

## JOURNAL OF THE HOUSE

## Forty-eighth Legislative Assembly

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## SIXTY-FIFTH DAY

Bismarck, April 8, 1983

The House convened at 8:00 a.m., with Speaker Kelly presiding.

The prayer was offered by Rev. Thomas G. Peterson, Augustana Lutheran Church, Underwood.

## ROLL CALL

The roll was called and all members were present, except Representatives DuBord, Gerl, Gorder, Gunsch, Keller, Lang, R. Meyer, W. Meyer, Moore, Murphy, A. Olson, Retzer, Timm, 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 Sixty-fourth day and finds the same to be correct.

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

On page 2196, after line 7, insert lines 19 through 42.

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

On page 2444, after line 9, insert the following:

## "REPORT OF PROCEDURAL COMMITTEE

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

HB 1731

REP. G. MARTIN, Chairman

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

REP. LAUGHLIN, Chairman

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

## MOTION

REP. BACKES MOVED that the House stand in recess until 9:30 a.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 return herewith the following on which the House has adopted the conference committee reports:

SB 2047, SB 2049, SB 2327, SB 2350, SB 2446, SB 2473

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

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

SB 2066, SB 2104, SB 2108, SB 2170, SB 2199, SB 2245,  
SB 2358, SB 2408, SB 2491

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has not adopted the conference committee reports on SB 2122 and SB 2322, and the Speaker has appointed as a new conference committee to act with a like committee from the Senate on:

SB 2122: Reps. Keller, Linderman, Murphy

SB 2322: Reps. Lautenschlager, Gullickson, Timm

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 2001

Very respectfully,  
CHARLES FLEMING, Chief Clerk

FRIDAY, APRIL 8, 1983

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PRESENTATION OF PETITIONS AND COMMUNICATIONS

STATE OF NORTH DAKOTA  
EXECUTIVE OFFICE  
BISMARCK

April 8, 1983

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

Dear Madam Speaker:

The public policy of this state encourages private, individual ownership and control of agricultural land. At the same time it must be recognized that there are legitimate educational, religious, fraternal and private economic interests that are best served by nonprofit corporate entities.

It is important, I believe, that the general public have a maximum opportunity to be informed on the laws that would be passed to implement these compatible public and private goals.

After careful review of and consultation with those having various views concerning HB 1478, I conclude that it should be vetoed at this time. I am not satisfied that the general public has had an adequate opportunity to review its concept and purpose; nor am I satisfied that it is not too broad and all-encompassing.

This veto offers alternatives to the Legislature. Obviously, it can override this veto. If that occurs then the matter is resolved, at least until the next legislative session.

The other alternatives are to amend pending relevant legislation to temporarily address the situation and to schedule this matter for interim study with the explicit understanding from the Attorney General that prosecution under present law during this impending interim period will be discussed and reflect the concerns that HB 1478 was intended to address.

I would encourage the Legislature to follow the latter course of action to allow greater public involvement and further deliberation by legislators on this matter. Therefore, I veto House Bill 1478.

Sincerely,

ALLEN I. OLSON  
Governor

## MOTION

REP. BACKES MOVED that, pursuant to Section 79 of the Constitution of the State of North Dakota, HB 1478 be placed on tomorrow's calendar, which motion prevailed.

## REPORT OF STANDING COMMITTEE

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred SCR 4059 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. SINNER, Chairman

SCR 4059 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

## REPORT OF PROCEDURAL COMMITTEE

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

HB 1130, HB 1151, HB 1731, HCR 3028, HCR 3090

REP. G. MARTIN, Chairman

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

## MOTION

REP. BACKES MOVED that the House stand in recess until 11:00 a.m., which motion prevailed.

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

## MESSAGE FROM THE SENATE

## SENATE CHAMBER

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

SB 2032, SB 2150, SB 2187, SB 2205, SB 2206, SB 2394

Very respectfully,  
LEO LEIDHOLM, Secretary

## RECOGNITION

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

## MOTION

REP. BACKES MOVED that the House stand in recess until 1:00 p.m., which motion prevailed.

