bill, line 4, after the period insert the following: "This exception shall not apply unless the individual's capability of returning to employment and offer of service for suitable work to the employer occurs within sixty days of the last day of work. However, the cost of any benefits paid under this exception shall not be charged against the account of the employer from whom the individual became separated as a result of the illness or injury."

And renumber the lines and pages accordingly

Very respectfully,
LEO LEIDHOLM, Secretary

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, the roll was called and there were 95 YEAS, 0 NAYS, 11 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Backes; Eagles; Gunsch; Hanson, L.; Kent; Larson, B.; Peterson; Rued; Strinden; Unhjem; Whalen

HB 1533 passed and the title was agreed to.

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, the roll was called and there were 95 YEAS, 0 NAYS, 11 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Larson, B.; Larson, R.; Peterson; Rued; Schoenwald; Strinden; Unhjem; Whalen; Williams, W.

HB 1534 passed and the title was agreed to.

HB 1543: A BILL for an Act relating to the ownership and transfer of storm shelters by mobile home owners in mobile home parks.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 78 YEAS, 18 NAYS, 10 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Gorder; Gullickson; Halmrast; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Kloubec; Knudson; Koski; Kretschmar; Kuchera; Lang; Lardy; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki;

O'Connell; Olsen, D.; Olson, A.; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Stofferahn; Swiontek; Thompson; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, R.; Gates; Goetz; Gunsch; Hanson, O.; Hughes; Kingsbury; Koehn; Larson, R.; Melby; Moore; Murphy; Olafson; Peltier; Retzer; Rice; Solberg; Timm

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Horgan; Larson, B.; Meyer, R.; Peterson; Rued; Strinden; Unhjem; Whalen

HB 1543 passed and the title was agreed to.

HB 1559: A BILL for an Act to create and enact a new section to chapter 39-07 of the North Dakota Century Code, relating to wrecker and towing services responsibilities in reporting accidents.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 91 YEAS, 6 NAYS, 9 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; 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; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Gunsch; Hanson, O.; Kingsbury; Lardy; Murphy; Schoenwald

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Horgan; Larson, B.; Peterson; Rued; Strinden; Unhjem; Whalen

HB 1559 passed and the title was agreed to.

HB 1589: A BILL for an Act to create and enact a new section to chapter 11-33.1 of the North Dakota Century Code, relating to levy of special assessments for rural improvements; to amend and reenact subsection 1 of section 21-03-06 and subsection 2 of section 21-03-07 of the North Dakota Century Code, relating to county authority for and financing of special improvements in rural subdivisions; and to repeal sections 11-33.1-01, 11-33.1-02, 11-33.1-03, and 11-33.1-04 of the North Dakota Century Code, relating to special assessments for rural subdivision improvements.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 89 YEAS, 9 NAYS, 8 ABSENT AND NOT VOTING.

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

NAYS: Anderson, R.; Hanson, O.; Hughes; Kingsbury; Kuchera; Lardy; Murphy; Olafson; Olsen, D.

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Haugland; Peterson; Rued; Strinden; Unhjem; Whalen

HB 1589 passed and the title was agreed to.

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

the aeronautics commission; to provide a penalty; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 90 YEAS, 8 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Haugland; Hausauer; 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.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Solberg; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Hanson, O.; Kingsbury; Murphy; Olafson; Olsen, D.; Olson, A.; Shide; Stofferahn

ABSENT AND NOT VOTING: Eagles; Hanson, L.; Peterson; Rued; Strinden; Unhjem; Whalen; Williams, A.

HB 1630 passed and the title was agreed to.

MOTIONS

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

REP. BACKES MOVED that the House stand adjourned until 1:00 p.m., Friday, March 25, 1983, which motion prevailed

The House stood adjourned pursuant to Representative Backes motion.

CHARLES FLEMING, Chief Clerk