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

MESSAGES FROM THE SENATE  
SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith HB 1733 which the Senate has amended as follows:

SENATE AMENDMENTS TO HB 1733

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "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.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. The sums hereinafter listed, or so much thereof as may be necessary, are hereby appropriated out of the general fund and from special funds or moneys derived from federal funds or other income in the state treasury, not otherwise appropriated, as indicated to the named agencies, institutions, and enterprises of state government for the purpose of providing additional funds for medical insurance premiums for employees of the agencies, institutions, and enterprises for the period beginning July 1, 1983, and ending June 30, 1985:

Agencies, Institutions, Enterprises	General Fund	Special Funds	Total
State printing		\$ 2,021	\$ 2,021
Governor	\$ 3,452		3,452
Gaming enforcement division	1,722		1,722
Lieutenant governor	135		135
Secretary of state	3,084		3,084
Records management/ central microfilm	651		651
Office of management and budget	13,193	4,781	17,974
Central data processing		24,593	24,593
State auditor	10,727		10,727
State treasurer	1,817		1,817
Attorney general	18,620		18,620
State tax commissioner	26,345		26,345
Energy development impact office	492	492	984
Director of institutions	12,951		12,951

Motor vehicle department		8,155	8,155
Legislative council	8,719		8,719
Supreme court	13,946		13,946
Judicial qualifications commission	303	302	605
District court	43,222		43,222
Public employees retirement system		2,101	2,101
Public instruction, department of	7,385	11,077	18,462
Division of independent study	5,203		5,203
Board of higher education	4,048		4,048
State industrial school	15,852		15,852
University and school lands, commissioner of		3,696	3,696
University of North Dakota	260,288		260,288
UND - rehabilitation hospital		56,286	56,286
UND medical center	96,059	24,015	120,074
North Dakota state university	224,637		224,637
NDSU - state toxicologist	1,191	794	1,985
Upper Great Plains transportation institute		1,728	1,728
State school of science	86,137		86,137
Dickinson state college	35,595		35,595
Mayville state college	24,465		24,465
Minot state college	66,036		66,036
Valley City state college	31,880		31,880
School of forestry - Bottineau	12,952		12,952
Forest service	3,129	2,240	5,369
Educational broadcasting council	77		77
Library commission	4,111		4,111
School for the deaf	12,835		12,835
School for the blind	6,815		6,815
Teachers' fund for retirement		1,463	1,463
Vocational education	4,244	4,982	9,226
Health department	28,554	28,864	57,418
Grafton state school	134,384	33,596	167,980
Grafton - deinstitutionalization	16,845		16,845
San Haven state hospital	13,507	31,516	45,023
State hospital - Jamestown	148,961		148,961
Soldiers' home	5,947		5,947
Indian affairs	708		708

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commission			
Veterans' affairs		1,288	1,288
department			
Human services,	148,354	18,336	166,690
department of			
Governor's council	1,025		1,025
on human resources			
Insurance department		3,576	3,576
Unsatisfied judgment		192	192
Industrial commission		8,297	8,297
Labor department	1,224		1,224
Public service	11,175	3,529	14,704
commission			
Weather modification	888		888
board			
Aeronautics commission	381	950	1,331
Banking and financial	5,427		5,427
institutions,			
department of			
Securities commissioner	2,029		2,029
State laboratories	7,408		7,408
Bonding fund		166	166
Fire and tornado fund		673	673
Bank of North Dakota		22,935	22,935
Housing finance agency		3,646	3,646
Mill and elevator		33,051	33,051
association			
OASIS and social security		1,057	1,057
Job service North Dakota		90,245	90,245
Workmen's compensation		12,892	12,892
bureau			
Crime victims reparations	240		240
Parole board	5,914		5,914
Highway patrol	30,484	14,216	44,700
Radio communications	5,768		5,768
Disaster emergency	1,293	3,166	4,459
services			
Civil air patrol	110		110
Penitentiary	25,849		25,849
Roughrider industries		3,922	3,922
Adjutant general	3,461		3,461
Economic development	3,455	1,278	4,733
commission			
Agriculture commissioner	5,896	583	6,479
Predatory animal control	1,956		1,956
Milk stabilization board		1,172	1,172
Sunflower council		164	164
Seed department		6,604	6,604
Livestock sanitary	1,451		1,451
board			
Wheat commission		1,970	1,970
Cooperative extension	60,248	15,797	76,045
service			
Northern crops	677	572	1,249

institute			
Main experiment station	114,842		114,842
Dickinson experiment station	2,911		2,911
Central grasslands experiment station	1,040		1,040
Hettinger experiment station	910		910
Langdon experiment station	1,053		1,053
North Central experiment station	1,554		1,554
Williston experiment station	1,720		1,720
Carrington experiment station	2,801		2,801
Agronomy seed farm		928	928
Historical society	9,524		9,524
Council on the arts	711		711
Soil conservation committee	1,916		1,916
Geological survey		6,344	6,344
Game and fish department		24,767	24,767
Park service	7,123		7,123
Water commission	17,958		17,958
Highway department		222,728	222,728
Total	<u>\$1,900,000</u>	<u>\$ 747,746</u>	<u>\$2,647,746</u>

SECTION 2. APPROPRIATION - OFFICE OF MANAGEMENT AND BUDGET. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$400,000, or so much thereof as may be necessary, to the office of management and budget for the purpose of making payments to the public employee retirement system for agencies which do not have sufficient funds to pay medical insurance premiums for the period beginning July 1, 1983, and ending June 30, 1985."

And renumber the lines and pages accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

This amendment provides a portion of the funding for the medical insurance premiums for state employees for the 1983-85 biennium. It is the intent of the Legislative Assembly to provide, in addition to the amounts included in the executive budget, \$5,027,746 for employee medical insurance premiums. Of this amount, \$2,647,746 is to be available pursuant to the provisions of this bill, and \$2,380,000 from the amounts appropriated to state agencies and institutions for salaries and wages. Also, an

additional \$400,000 is appropriated in this bill to the Office of Management and Budget to assist agencies that do not have sufficient funds in their budgets to pay premiums. It is expected that the funding provided for medical insurance coverage will make it possible for the Public Employees Retirement Board to provide under an ASO contract coverage comparable to that provided during the current biennium.

Very respectfully,  
LEO LEIDHOLM, Secretary

#### SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has refused to concur in the House amendments to SB 2095, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2095: Sens. Vosper, Bakewell, Wogsland

Very respectfully,  
LEO LEIDHOLM, Secretary

#### SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2026 and subsequently passed the same.

Very respectfully,  
LEO LEIDHOLM, Secretary

#### SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House on:

SB 2122: Sens. Holmberg, Christensen, Maixner

SB 2322: Sens. Parker, Moore, Maixner

Very respectfully,  
LEO LEIDHOLM, Secretary

#### SIGNING OF BILLS AND RESOLUTIONS

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

SB 2271, SB 2306, SB 2354, SCR 4060, HB 1130, HB 1151,  
HB 1731, HCR 3028, HCR 3090

CHARLES FLEMING, Chief Clerk

#### MOTION

REP. MERTENS MOVED that the House request the return of HB 1017 from the Governor's office, which motion prevailed.

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MESSAGE TO THE GOVERNOR'S OFFICE  
HOUSE CHAMBER

THE HONORABLE ALLEN I. OLSON: The House hereby requests the return of HB 1017.

Very respectfully,  
CHARLES FLEMING, Chief Clerk

MESSAGES TO THE SENATE  
HOUSE CHAMBER

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

SB 2271, SB 2306, SB 2354, SCR 4060

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## HOUSE CHAMBER

MR. PRESIDENT: I have the honor to transmit herewith the following which the Speaker has signed and your signature is respectfully requested:

HB 1130, HB 1151, HB 1731, HCR 3028, HCR 3090

Very respectfully,  
CHARLES FLEMING, Chief Clerk

## MOTION

REP. BACKES MOVED that the House stand in recess until 2:30 p.m., which motion prevailed.

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

MESSAGES FROM THE SENATE  
SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2032, SB 2150, SB 2205, SB 2206, SB 2249, SB 2250, SB 2265, SB 2271, SB 2306, and SB 2394, and subsequently passed the same.

Very respectfully,  
LEO LEIDHOLM, Secretary

## SENATE CHAMBER

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

HB 1130, HB 1151, HB 1731, HCR 3028, HCR 3090

Very respectfully,  
LEO LEIDHOLM, Secretary

FRIDAY, APRIL 8, 1983

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PRESENTATION OF PETITIONS AND COMMUNICATIONS

Allen I. Olson  
Governor

April 8, 1983

The Honorable Tish Kelly  
Speaker of the House  
House Chamber  
State Capitol  
Bismarck, North Dakota 58505

Dear Madam Speaker:

Pursuant to the request of the Chief Clerk of the House returned herewith is HB 1017.

Sincerely,

ALLEN I. OLSON  
Governor

REPORT OF PROCEDURAL COMMITTEE

MADAM SPEAKER: Your procedural Committee on Delayed Bills respectfully reports that it has considered a request for the introduction of a House Concurrent Resolution No. 3098, which request has been approved.

REP. BACKES, Chairman

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Hughes, Rice and Sen. Wenstrom introduced:

(Approved by the Committee on Delayed Bills)

HCR 3098: A concurrent resolution congratulating the UND-Williston Girls Basketball coach, Penny Slagle, on being named the 1983 National Junior College Women's Basketball Coach of the Year.

MOTION

REP. BACKES MOVED that the rules be suspended, that HCR 3098 not be printed, be read in its entirety, not be referred to committee, be printed in the Journal, and placed on the calendar for second reading and final passage, which motion prevailed.

Reps. Hughes, Rice and Sen. Wenstrom introduced:

HOUSE CONCURRENT RESOLUTION NO. 3098

A concurrent resolution congratulating the UND-Williston Girls Basketball coach, Penny Slagle, on being named the 1983 National Junior College Women's Basketball Coach of the Year.

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

WHEREAS, Penny Slagle, women's basketball coach at UND-Williston has coached the girls' team for five years; and

WHEREAS, her Teton teams have recorded an overall record of 132 wins against 26 losses, including a record of 90-12 against junior college teams and 42-14 against four-year colleges and universities; and

WHEREAS, her teams have won berths in four national tournaments, finishing third in 1979 and fourth in 1982, and her 1982 team was the winner of the National Tournament Sportsmanship Award; and

WHEREAS, with her coaching career she has one of the top women's basketball coaching records in the nation and she has coached five All-Americans; and

WHEREAS, 16 of 17 girls on her 1983 team are North Dakota residents and one of her players, Lori Carriere was recently named to the 10-player Junior College Kodak All-American team;

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

That the Forty-eighth Legislative Assembly takes great pleasure in extending to Penny Slagle its heartiest congratulations for being named the 1983 National Junior College Women's Basketball Coach of the Year; and

BE IT FURTHER RESOLVED, that the Secretary of State send an enrolled copy of this resolution to Penny Slagle.

#### SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3098: A concurrent resolution congratulating the UND-Williston Girls Basketball coach, Penny Slagle, on being named the 1983 National Junior College Women's Basketball Coach of the Year.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3098 was declared adopted on a voice vote.

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#### MOTION

REP. BACKES MOVED that the rules be suspended, that SCR 4059 be deemed properly engrossed and placed on the calendar, for second reading and final passage, which motion prevailed.

## SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4059: A concurrent resolution directing the Legislative Council to study the ownership of real property in this state by nonprofit organizations and the relation of nonprofit organizations to taxation and discrimination in housing.

Which has been read.

The question being on the final adoption of the resolution.

SCR 4059 was declared adopted on a voice vote.

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## MOTION

REP. BACKES MOVED that consideration of HB 1693 be laid over one legislative day, which motion prevailed.

## MOTIONS

REP. E. POMEROY MOVED that the House reconsider its action whereby it did not concur in the Senate amendments to HB 1440, and that the House do now concur in the Senate amendments to HB 1440, and that the Conference Committee on HB 1440 be dissolved, which motion prevailed.

REP. E. POMEROY MOVED that HB 1440 be placed on the eleventh order of business for second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1440: A BILL for an Act to provide a human rights act to declare a state policy against discrimination on the basis of race, color, religion, sex, national origin, age, the presence of any mental or physical disability, or status with respect to marriage or public assistance; to prevent and eliminate discrimination in employment relations, public accommodations, public services, and credit transactions; and to repeal section 34-01-19 of the North Dakota Century Code, relating to employment discrimination.

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, 21 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrodt; DuBord; Eagles; Erdman; Gates; Gerl; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Knudson; Koehn; Koski; Kretschmar; Kuchera;

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; Opedahl; O'Shea;  
 Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Richard;  
 Riehl; Riley; Sanstead; Schneider; Schoenwald;  
 Shockman; Sinner; Solberg; Stofferahn; Strinden;  
 Swiontek; Vig; Watne; Wentz; Williams, A.;  
 Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, C.;   Anderson, R.;   Goetz;   Gunsch;  
 Hanson, O.; Hughes; Kloubec; Lang; Melby; Murphy;  
 Olafson; Olsen, D.; Peltier; Retzer; Rice; Rued; Shide;  
 Thompson; Timm; Vander Vorst; Whalen

ABSENT AND NOT VOTING: Olson, A.; Schindler; Unhjem

HB 1440 passed and the title was agreed to.

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#### CONSIDERATION OF MESSAGE FROM SENATE

REP. E. POMEROY MOVED that the House do concur in the Senate amendments to HB 1643, which motion prevailed.

#### MOTION

REP. E. POMEROY MOVED that the rules be suspended, that HB 1643 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1643: A BILL for an Act to amend and reenact subsection 3 of section 16.1-08-02 of the North Dakota Century Code and sections 16.1-08.1-02 and 16.1-08.1-03 of the North Dakota Century Code as amended by sections 3 and 4 of Senate Bill No. 2268, as approved by the forty-eighth legislative assembly, relating to the reporting of campaign contributions.

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 81 YEAS, 21 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers;  
 Dotzenrod; DuBord; Eagles; Erdman; Gates; Goetz;  
 Gullickson; Halmrast; Hanson, L.; Haugland; Hausauer;  
 Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.;  
 Jacobson; Keller; Kloubec; Knudson; Koehn; Koski;  
 Kretschmar; Lardy; Larson, B.; Larson, R.; Laughlin;

Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.;  
 Martin, G.; Meier, A.; Meiers, R.; Melby; Mertens;  
 Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja;  
 Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea;  
 Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice;  
 Richard; Riehl; Riley; Sanstead; Schneider; Schoenwald;  
 Shockman; Sinner; Solberg; Stofferahn; Strinden;  
 Swiontek; Thompson; Vander Vorst; Vig; Watne; Wentz;  
 Williams, A.; Williams, C.; Williams, W.; Wold;  
 Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Gerl; Gorder; Gunsch;  
 Hamerlik; Hanson, O.; Hughes; Kent; Kingsbury; Kuchera;  
 Lang; Olafson; Olsen, D.; Peltier; Retzer; Rued;  
 Schindler; Shide; Timm; Whalen

ABSENT AND NOT VOTING: Horgan; Martinson; Olson, A.;  
 Unhjem

HB 1643 passed and the title was agreed to.

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#### MOTION

REP. BACKES MOVED that the House do consider HB 1693 at this time, which motion prevailed.

#### CONSIDERATION OF MESSAGE FROM SENATE

REP. GERL MOVED that the House do concur in the Senate amendments to HB 1693, which motion prevailed.

#### MOTION

REP. BACKES MOVED that the rules be suspended, that HB 1693 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1693: A BILL for an Act to amend and reenact subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

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, 27 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers;  
 Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz;  
 Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland;  
 Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan;  
 Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson;  
 Koski; Lardy; Larson, B.; Laughlin; Lautenschlager;

Linderman; Lloyd; Martin, C.; Martin, G.; Martinson;  
 Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.;  
 Moore; Murphy; Mushik; Nowatzki; O'Connell; Olafson;  
 Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl;  
 Retzer; Riehl; Sanstead; Schneider; Schoenwald;  
 Shockman; Sinner; Solberg; Stofferahn; Swiontek; Vig;  
 Watne; Wentz; Williams, A.; Williams, C.; Williams, W.;  
 Wold; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Gorder; Gunsch;  
 Hanson, O.; Hausauer; Hughes; Koehn; Kretschmar;  
 Kuchera; Lang; Larson, R.; Melby; Nalewaja; Nicholas;  
 Olsen, D.; Peltier; Rice; Riley; Rued; Schindler;  
 Shide; Strinden; Thompson; Timm; Vander Vorst; Whalen

ABSENT AND NOT VOTING: Lipsiea; Olson, A.; Peterson;  
 Richard; Unhjem

HB 1693 passed and the title was agreed to.

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#### CONSIDERATION OF MESSAGES FROM THE SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1007 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 1007:

Reps. G. Martin, Boyle, O. Hanson

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1733 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 1733:

Reps. Mertens, Lardy, Eagles

#### MESSAGES TO THE SENATE HOUSE CHAMBER

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

SCR 4059

Very respectfully,  
 CHARLES FLEMING, Chief Clerk

FRIDAY, APRIL 8, 1983

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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:

HCR 3098

Very respectfully,  
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has concurred in the Senate amendments to HB 1643 and HB 1693 and subsequently passed the same, but has refused to concur in the Senate amendments to HB 1007 and HB 1733, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1007: Reps. G. Martin, Boyle, O. Hanson

HB 1733: Reps. Mertens, Lardy, Eagles

Very respectfully,  
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has reconsidered its action whereby it did not concur in the Senate amendments to HB 1440, and now wishes to inform you that it does now concur in the Senate amendments to HB 1440, and subsequently passed the same. Also, the House has dissolved the House Conference Committee on HB 1440.

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 3:18 p.m., April 8, 1983:

HB 1130, HB 1151, HB 1731

REP. G. MARTIN, Chairman

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

MADAM SPEAKER: Your Committee on Enrollment and Engrossment respectfully report that the following bills were delivered to the Secretary of State at the hour of 3:20 p.m., April 8, 1983:

HCR 3028, HCR 3090

REP. G. MARTIN, Chairman

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

## MOTIONS

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

REP. BACKES MOVED that the House stand adjourned until 9:30 a.m., Saturday, April 9, 1983, which motion prevailed.

The House stood adjourned pursuant to Representative Backes' motion.

CHARLES FLEMING, Chief Clerk